

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, on Tuesday, September 5, 2000, at 7:00 p.m.

Present:

Robert Kozakiewicz,	Supervisor
Christopher Kent,	Councilman (arrived 7:33 p.m.)
Philip Cardinale,	Councilman
James Lull,	Councilman
Edward Densieski,	Councilman

Also Present:

Barbara Grattan,	Town Clerk
Dawn Thomas,	Town Attorney

Supervisor Kozakiewicz called the meeting to order at 7:00 p.m."

Supervisor Kozakiewicz: "I'd like to call the public hearing to- or the Town Board meeting to order. Steve Haizlip, would you be kind enough to lead us in the Pledge of Allegiance?"

(The Pledge of Allegiance was recited, led by Steve Haizlip)

Supervisor Kozakiewicz: "First things first. Is there a motion to approve the minutes of the August 15, 2000 Town Board meeting?"

Councilman Densieski: "Motion to approve the minutes."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Second from- I guess who beat it? Lull?"

Barbara Grattan: "Either one."

Supervisor Kozakiewicz: "Okay. A vote on- moved and seconded, I'm sorry."

The Vote: "Densieski, yes; Cardinale, yes; Lull, yes; Kozakiewicz, yes. 4 yes and one absent."

Supervisor Kozakiewicz: "Reports, please."

REPORTS:

Receiver of Taxes	Utility collection report for the month of August, monies totaling \$286,829.
Sewer District	Revised discharge monitoring report for June; discharge monitoring report for July
Building Department	Monthly report for August, total collected \$132,077.00
Recreation Department	Monthly report for July, total collected \$39,161.00
Open Bid Reports	Sludge cake removal opened on August 29 th at 11:00, three bids were received

Barbara Grattan: "That concludes Reports."

Supervisor Kozakiewicz: "Thank you, Barbara. Applications, please."

APPLICATIONS:

Parade Permit	36 Cotton Trail Court, Wading River for a block party
Parade Permit	ABATE RRF, Inc., assembly at Elk's Lodge
Shows & Exhibition Permit	Riverhead Toyota August 22 nd to October 22 nd - a tent sale
Site Plans	For Wendy's, 1165 Old Country Road, replacing existing exterior site lighting
Site Plans	Cooperidge Inn, Sound Avenue addition to pre-existing restaurant and related site-

	work
Site Plan	AutoZone, Inc. to build a retail store and parking lot
Special Permit	Demir Petroleum, Inc.-S/W/C of Main Road and Jamesport Ave. construction of convenience market
Special Permit	J & S Reeve for a bed and breakfast

Barbara Grattan: "That concludes Applications."

Supervisor Kozakiewicz: "Thank you, Barbara. Correspondence."

CORRESPONDENCE:

Jim Dreeben	Regarding Riverhead Center
Catherine Brown Liebling	Regarding construction of a water hookup
Petition	Residents of Kings Drive requesting stop signs at intersection of Goodale Court and Kings Drive
Petition	193 signatures asking certain businesses to stop the lawsuit against Riverhead Center
Petition	35 postcards opposing a Calverton jetport

Barbara Grattan: "That concludes Correspondence."

Supervisor Kozakiewicz: "Thank you, Barbara. Are there any Committee reports? None? I just would like to mention, Chris Kent did call. He wanted to apologize for the fact that he was- could not be here on time. His daughter had an accident. I don't believe it's anything of major consequence. However, she was bicycling without shoes on and stubbed her toe and had to go to the emergency room. So he was with his daughter at the emergency room. He was heading home

at about quarter to seven and he'll give us a full report I'm sure when he arrives as to the condition of his daughter. So that's- just, you know, let the record straight that he did call in and he was apologetic for not being able to be here right on time but family duties did call upon him.

Saying that, the time of 7:11 having arrived, Barbara. Are you ready for the first public hearing? I'd like to declare the first public hearing open."

Public Hearing opened: 7:11 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on September 5, 2000, at 7:05 p.m. regarding the extension to the Riverhead Water District to be known as Extension No. 59."

Supervisor Kozakiewicz: "While Dennis is stepping up, Extension No. 59 is a 12 inch water main extension which is running from the intersection Mill Road and Middle Road. It's going to tie into an existing 12 inch water main extension. The depiction of what's being proposed is outside in the hall as well as up front. Mr. Kelleher."

Dennis Kelleher: "The Supervisor did a great job. Maybe you should just keep going. Good evening. My name is Dennis Kelleher from the engineering firm of H2M. We are the developing engineers for the Riverhead Water District. The developer of the proposed subdivision known as known as Deep Hole Road has petitioned the Town Board to extend the public water of Riverhead Water District to service this new subdivision. The proposed subdivision is located on the north side of Deep Hole Road, approximately 400 feet west of Middle Road. It's approximately 300 by- approximately a 30 acre site that is proposed to be developed into a 26 lot subdivision- residential subdivision.

The property is located outside the existing Riverhead Water District- we are holding this public hearing today to officially extend the boundary of the Water District.

The nearest water main is- to the proposed subdivision is approximately 3,600 feet east of the property at the intersection of Middle Road and Mill Road. In order to provide water to the site, the existing 12 inch water main would have to be extended along the north side of Middle Road. In addition, approximately 1,900 feet of eight

inch water main would be needed inside the subdivision.

On the map put up tonight, I got a little crazy with the crayons, but just to show everybody. Highlighted in orange is the existing Water District boundaries, this here being the Riverhead Water District, this here also being the Riverhead Water District. The existing water main is this blue line here. What we're proposing to do is extend the 12 inch line which would be this pink and this green line in the subdivision. The proposed extension would be- "

Supervisor Kozakiewicz: "Are we getting him on- "

Barbara Grattan: "We're not getting- "

Supervisor Kozakiewicz: "Unfortunately Dennis, we're not picking that up, so we need maybe for Gary to go up there and help point it out as you are speaking. But, I guess a lot of that was not picked up, is that what you're saying, Barbara?"

Barbara Grattan: (Inaudible)

Supervisor Kozakiewicz: "Okay."

Dennis Kelleher: "Backtrack. The map, the existing Water District boundary highlighted in orange. The existing 12 inch water main which is highlighted in blue. What we're proposing to do as part of this project is to extend the Water District facility into the subdivision would be until the- actually, the highlighted pink line and the green line into the subdivision. The proposed extension is the areas highlighted in yellow.

The total cost to extend water to the subdivision has been estimated at approximately \$228,000. This includes construction costs, engineering, inspection, legal and contingencies. This total cost would be paid by the developer. In addition, the developer would be required to pay key money fees in the amount of \$2,500 per lot. This would be a total of \$65,000 for the subdivision.

It also should be noted that the Riverhead Water District has received an additional petition by another subdivision to provide water also along Middle Road. Going back to the map as before, the pink line would be water main that would need to be installed by the second subdivision. If this subdivision is not approved and does not proceed, the Deep Hole Road subdivision will need to pay the cost of the entire. So the cost that I (inaudible) \$228,000, is what's being

proposed at this time for the entire project. However, if the other subdivision proceeds, this cost would be reduced by (inaudible). Again, all of this cost would be by the subdivision developer and not by the Riverhead Water District."

Supervisor Kozakiewicz: "Thank you. Is there anybody who would like to address the Board with respect to the proposed extension, Extension No. 59 which will be on Mill Road, in Calverton- in Baiting Hollow- Calverton, I guess. Anybody? Seeing no hands, I declare the public hearing closed at the time of 7:16."

Public Hearing closed: 7:16 p.m.

Public Hearing opened: 7:16 p.m.

Supervisor Kozakiewicz: "This time- the time of 7:16 having arrived. We'll call to order the second public hearing scheduled for this evening."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on September 5, 2000 at 7:10 p.m. regarding the consideration of a special permit petition of Charles Hydell to allow fabrication of wood products at premises located at Pulaski Street, Riverhead. I also have a letter here, Bob, which she wants to be read into the record."

Supervisor Kozakiewicz: "Why don't we do that before Mr. Cuddy does his presentation with respect to this application."

Barbara Grattan: "This is September 5th, Town Board, Town of Riverhead, 200 Howell Avenue, Riverhead. Gentlemen: Due to a prior commitment, we are unable to attend the September 5th meeting. We are interested in the property on Pulaski Street to be improved as it is an eyesore the way it is. Our prime concern is no dust or odor be released to offend the neighborhood.

Has the property in back of the building been cleaned of fertilizer contamination? Will the building be improved to be an asset to the neighborhood? Will the parking area be paved?

Thanks for your consideration. Ted and Dot Krukoski, 439 Claus Avenue, Riverhead, New York."

Supervisor Kozakewicz: "Okay. Thank you, Barbara. Mr. Cuddy."

Unidentified: "We can't hear you."

Supervisor Kozakewicz: "You can't hear me? You could hear Barbara, or you couldn't hear me?"

Unidentified: "Barbara."

Supervisor Kozakewicz: "Really. All right. Is Fred still here?"

Councilman Densieski: "I think it's working."

Supervisor Kozakewicz: "Go ahead."

Charles Cuddy: "It would be worse if you can't hear me. With my voice, I need the microphone. I'm Charles Cuddy. I represent Charles Hydell who wants to purchase from Agway and make a use of the property that's three and a half acres, the former Agway site, located at Pulaski Street and Marcy Avenue, the southwest corner.

That site is familiar to virtually everybody in the community. Mr. Hydell has been operating on Route 58. He designs and completes wood sheds and gazebos; has a staff of approximately six or seven people. They actually fabricate them, that is, put them together at the site and sell them. He's not proposing by the way to use the site as a retail site. But what he does, is he takes those sheds, gazebos, gets the raw wood, puts them together and then he plans on selling them off site. He'll store them there.

But basically this is an Industrial B property, the heaviest industrial zone in the town and in a (inaudible) situation, the town code doesn't provide for manufacturing in a manufacturing district. So we're here for a special non-nuisance industry permit. The application is for a non-nuisance industry permit or in the alternative any determination that the Board wishes to make under the town code to permit this type of operation in an industrial (inaudible).

He intends to use the existing buildings on the site. The Board is aware that there is a building that's approximately 11,600 square feet. There's another building that's approximately 3,900 feet. And

(inaudible) face Marcy Avenue. Those buildings will contain his equipment. They'll work inside the buildings. They may store some product outside the buildings but basically the storage will be inside the existing buildings on the site.

There is no noise; there is no odor; there's nothing that's contrary to the non-nuisance section of the town code.

The applicant has been doing this same type of activity for years both in the Town of Southold and in the Town of Riverhead.

This proposal is nothing more than to use existing buildings, clean up the area in the sense that right now there's a lot of overgrowth there. He's done extraordinary environmental work at the site and I have Jeff Seaman who will speak after me to explain the environmental activity here and, hopefully, when he's done, the Town Board will find that this site was essentially cleaned up through the efforts of both Agway and Mr. Hydell. So the environment at this point has been served and the environmental purposes have been served by the efforts of Mr. Hydell from last year and by the efforts of Agway.

What I'm asking this Board to do then is to grant him a special permit. The Planning Board has endorsed the application and recommended to this Board that it approve this application.

Mr. Hydell is here if there are questions and after we're through, both Mr. Seaman and myself certainly can answer questions (inaudible) but he also is here to answer any further questions that you may have. We believe that going through the special permit requirements, that this is in harmony with the zoning in that area, has no adverse consequences to the community. The parking will be as again for half a dozen people. It will be on site. There won't be any traffic increase and I think it's the right thing and the right place. I think the community benefits from having that building site again used and certainly (inaudible).

Again, I'd like to have Jeff Seaman follow me to explain to you the environmental consequences of the work he does and also work he's done at the site."

Supervisor Kozakiewicz: "I have a couple quick questions if, hopefully, everyone can hear me. With regard to the fact that he's not going to do any retail use out of the premises, is he still considering using the Route 58 premises for that purpose? Or is the

Route 58 premises going to cease and desist as a use once this site is granted or assuming this site is granted a special permit and site plan?"

Charles Cuddy: "In accordance with the request of the Town, he is not going to use that site (inaudible)."

Supervisor Kozakiewicz: "Okay. Now you said there will not be any dust or odors or noise. Is that because whatever work is going to be performed on the site, that will be done inside?"

Charles Cuddy: "Inside the building. That is correct."

Supervisor Kozakiewicz: "Okay. Is he looking to expand and add on any additional people as part of this process?"

Charles Cuddy: "It may happen, but that's not the plan right now. It may happen just as a course of business expanding but it's not purchased with that in mind that he's going to have a lot more people there. It may end up with a few more, but not a lot."

Supervisor Kozakiewicz: "Now I also believe the Planning Board had made some recommendations regarding the storage of the products so they're not out on the street or not visible from the street. He's- "

Charles Cuddy: "He expects that all the products will be stored inside. There may be some behind the building but it won't be visible from the street."

Supervisor Kozakiewicz: "Okay. Thanks."

Councilman Densieski: "I have a couple questions, also. You just stated that all construction will be indoors?"

Charles Cuddy: "That's correct."

Councilman Densieski: "And the hours of operation- "

Charles Cuddy: "Will be normal business hours, from eight to five type of hours."

Councilman Densieski: "Is there any plans to fix up the exterior of the building?"

Charles Cuddy: "Not to do a lot at this point. A lot of money

has been spent on the environmental aspect of this. He certainly did clean the area up in a sense to take out the weeds and the overgrowth. And he may end up painting. But he's not going to improve the building itself."

Councilman Densieski: "I'm mean I think there's some graffiti and stuff on that- a lot of that stuff has to be taken off."

Charles Cuddy: "I think that-- that would be removed."

Councilman Densieski: "And will there be any treated wood stored outside?"

Charles Cuddy: "From time to time there may be some wood delivered outside but eventually it will be brought inside. It's not going- it's not a permanent storage type of (inaudible)."

Councilman Densieski: "That's it."

Charles Cuddy: "Mr. Seaman."

Jeffrey Seaman: "My name is Jeffrey Seaman, Coastal Environmental Corporation. I'm the environmental consultant retained by Mr. Hydell to take a look at the property at Pulaski and Marcy Street in Riverhead. I reviewed reports, a Phase 1 environmental study conducted in July '93; a Phase 2 groundwater study in August of '94; a second groundwater study conducted in March of '95; a soil and groundwater analysis completed in August of '97. Based on the recommendations by the consultants of those reports that had been prepared by Agway, Agway elected to remove approximately 300 cubic yards of soil from the site and backfill it with suitable material. Another report that was completed later in October was an analysis of the area after it had been cleaned up and it has met suitable standards.

Mr. Hydell also had the building inspected for underground storage tanks, assuring that they had been closed in accordance with the County Health Department's requirements.

So, all in all, this property has been examined and for three acres, it has been very closely examined. Remediation has been done in accordance with environmental standards and the site is very clean for any future uses, whether it be for industrial or other commercial property needs.

So, if you have any questions, I'd be happy to answer them."

Supervisor Kozakiewicz: "I know you- noticed you used the word suitable material for backfill. What does that mean to me as a layman?"

Jeffrey Seaman: "Oh, clean backfill. Clean sand and gravel was used to refill the cavity created by the 280 cubic yards removal of contaminated soil."

Supervisor Kozakiewicz: "Okay. And the contaminated soil had what- what type of product was it or what was the cleanup due to?"

Jeffrey Seaman: "That was DDT and DDE."

Supervisor Kozakiewicz: "Okay. And as far as you can tell, the problem should be rectified now?"

Jeffrey Seaman: "That's correct."

Supervisor Kozakiewicz: "Okay. Any other questions? Okay. Anybody else who would like to address us with regard to the special permit of Charles Hydell which is to use property that used to be known as Agway at the intersection of Pulaski Street and Marcy Avenue? Yes, step forward."

Henry Lujkowski: "Good evening, everybody."

Supervisor Kozakiewicz: "Good evening."

Henry Lujkowski: "My name is Henry Lujkowski. (Inaudible)-- make his expression and opinion about the hearing, we have had completely different opinion and knowledge what's going on at Agway. We have a couple neighbors, probably around 10 of them. I was involved (inaudible) four years ago. I know everything about the fill in was never completed. And we know- I know Mr. Hydell, too, I know he's a good businessman- "

Supervisor Kozakiewicz: "Do you need the name?"

Henry Lujkowski: "-- but this is the church, this is the Polish Hall, this is Main Road, it's like the heart of the Polish town. The Polish (inaudible) activities already increase some of the time because Riverhead Building Supply purchased the property there. And our expression and (inaudible) this is completely wrong decision if

the Town Board say to him put it in. I understand his business, but we have to care about our neighborhood. The Agway pollute so many years, 40, 50 years. Now, the site (inaudible) is still polluted and the business (inaudible) there's- wood, treated wood. There's painting involved. Everything involved. I don't like to criticize him but we in this area have a very busy intersection. The hours from early 6:00 to all the holidays, the street is busy. You gentlemen see last weekend, we have a Polish Festival and it's like a prime property for completely different business than what he proposes here. And we are really against- we have (inaudible) which Agway never cleaned the property. Maybe if he (inaudible) if Mr. Jeff Seaman (inaudible) we have a different opinion- different hours.

And the way we find about this project was also kind of like a hiding from everybody. It's two weeks ago, the neighbors received a letter. This should be at the newspaper."

Councilman Densieski: "It was."

Supervisor Kozakiewicz: "It was. It was."

Henry Lujkowski: "We don't like to hurt anybody, but- "

Supervisor Kozakiewicz: "It was also published in the newspaper but under our code provisions the owners are also given a certified return receipt letter to apprise them of the fact that it's going on."

Henry Lujkowski: "Two weeks ago."

Supervisor Kozakiewicz: "Right."

Henry Lujkowski: "But we think there is not enough time to- this is very serious decision and we don't like (inaudible) because of- to stop him from his work. He's spent a lot of money but we probably are asking for the Town Hall to give us more time and absolutely don't give a permit for this kind of (inaudible) in this area."

Supervisor Kozakiewicz: "Thank you. I saw a few other people stand up who wanted to speak. Christina? Is that Christina- Felicia, okay, I'm sorry. Yes, you have to state your name for the record."

Felicia Sawicka: "I would like to tell I oppose like one of the neighbor next door to Agway. We have now already so many things we have before. Now, I am opposed for that kind of business and the

factory, the wood, there will be lots of smell. How the smell will go underground? It wouldn't be any chimney (inaudible). There will be lots of paint smell, lots of dust pollution, will be lots of odor from the fresh wood what is going to (inaudible) this kind of material, what they are doing. And I also see we pay so many taxes, we want a quite place. This is not a right place to make any industry in the middle of our Riverhead, Pulaski Street. It's close to the church. We want a quite place. We- (inaudible) some kind of offices, some kind of different things but not any industrial things. And also there's noise and traffic will be terrible. What we had before with some kind of noise (inaudible). And I really- I'm very, very upset about something is going to be- I oppose and ask you to make some consideration for all our neighbors living on Pulaski Street. This is a residential place. We're very nice and quiet and we care about traffic and so forth. Thank you."

Supervisor Kozakiewicz: "Thank you. I know there were a few more hands on the side. Yes. Come on up."

Gail Kettrick: "My name is Gail Kettrick and my property borders on (inaudible) all the way down, it borders the Agway property. I'd like to know when you removed the soil? I saw a building go down but I saw nobody take any- "

Supervisor Kozakiewicz: "Excuse me. Excuse me. If the question is whether there's been a removal of soil, I'll have them answer that. But your comments should be directed to us as the Town Board. Okay?"

Gail Kettrick: "All right. But it's not only that. They used to drill right in front where the quonset hut is, out by the road. They were drilling there and testing that. All right. That's on the pavement. And that's all contaminated. It's all contaminated. It's- if you have anything like this come in, you know, it's going to affect our groundwater even though we're town water. It's going to affect."

Supervisor Kozakiewicz: "As far as the type of process you're talking about?"

Gail Kettrick: "Of course."

Supervisor Kozakiewicz: "Okay."

Gail Kettrick: "What's their removal going to be?"

Supervisor Kozakiewicz: "What are they going to do with the end product in other words?"

Gail Kettrick: "Well, sure."

Supervisor Kozakiewicz: "Okay."

Gail Kettrick: "In other words, when you make this stuff, you have water and you have runoff. Where is it going to go?"

Supervisor Kozakiewicz: "I think I'll have the applicant's attorney and Mr. Seaman address that if they can. All right. Do you have any other questions before they come up? Or any other comments?"

Gail Kettrick: "I didn't see anybody remove anything. All they removed was a building."

Supervisor Kozakiewicz: "Thank you, Mrs. Kettrick. Mr. Seaman."

Gail Kettrick: "Ms."

Supervisor Kozakiewicz: "Ms. I'm sorry, okay, all right."

Jeffrey Seaman: "Perhaps a few points of clarification might help."

Barbara Grattan: "Jeff, just (inaudible), please."

Jeffrey Seaman: "Better? Is that all right?"

Supervisor Kozakiewicz: "Is that better? Can everybody hear? Okay."

Jeffrey Seaman: "Just a few points of clarification. I think primary is that this property is owned right now by Agway. Subsequently its historic use has been associated with their production and requirements for agricultural chemicals. And through the environmental review process requested by lending institutions, confidential reports have been submitted to me for my review and comment in order to provide a potential buyer an assessment that will aid him in making a decision.

At this point, we're not talking about environmental impact statements and that type of public comment information. These reports

are traditionally done in confidence. What I'm sharing with the Board and at their request and at the advice of Mr. Cuddy, is that if you would like to review this information in greater detail, we did not do the report, we did not do the analytical testing, and we did not do any soil clean up, we being the applicant. This is done by the seller. I've been asked to review it to see if I concur with the findings. And I have manifests regarding the soil cleanup that they have presented to us. So, I'm just- on behalf of at least letting the public here know that there are very stringent, very careful standards that are prepared in accordance with ASTM (phonetic) requirements that these studies, sample analysis, collection points and soil quality that must meet New York State DEC standards need to be complied with. So there is really very little latitude to not complete this type of (inaudible).

With regard to any- Mr. Hydell's activities and his production of dust or odors and paints and CCA treated wood, etc., CCA treated wood can be bought at virtually any building supply company. It's a fairly common product and while everyone may decide to use it or not use it, its activity here is (inaudible) that would be regulated- at least not by any of the codes that I'm familiar with.

Secondly, his activities would be done inside, that is mostly the cutting of wood. Any of his paint activities, he uses a latex water based paint. His application is done by both brush and with an air spray gun. If he were to try to use oil base or any volatile organic or solvent cleaner in that, he would need to have additional guns, additional compressors. He's not set up for that. If you want to order his product and treat them with other types of wood preservatives, you must do that yourself at your own site. He does not prepare that in his facility or ship it that way. And I think if Mr. Hydell wants to elaborate on that- I have inspected his other premises and I've prepared a report for the Planning Board to address just those questions. Those are also on file here at the town."

Supervisor Kozakiewicz: "Okay. Is there any further discussion or any further questions that- yes, the gentleman in the back."

Chris Luniewski: "My name is Chris Luniewski and my property borders directly with the old Agway and I would like to know if they're not going to create any more traffic than already exists, how are they going to fly this stuff in, drop it from the air? Trucks from Riverhead Building Supply roll by 5:00 in the morning as it is and the house shakes. They are going to bring lumber in there? That's going to create more traffic, more heavy trucks. That's not

acceptable. And they're also not talking about fixing up the building. The building looks like hell and we need somebody in there that's looking to fix up the building. Do something (inaudible). Like an office of something. Or a bunch of little offices or something. I wouldn't mind but to have the industrial property, no way. Thank you."

Supervisor Kozakiewicz: "Thank you."

Barbara Grattan: "Chris, would you spell your last name, please?"

Chris Luniewski: "L-U-N-I-E-W-S-K-I."

Barbara Grattan: "Thank you."

Supervisor Kozakiewicz: "Anybody else who would like to address the Board with regard to this special permit of Charles Hydell? Mr. Cuddy, do you want to comment?"

Charles Cuddy: "Just to clarify a point. The deliveries that are made at this site are probably two a week bringing in wood. The deliveries that will go out are based on pick up trucks that will go out on occasion to deliver to people's homes or their business sites. Historically I think that we're missing the point. This is an Industrial B district. This is a place that Agway had for years that many of us came to, where there was great traffic that came to that site. There's going to be six, seven employees. There's going to be a couple of deliveries and some pickup trucks going out to deliver items. The volume of traffic is going to be materially reduced from what it was before. The site is going to be used in a much less intense fashion.

And so the audience understands, a bank won't give us a loan if there is an environmental problem at this site. We've had three separate companies, one hired by Agway, one hired by us, Mr. Seaman's company, and Miller Environmental Group supervised the remediation and the cleanup of anything that was there for us and the bank. So we think that this is a better situation than was there before. We think it's appropriate for the Industrial B area. And we're hopeful that our neighbors will understand that it's a much less intense use than could otherwise come to that site. And on that basis, I would ask the Board to approve this. Thank you."

Supervisor Kozakiewicz: "Anybody else who would like to address

the Board on the special permit of Charles Hydell? Yes?"

Councilman Densieski: "Mr. Cuddy, who owns that building that's been vacant? Do you know?"

Supervisor Kozakiewicz: "Yes, we have a question from the Town Board, but we have an individual- okay, state your name, again, for the record."

Henry Lujkowski: "Henry Lujkowski."

Supervisor Kozakiewicz: "Okay, thank you."

Barbara Grattan: "You better spell that, too."

Henry Lujkowski: "L-U-J- "

Barbara Grattan: "Okay, spell it again."

Henry Lujkowski: "L-U-J-K-O-W-S-K-I. It's Polish, very simple. We have 230 children started this Sunday going to the Polish school. We have activity. (Inaudible)-- the water, Pine Barrens. We have all the Pulaski Street. Very simple question. Why Agway move from (inaudible) and find another facility. Suppose they lose their license to operate (inaudible) and they move to the other side of the road- 58. Why they did it because everything was so beautiful and clean. They new the environment of the property (inaudible). Riverhead Building Supply also tried to (inaudible) this property. They no make a deal because they knew also it was the same story. Riverhead Building Supply buy the property from Agway, (inaudible) in present location. They have an Agway (inaudible). They discovered so many different (inaudible) and environmental problem (inaudible). This property is definitely not clear yet. I live near this woman. I also never see any truck moving, they take only the soil from the (inaudible). I have in my possession marked what should be done. They did maybe one-third of the (inaudible).

And this is not true this business- the new business, it's clean and nice and it's a truck moving a lot of lumber, a lot of (inaudible) and we just (inaudible) to approve this. And we really believe you guys do a good job. We elect you, we like (inaudible). Clean, nice, children like to go there. Not like there we have kind of a disease in the middle of the town. And according to our (inaudible) the Polish (inaudible), no, it's impossible, we're waiting for somebody to buy the property and create something nice for people, for everybody,

not (inaudible). We- I understand that business- I even buy a shed from him. But this is the wrong place and (inaudible). Thank you."

Supervisor Kozakiewicz: "Okay, thank you. Anybody else who would like to address the Board with regard to the special permit of Mr. Hydell? Would the Board want to keep this open for written comment for one week?"

Councilman Cardinale: "I think it's a good idea."

Supervisor Kozakiewicz: "All right. As the time of- Mr. Cuddy, do you have any further comment? The time of 8:46 has arrived. What I'd like to do is keep the hearing open but only for written comment for a period of one week until the close of business one week from today. You've got that, Barbara? All right. Okay."

Public Hearing left open for written comment
to September 12, 2000

Supervisor Kozakiewicz: "All right. I think that concludes all the public hearings for tonight, we only had two on. Chris, I did have some comments as to why you were late. Do you want to give us an update?"

Councilman Kent: "Yes, I'm sorry I was late. My daughter injured her foot today, we were at the emergency room. She now has just been taken up to Setauket to have plastic surgery on her foot."

Supervisor Kozakiewicz: "I'm sorry."

Councilman Kent: "They're reconstructing one of her toes that got smashed."

Supervisor Kozakiewicz: "Sorry, sorry about that."

Councilman Kent: "I'm sorry I'm late."

Supervisor Kozakiewicz: "Okay. Well, you sound like it was not as bad as you made it just out to be. I'm sorry to put him on the spot. When I spoke to him, it didn't sound as bad as he just described it to be. I'm sorry to put him on the spot."

Councilman Kent: "That's okay."

Supervisor Kozakiewicz: "Okay, at this point in time, the public hearing comment has been concluded. Anybody who wishes to get up. I have a lot of cards. Dr. Grantham, why don't you come up. We limit the comments to five minutes. If you can stay within the five minute rule, that would be most appreciated. We try to be considerate of all of our speakers, let them conclude, and we'll try to keep the meeting moving and the public comment moving in a period of time as quickly and as efficiently as possible. Dr. Grantham."

Dr. Carol Grantham: "I'm Dr. Carol Grantham. Supervisor and Members of the Town Board."

Supervisor Kozakiewicz: "You know what? There you go. That's the one you want to talk to. Okay."

Dr. Carol Grantham: "Supervisor and Members of the Town Board. Can you hear me now? This one?"

Councilman Densieski: "The little one, the shorter one. Yes."

Dr. Carol Grantham: "Anyway, I'm here for a front page article in (inaudible) and the import of that article was that the BID is about to begin a project leading to possible demolition of the trees on Main Street. Now I don't know how many of you know the story of the trees on Main Street. I predate most of it, even Mr. Lull. Since the Town Board, I believe, doesn't really know, and we certainly didn't get very much information from the allegations made in that piece, namely that the trees were ugly, they were intrusive, they hid the signs, they were disturbing the sewer lines, and they were a mess.

You know what? That's deja vu that we faced over 20 years ago and I want to (inaudible) for all of you what led again to a valiant civic effort to improve a beautiful town that had been known for its trees through most of its history and my history goes back to a Supervisor in my family in the very early stage.

Let me tell you, this happened- and I don't remember exactly the date (inaudible) but in any event, we were told, we found out to our dismay that on- it was called a dark night- the night before Easter morning, the poor (inaudible) Superintendent of Highways was called on and we never knew who authorized him to go downtown and cut down the trees. And you can imagine the furor the next morning, even though it was Easter Sunday and all that summer this town simmered with rage like you cannot imagine. I was in those days very active in the League of Women Voters. I had been in the League in New York and had

transferred my membership out here when I came and I always moderated the so-called candidate (inaudible) and I did it that night when the candidates meeting was held in October I suppose. We held it in the auditorium of the high- Riverhead building on Roanoke Avenue. The building was packed, there was standing room only and among others the Superintendent of Highways whose name I prefer not to use told me before we started that he's hard of hearing and would I please relay the questions he couldn't hear. And I did that. And I am a quite- I'm a competent moderator, believe me. It was a ruckus meeting and there was no misunderstanding what the public wanted. They didn't- they (inaudible).

And as an upshot of that and during some of that time- I don't remember who, all of us involved, but citizens as usual had to stand up and fight and say what is going on here, what are you going to do about it? And we began to consider what can we do. And we were very fortunate to be able to begin to have some answers before that very meeting. Again, want to use the name of two people you may or may not know. Do any of you know Bob (inaudible)? Not a single soul. He was then one of the county, probably agents of Suffolk County- the Farm Bureau. He was an expert on trees. He offered to give us his services to come back with recommendations that were absolutely the very best he could do. He had one unanimous choice. And I want to read you about that choice. I think he's now in California. If I can get in touch with him, I certainly would.

I have a little book here which I use- it's called Trees Favored in America. It reads as follows: (inaudible) oaks, this is the common ugly tree (inaudible), it takes its name from its beautiful shade and the leaf pattern that it has- I won't go through all of this. It is dark green, it is one of the most beautiful shape trees we know and let me tell you this, it is a hearty tree, widely used in street and ornamental planting. I have the map here at the bottom which shows the eastern seaboard. It is a choice- the choice of country plantings, both ornamental on roadsides. And that tree has certain characteristics. The roots are not invasive, generally (inaudible). They are very slow growing. It's a beautiful tree through all the seasons. And it seemed to us (inaudible).

And I want to tell you. I have recently (inaudible) I have a friend here, Harriet (inaudible). The (inaudible) property adjoins my own and together the Aldrich (phonetic) family, one of the biggest taxpayers in this county at one time as our family is or was, and she told me just yesterday at lunch that in Orlando, the old downtown portion of Orlando where they have brick streets, brick courtyards,

when the early settlers came to that part of Orlando, you know what they did? They found pine trees and being English derivation settlers, the first thing they did when they had a chance as they settled, was to plant oaks and you know the favorite oak? The trees that are now called gross, ugly, common (inaudible).

And another thing that was rather (inaudible) my own experience. My husband and I travel quite a bit in Europe and in northern Europe at the very time this county was considering (inaudible) particularly for the north shore, and I would have been glad as most of us were on Sound Avenue to have given space for the bicycle paths. Do you know in northern Europe they use by choice even on bike paths, towns and highways, private property, (inaudible).

I would like to (inaudible) I know the time is short. Again, I have a few pictures that go back pretty far. This is a picture which is the only one I have- "

Supervisor Kozakiewicz: "No, no, it was something else."

Dr. Carol Grantham: "Anyway the only one I have of the water fountain downtown and that was- this goes back, this was dated in 1910, when it was restored (inaudible). And the trees on east of that town is one of the most beautiful views of the town in the 19th century was noted for its shade. I have this picture. This happens to be done by (inaudible) but it comes to me- it came to me, I had long before she did this from Edith Howell (phonetic) whose father, one of my dear friends, whose father was Usher Howell (phonetic) who was the president and the founder of the First National Bank- Savings Bank. This building was an inn just east- west of the present savings bank and you look at the trees. That's typical. And then I come down to the 19th century, here's another view. Incidentally this is a little (inaudible) looking east. You probably know the status of the Fresh Pond School. Need I tell you, typical, typical of the town of Riverhead and the citizens who had to beat their brains out to have support for worthy causes. This is a typical picture.

Now, I haven't got time to go into all of the efforts through the years, the (inaudible). The nuclear issue which gave over 10 years of my life and running all the way with the Town Board. Nothing. The Town had to spend fantastic amounts of money, of legal fees and planning and we were on two weeks on, two weeks off, a month off in the summer. They had the best legal help they could find. We were threatened, we were harassed, my greenhouse itself was shot across the front, the police (inaudible), and now (inaudible) where we could get

no support and none from the town, we had to go out and win that battle and I could go on and on and on of these efforts.

And in closing, I'd like to tell you this. I think sometimes this town really doesn't think through so many of these problems. And Thomas Jefferson (inaudible), I have a doctorate in History, and if you want the philosophy of government by consent, you know what he said? I have a complete library (inaudible) and that's my prized possession in my library, and you know what he said? He understood in better terms than I could ever hope, consent of the government is the basis of this democracy. It would be very great if some of these problems were approached with the idea that if you have an informed citizenry that are concerned, we (inaudible) hearts out to try and help this town and what happens?

At this date, the BID has announced- the BID, by the way, I'll tell you one more thing. (Inaudible) the judge had that by the consent of this- of the National Savings Bank, and at his death it was- the town (inaudible) just beyond repair (inaudible) that had to be removed, we found it as (inaudible). We put that little building and absolutely restored. BOCES did the work for us; we raised the funds; the town moved it and built the foundation, and we had 71 (inaudible) here for that dedication. You know what? Ten years- and we offered to run it and the then Supervisor said no, it's a good (inaudible) for the students and for our senior citizens to have it open on holidays and weekends. Ten years later, it was boarded up. Somewhere later, the Chamber of Commerce looked at it and they didn't want any part. And you know what the BID did? They said, okay, they went and restored it. They absolutely gutted the inside. They took off the (inaudible) on the front- I have pictures but- "

Supervisor Kozakiewicz: "And I don't want to cut you short, Dr. Grantham."

Dr. Carol Grantham: "Yes, I know."

Supervisor Kozakiewicz: "But if you could sum up. Thanks."

Dr. Carol Grantham: "And never even- never consulted one of us to do that. Are we going to face this same kind of effort again? Are we really going to have to go through this again?"

Supervisor Kozakiewicz: "Okay. If you want to talk about pin oaks then we'll have to discuss it at work session. You know."

Dr. Carol Grantham: "I just want you to know that some of us really work very hard- "

Supervisor Kozkaiewicz: "Thank you."

Councilman Lull: "Dr. Grantham, I wish to say at this point that what you are responding to is purported policy by press. The issue of trees downtown has never once appeared before this Town Board. Never once- nobody has brought it up; nobody has made a suggestion to us specifically."

Dr. Carol Grantham: "I'm only saying that this is the way we- "

Councilman Lull: "I understand. I understand."

Dr. Carol Grantham: "By the back door and it was so late."

Councilman Lull: "A misfortune. And in this case we are finding out- we found out about it from the paper, same as you did."

Councilman Kent: "It has not been- "

Supervisor Kozakiewicz: "Right. It has not been a topic."

Councilman Lull: "And- "

Dr. Carol Grantham: "I'm only saying to you, I went to the fire too many times on issues to wait until it gets momentum."

Supervisor Kozakiewicz: "Thank you."

Dr. Carol Grantham: "Let's stop it right now."

Supervisor Kozakiewicz: "Okay, thank you, Doctor."

Councilman Kent: "Thank you."

Supervisor Kozakiewicz: "Okay. Yes. And then I'll start doing cards. Shirley Coverdale."

Shirley Coverdale: "I think it's very appropriate for me to make my remarks on the heels of Dr. Grantham's remarks only because my concerns are germane to what I consider to be an attitude of indifference and unresponsiveness. So as a small entrepreneur who resides in and who pays taxes in and who votes in Riverhead, I would

like to voice my concerns by making this public statement.

Let me say for the record, I'm Shirley Coverdale, the owner of Ralph's Rotten Gourmet Fudge & Gourmet Shop located at 110 East Main Street in Riverhead. I'm also a Riverhead resident, residing in Aquebogue.

There appears to be a long standing attitude of indifference in this town. It is the worst kind of indifference because more often than not, the concerns of the average individual or small business person are completely disregarded. There appears to be no thought given to accountability of town officials to the very citizens who elect them and pay their salaries. This indifference and its resultant legacy of unfulfilled promises to the citizenry transcends several administrations. The current lack of adequate parking downtown and the unopened Suffolk Theater are two glaring examples of the indifference to which I am referring.

Nearly five years ago, I was given several consultant reports to review as input to making a decision to relocate my business to Riverhead, the Town in which I make my home. The reports asserted that an aquarium would provide some 800,000 tourists and transient day trippers traveling to Riverhead on an annual basis. This is nearly forty times the local population of Riverhead. Surely the adverse impact of inadequate parking facilities could have been anticipated prior to the actual opening of the aquarium. Please don't misinterpret my remarks. I am all for the aquarium in Riverhead. And I understand that municipal parking is provided on a first come first serve basis. Furthermore, I welcome the increased pedestrian traffic which results from having the aquarium in the town. However, it would have been a matter of common courtesy and disclosure to let people know that there likely would be at least a temporary shortage of parking that might adversely affect some merchants.

The same consultants' reports indicated that the Suffolk Theater restoration would provide the catalyst to accomplish a true downtown revitalization, a revitalization characterized by a wholesome, family oriented downtown nightlife as well as the ongoing flow of pedestrian and tourist traffic throughout the date. This activity, it was said, would stimulate the downtown economy bringing about renewed prosperity and improvement in the quality of life for Riverhead's local business community as well as for all of its residents.

To this end, I relocated my business to Riverhead over four years ago. I was assured that the opening of the Theater was imminent.

Numerous fund raisers were held. Monies were collected from supportive citizens from all walks of life. The theater marquee was lit in June of 1996, leaving many with the decided impression that the theater opening would soon follow. Four years have passed. During that time, the theater marquee has provided selective and very expensive promotion of events occurring nearly everywhere else in town but downtown. And during that time, we have yet to hear the sound of hammer making contact with nail to complete the interior restoration of the theater. Now we are again debating whether the building will ever reopen as a theater or continue to be an ugly reminder of the apparent inertia of even small bureaucracies.

Is it really a question of monies? Why is it assumed the business community and the citizenry in general are incapable of understanding how the monies that have already been expended were spent and by whom? Why can't we get answers as to how the monies that have not yet been spent, but which were voted upon or raised from the public, have been invested or whether they have been?

The only activity which we have seen on the Suffolk Theater in recent days has occurred at the most inopportune time possible: in the middle of the summer tourist season and climaxing with the breach of a gas main at the start of the Labor Day weekend. Well, as the business person whose business is most affected by the rerouting of traffic and the closing of the sidewalk under the theater to pedestrians, I want a valid explanation of why restrictive covenants could not have been instituted in this contract, covenants which would have precluded disruption of downtown commerce during the height of a tourist season that had only become a reality in June when the aquarium was opened? Why couldn't this work have taken place prior to the opening of the aquarium when downtown commerce was already at a slow point?

Why install a temporary crosswalk in the middle of a handicap parking space so that the crosswalk is blocked each time a disabled person parks? Why are contractors and town workers allowed continually to block access to a business's only entry way, an action which I might add is tantamount to undue restraint of trade, not to mention, a safety hazard? Why was I told by a Town Board member when complaining of this disruption, that it was a state project?

Why wasn't I notified or told how long this project would take? Who is going to compensate me for the palpable loss of revenues which I have experienced over the last two weeks? The only statement of encouragement from Town employees during this disruption have been to assure me that if the theater opens I will recoup my losses. Of

course, nobody can say when or whether that will ever happen.

Again, please don't misinterpret my sentiments. There is absolutely nobody in Riverhead who wants the Suffolk Theater to open more than I do. In fact, I wonder why it is that other towns have been able to conceive of and open downtown theaters while Riverhead's project has become something of a political football. The only injustice which would hurt more than the delay in downtown revitalization and the inopportune timing of the excavation of the theater sidewalk would be to revisit the question of whether to proceed rather than to proceed.

Mine is only one voice, but it is the voice of a taxpaying Riverhead resident and business person who would like to see the long standing problem of a downtown revitalization become a reality immediately if not sooner. But especially for those of us who have weathered the storm, for those of us who have believed enough in Riverhead to invest in its future even before there was a glimmer of probability in the promises made, please don't become indifferent to the concerns of your small business persons and average citizens. The cost of indifference is much too high.

I have six questions to propose and leave with you. I've made copies of this for each of you so that you can have it for the record and consider these questions.

1. How much will the theater restoration cost from this point forward and what specific improvements will be accomplished for the stated sum?
2. With whom will a lease for the operation of the theater be signed and when?
3. In the event that the interior restoration of the theater does not go forward, can the persons from whom funds were solicited expect their return with interest?
4. Is the current disruption of business on Main Street occasioned by the construction work on the theater sidewalk necessary to and for the purpose of opening the theater?
5. In the event that the theater project does not go forward, what are the Town's plans for the building and future allowable uses?
6. When can the citizens of Riverhead receive a full accounting

of monies collected and/or spent for the theater project do date?"

Supervisor Kozakiewicz: "I'm not- as far- Mrs. Coverdale, as far as- you're going to give us each a copy of that letter?"

Shirley Coverdale: "Yes, I am."

Supervisor Kozakiewicz: "Okay. With regard to the sidewalk improvements, this is something that we have been looking to do as I said since either '94 or '95. The monies were provided to us from the State and it's a project that we're undertaking. We- I did have a chance to talk to the Town Engineer about your concerns as far as disruption of business and as far as the parking of trucks at that location. The contractor was advised that he should not be parking there. I've told him that, you know, we had a conversation. I understand the Town Engineer may have also visited you today in order to speak with you about the timing of the project. I understand it's going to be approximately two more weeks. At this point, obviously, it has to be completed in light of the fact that the sidewalk has been opened up and the work needs to be done.

It does tie into the project. It's part of the relocation of the sidewalk curbside so that it will allow for parking in front of the marquee without any possible damage occurring to the marquee. We have, in fact, a resolution today adding RKT&B who were the engineers who did the plans for us in the past in order to finalize those plans, in order to get a final number and a projection of what the final amount will be to get that Suffolk Theater open and I'm sure it will be a topic of discussion at a future work session as far as the question of how much we bond and there will be obviously a public hearing or at least a public comment period with respect to that bonding process.

As far as the monies that have been bonded or expended, I don't think that should be all that difficult for us to get a synopsis and accounting of what has been expended, how that was utilized to do the work that was there already. I know very quickly approximately \$400,000 was used to acquire the property. There was a monetary expenditure which I don't know off the top of my head for the marquee restoration and in order to repair the- I think it's the lintels- if that's what the technical term is- that was the metal behind the brick because it was starting to separate above the marquee, that work was done. And then there was work done on the roof which obviously is approximately 1.2 million total of what's been expended to date."

Councilman Kent: "And the doors- "

Supervisor Kozakiewicz: "I know you also asked a question and this is something that we can also obtain as far as the amount of the donations. Is that what you're looking to find out?"

Shirley Coverdale: "Yes."

Supervisor Kozakiewicz: "And where those funds are. I know we have them in a trust account. They still exist. I've been advised to that, and we can give you that number as well. Okay? Thank you."

Councilman Lull: "And, Mrs. Coverdale, when you called the other day, I did not tell you this was a state project. I told you it was a state funded project. And I was complaining the same as you were, this is a state funding that was passed in 1994, it is now getting around now to being done. That's the bump out in front of the theater marquee. But I did speak- as Bob did- I did speak to the engineering department and asked them to make sure that that space in front of you is kept clear as well. But, that is a town project which is funded through a grant that was first given to us in 1994."

Supervisor Kozakiewicz: "Okay. And we'll look forward to a copy of the letter and we'll, hopefully, be able to all respond. I have a number of cards and first off on top is Ann Miloski."

Ann Miloski: "My name is Ann Miloski. I'm a business owner with my husband on property on Route 25 in Calverton and we're 500 feet from the Calverton Industrial Park. We are also residents in the Timber Park which is directly in back of our property."

I was here at a work session on Thursday trying to get some information on this resolution (inaudible), Resolution 824, in regard to asking for FAA funding for a general aviation airport or scheduled airlines under 30 passengers. And I could get hardly any information when I asked, I couldn't even get the proposal. Finally someone gave me a proposal that was confidential and that's how I found out about it.

I also came to your work session this morning and a proposal still wasn't forthcoming and you still couldn't decide if you're putting it on the agenda and finally Mr. Cardinale was kind enough to hand me the proposal which you are putting on your agenda tonight.

In view of the fact of what you spoke of at the work session, I'm

forced to write this letter of protest.

Dear Supervisor, Councilmen and Town Attorney: At the August 31st work session, questions were asked by us on the Town Board proposal for a referendum on the November ballot for or against FAA funding for a general aviation airport with scheduled air flights up to 30 passengers.

Because my answers were not forthcoming or clarified, I am submitting this letter of protest. As late as Friday, September 1st, 4:00 p.m., Ed Densieski could not tell me about the proposal but said a resolution would be on the agenda for the September 5th meeting.

Before any proposal or resolution is passed of this magnitude, the Board has to clarify these issues. If this vote is taken today and proves to be harmful and puts the Town in legal jeopardy, action to begin litigation will be taken, and hold each Town Board member named above individually responsible.

And this is submitted by myself and my husband. Thank you."

Supervisor Kozakiewicz: "Thank you. Art Binder."

Art Binder: "Good evening. I'm Art Binder from Calverton."

Supervisor Kozakiewicz: "Binder. I'm sorry."

Art Binder: "That's okay. You know, it's really kind of interesting starting with the first situation this evening, with the folks from Polish Town and continuing right up until current. A lot of the situations that are facing the people of Riverhead and the Town Board (inaudible) step around the quality of life issues and what does the quality of life really mean to the Town of Riverhead. What does it mean to the Town Board, to the people, to the merchants? Just about everybody who's here. I guess a long time ago, when it was basically an Ag community, the quality of life meant getting up at 4:00 in the morning and working until 10:00 at night, pulling a plow or walking behind a horse that was pulling a plow. Today, it's a little bit different.

A number of folks that have come out here the last 10, 15 years have come out here for one major reason and that's the quality of life. The future of this town is based not on industrial development. It's not based on using Agway, the old Agway store on Pulaski and Marcy and making that into a light manufacturing facility. I

understand exactly what the Monsignor and all those folks there are going through. We were faced with a similar situation not too long ago on Deep Hole Road and I'm sure most of the guys on the Town Board recall that situation.

The quality of life is the core of the east end of Long Island. We don't have to look very far from where we sit right now to see what can happen when things get out of control. We can look at the south of us, over on the south fork, and it's kind of easy to reflect in the miseries that are going on over there. There's a lot of houses for sale and there's a lot of people who are selling those houses, coming over to the north side. And the reason for that is the difference in the quality of life.

I'd like to see two, five and 10 acre zoning personally. I'm- I think that that's really important and that's the only thing that's going to save the north fork. I can go into the airport- even though I'm not anti-aviation but there isn't a person in this room whose quality of life is going to improve if those runways are ever put into usage. There's a situation to the west of us right now in Nassau County, they're on the brink of bankruptcy. Now how do you get on the brink of bankruptcy? It's probably the wealthiest county in America. Well, it's easy. Irresponsibility. No accountability. One hundred years of nonsense and it magnifies itself and it manifests itself and it keeps feeding on itself.

The Town Board is in charge of this township. This is approximately 28 square miles. I believe it's the largest township on Long Island. There's a lot at stake here, gentlemen, for the people, for our children, for our grandchildren, our grandchildren's children. I mean this is a big deal. Before you go and approve things, even calling for referendums on issues, I think the Town Board owes an obligation to citizens to be visionaries in the future and say to themselves and to their constituents, the people who put you guys up there, is this where we want to have this town?

Airports don't get smaller. Good, bad or indifferent, they don't get smaller. They start out with a, you know, a dirt track in the middle of nothing, 25 years later you've got LaGuardia. It happens. That's a fact of life. Do we need it? Well, if we needed it, we should have it. You know, it's funny, but when the Clinton administration came in in '92, one of the first things he did was build an airport in Arkansas. Well, there was only two major manufacturers in Arkansas, a chicken company and there was Wal-Mart. And that's why that airport was built, with federal funds, to make

sure that the chicken company and Wal-Mart were able to transport their products all around the world. Now the people have a major airport. It's a huge operation.

I would implore the Board to consider everything, in the big picture, and foremost, the quality of life issue for everybody that's in this township. Thank you."

Supervisor Kozakiewicz: "Thank you. John Griffing. John."

John Griffing: "Hi. John Griffing, from Baiting Hollow. Just a couple questions that I have for the Town Board. By the way, I would like to compliment you on- I'd like to tell you- downtown is becoming much nicer. I like that. However, out on the airport issue, a couple questions. I've read the paperwork that you have in the back. A question is, am I correct in saying that after you accept FAA forms for the airport, that this airport must be accessible to aircraft except regularly scheduled flights with more than 30 passengers?"

Supervisor Kozakiewicz: "If we accept the FAA funds, which the resolution is more generic than that, it's asking if the town should consider opening an airport and while there's some discussion about FAA funds, that's not what the question is.

But if we do accept FAA funds, there is a 20 day- 20 day, yeah, 20 year period where the town is obligated to allow general aviation, and that would include flights of planes with passengers less than that amount. So it excludes more than that, correct."

John Griffing: "For the next 20 years."

Supervisor Kozakiewicz: "Correct. If, in fact, there's a demand for it and if we decide to go with the FAA funds which I think is the question, can the town deny that type of use assuming there's a market for it, a place for them to come in and an ability to operate on a fiscal or financial basis, the answer is yes, we would have to allow that presently. The FAA is considering reduction of that amount to 10 seats, so that's presently being considered by FAA. If that occurs, that will reduce it to 10."

John Griffing: "And that's for the next 20 years."

Supervisor Kozakiewicz: "That's correct."

John Griffing: "And you guys right now have to look forward 20 years to make this decision. Better you than I. Okay. The same thing, after you accept the funds, any revenue that is generated by the airport, does that have to be reinvested back into the airport or does that go into the general fund?"

Supervisor Kozakiewicz: "My understanding is that it has to be reinvested. Reinvested."

John Griffing: "So by having this airport, it's not going to put any money back into the town. It's going to put money back into the airport."

Supervisor Kozakiewicz: "That's my understanding. Again, that's if we go this route. And, again, the resolution is not saying accept FAA funds. It's saying should the town consider opening an airport, establishing an airport. That's what the resolution says. I'll read it."

Proposition: Shall the Town Board of the Town of Riverhead and the Board of the Community Development Agency establish a town-owned airport at the Calverton Enterprise Park and commit it to serve as a public general aviation airport, but excluding regularly scheduled commercial service aircraft with more than 30 seats? There's nothing in that referendum which commits the Town Board to FAA funds."

Councilman Cardinale: "I would beg to differ with that. I believe the word public general aviation airport is a public- implies and states in effect. So we should get this straight because this is going to- if this is going to be on the ballot. A public general aviation airport as I understand it from Chastain (phonetic), our advisor, means that you have become an obligated airport, obligated to accept public aircraft, including regularly scheduled aircraft of 30 or less seats. We could- if you want to do something else, Bob, you would have to use the word private in front of general aviation."

Supervisor Kozakiewicz: "There's three things here that can occur. We can keep the strip as a private use which is what was applied for in that notice of landing proposal which provides for the one runway, the 10,000 foot runway to be opened up as a private use. We can also consider opening it up as a public use which is a second step and then the third is to accept FAA funds and become an obligated facility. That's not saying that we're going FAA and obligating it."

Councilman Cardinale: "Well, then why do we have all those

Whereas clauses which suggest that we will be a- obligated to take 30 seat or less aircraft on a regularly scheduled basis? Because I don't know what I'm voting on and that was one of the questions I was going to ask later. That may be because we didn't see this until 12:00 noon and we haven't seen a final version until 7:00 tonight. But I honestly do not understand what's being proposed.

Are we proposing a public general aviation airport which would accept federal funding and hence be required to take airplanes of 30 or less regularly scheduled, or are we proposing a private airport which would not accept federal funding and which would not, therefore, be required to take those regularly scheduled aircraft. I would vote perhaps yes on one and no on another. I need to know what I'm voting on."

Supervisor Kozakiewicz: "It's clearly not for private use, that we set forth here, you know. If we need some more time to discuss this, certainly we can run that around a little bit later and have that- but I know we're eating into Mr. Griffing's time."

John Griffing: "That's okay, I'm taking it off your time."

Supervisor Kozakiewicz: "Okay."

John Griffing: "Clearly, what I'm seeing out here is you are voting on this referendum or attempting to vote on this referendum tonight and you are not sure on what you're voting on yet."

Supervisor Kozakiewicz: "I think there's a disagreement. Yeah."

John Griffing: "You've got 20 years worth of payback if things go wrong so use your visionary sights here, please."

Also, if I'm not mistaken, the gentleman by the name of Mr. Christian (phonetic)-- "

Supervisor Kozakiewicz: "Chastain."

John Griffing: "Chastain?"

Supervisor Kozakiewicz: "Correct."

John Griffing: "Okay, was hired by the town to do a- research this issue and correct me if I'm wrong, but I understand that he

stated that we cannot ignore the fact that the airport is not terribly successful, and that was a report given back to the Town Board? Sound familiar?"

Supervisor Kozakiewicz: "I don't recall- "

Councilman Densieski: "(inaudible) statement he made, yes."

Supervisor Kozakiewicz: "That was during the general discussion about other things? Okay."

Councilman Densieski: "Yes."

John Griffing: "That being the case, this is somebody that you hired to do this, you paid him with town money, are we going to go ahead and consider doing a feasibility study to see if this is even possible or are we just going to take like what he said and just disregard it?"

Supervisor Kozakiewicz: "We're not proposing a feasibility study. I think the question here was whether we should allow the public to look at this question as a whole and see what it is what the public really feels should be done with this particular facility. That was the whole idea of the referendum. There's been a lot of times where people have said, you know, are you afraid of what the public will say to you as far as the question of whether the airport should be opened or not. So there's no proposal for a feasibility study I guess to answer your question."

John Griffing: "Okay. Last thing I've got is what Mr. Binder- "

Supervisor Kozakiewicz: "Binder. I said it wrong. Mr. Binder."

John Griffing: "What he said before about the marine air terminal being the little runway, I was there when it was a little runway. It's not a little runway anymore. Ten miles away from it, you cannot sit in the backyard and hear conversations. You don't want that to happen, trust me. You've got 20 years. You don't want that. Thank you."

Supervisor Kozakiewicz: "Thank you. Next card as it turns out is Joan Griffing."

Joan Griffing: "Good evening. My name is Joan Griffing, Calverton Civic Association. A couple things on your agenda. It lists the postcards coming in about the Calverton airport. It says 35 postcards received. It's kind of misleading. It should also say how many were received to date under that, it's 150, whatever the correct number should be. And also- "

Supervisor Kozakiewicz: "I think we have to go back through all the agendas and we can add those up."

Joan Griffing: "Yeah, because it's very misleading. It only looks like 35 (inaudible)."

Supervisor Kozakiewicz: "No. No. It's just for the period of time between the last public hearing or last time we met and today's date. And I think that's the intent of it. If it's misleading, let me clarify and say for the record right now that what that correspondence is listing is listing correspondence that came in from the last Town Board meeting date of August 15th to today, September 5th. There were prior periods which are also reflected in part of the agenda as far as prior postcards having been received on the same subject."

Joan Griffing: "Okay. Question for you about the runways. The 7,000 foot runway and 10,000 foot runway, if the airport was to come in, what would be the direction of the landing? Are they coming in from the Sound- from the land- "

Supervisor Kozakiewicz: "It depends upon the wind direction. If both of them stay open, which presently is not the case, only the 10,000 foot runway has received approval from FAA to be used, they could land and take off from either direction, depending upon which way the wind is, as I understand it. I'm certainly not an aviation buff or someone who's up to date on all this. Generally you try to take off and land with the wind coming at you and so if the wind was coming from the north, they would come in from a southerly direction into the wind to land and then the question is whether it's north, northwest, or north, northeast as to which runway would be used if both runways were open. Presently, the only runway that has received approval from FAA is the 10,000 foot runway which runs generally northwest to southeast."

Joan Griffing: "Okay. And, of course, take offs would be the same thing."

Supervisor Kozakiewicz: "Correct. Take offs and landings are in the same direction, as I understand it."

Joan Griffing: "Okay. Next question. If a take off is aborted, where are they dumping that fuel? Especially if it's taking off with the wind direction going over land."

Supervisor Kozakiewicz: "I've never heard of a situation where fuel is aborted, okay. You're talking about here?"

Councilman Densieski: "No, no. Nationwide."

Joan Griffing: "If a plane takes off and runs into a problem and they have to abort that flight and (inaudible), before they land, they dump the fuel. If it's taking off because the wind-- to go over the island, where are they dumping it?"

Supervisor Kozakiewicz: "I think you're really- are you talking about on a take off or in a landing? Yes. There's- I mean, you're asking me to predict what would occur in an emergency situation like that- I mean, it happens so rarely and- all right. I'm not going to- okay, go ahead."

Joan Griffing: "Okay. Can anybody define general aviation?"

Supervisor Kozakiewicz: "As far as what the FAA says?"

Joan Griffing: "As far as what the town does."

Supervisor Kozakiewicz: "As far as what our code says?"

Joan Griffing: "Well, you guys (inaudible)."

Supervisor Kozakiewicz: "Unfortunately we don't define it in our zoning ordinance. We put forth in the industrial zone aviation uses including and then excluding general aviation so we never define it. Our zoning ordinance that was adopted does not define it."

Joan Griffing: "Will it be defined before the referendum- "

Supervisor Kozakiewicz: "We'd have to have a public hearing on that and the answer is no."

Joan Griffing: "Okay, resolution 583, back whenever it was. It was proposed by Mr. Densieski, seconded by Mr. Cardinale. The

original vote was yes by Cardinale and Kent and no by the remaining three people. Then it had an amendment and it said for general aviation use and all voted yes. What does it mean? You're saying one thing and then turned down the vote and then (inaudible)."

Councilman Densieski: "I think that vote that you're referring to was to direct Grubb and Ellis who is our real estate broker and the RDC which is the group that advises the Town Board not to take any commercial aviation offers. I believe that's what you're referring to. And I believe Mr. Cardinale wanted to add general aviation. I think that's what was the no vote and then the next vote was yes, was commercial aviation."

Joan Griffing: "And we still don't have a definition for general aviation."

Supervisor Kozakiewicz: "In the ordinance, no."

Joan Griffing: "Okay."

Councilman Kent: "The FAA does though."

Supervisor Kozakiewicz: "The FAA has a definition."

Joan Griffing: "Okay. Last thing. A letter was received by Mr. Densieski and Miss Thomas and it goes on to say the FAA has asked that (inaudible) that complies with federal aviation regulations. Then it goes on to say for public general aviation use by excluding- by scheduled commercial service by aircraft of more than 30 seats. And then it just says obligated airports accept commercial flights. So this means an airline like the American Eagle can come in because they're less than 30 passenger seats on it but they are a commercial flight so we can expect the American Eagle come in and the other airlines that have their (inaudible) jumpers that run from here to Boston- "

Supervisor Kozakiewicz: "Under the current FAA regs, if we become an obligated airport less than 30, the answer is yes."

Joan Griffing: "So we can expect all those planes coming in?"

Supervisor Kozakiewicz: "Well, I don't know if there will ever be a demand for it or any need for it, but the current FAA regs would- if we go as an obligated airport, would allow that to become a non-private use airport and we would have to- if there was a need for it

and there was a demand for it and was such that a business thought they could do it, the answer is yes."

Joan Griffing: "If this airport opened, the hours of operation? Are we going to get these flights at 11:00 at night and 6:00 in the morning?"

Councilman Lull: "We define that by code."

Supervisor Kozakiewicz: "We would be able to regulate that by ordinance and by code restrictions."

Joan Griffing: "MacArthur started out saying- "

Supervisor Kozakiewicz: "Understood, okay."

Joan Griffing: "-- 6:00 a.m. to 10:00 p.m. and now they are a 24 hour operation."

Supervisor Kozakiewicz: "Okay. Thank you. Bob Miller."

Bob Miller: "Hi. Bob Miller. I have a business in Calverton. I was here for the last airport feasibility study. It didn't do too well. I was also on the Calverton Hamlet Study- "

Supervisor Kozakiewicz: "Yes."

Bob Miller: "-- that also didn't do too well. Some of the questions I have- "

Supervisor Kozakiewicz: "We lost you, Bob."

Bob Miller: "You did?"

Supervisor Kozakiewicz: "Yes. I think you might have turned off that second one. Did you hit the button and move it back? It's underneath. There's a black button."

Bob Miller: "Am I back?"

Supervisor Kozakiewicz: "You're back."

Bob Miller: "Okay. Just to cut it to the quick. Who up here on the Board would vote yes for a general aviation airport?"

Councilman Kent: "You want us to vote now?"

Bob Miller: "Yeah."

Councilman Kent: "Well, I have- "

Bob Miller: "Just kind of cut it to the quick. That way I know who I'm up against."

Supervisor Kozakiewicz: "General aviation as in defined with FAA?"

Bob Miller: "Who would vote for an airport?"

Supervisor Kozakiewicz: "Well, we already voted for a private use airport, so, the answer is, I think, we all agreed that we should have it as a private use in accordance with what the zoning allows."

Bob Miller: "Well, with the zoning by code would allow."

Supervisor Kozakiewicz: "Right, right."

Bob Miller: "Okay. I mean, not to knock you guys, but I just wonder if you have the wherewithal to really make a vote on something that impacts Calverton in such a way. We have also, I think, the largest cemetery, VA cemetery on the northeast, maybe in the country, over in Calverton. Pretty pristine to look at, to go into. It's important to think that there will be planes flying over that. Again, that visionary word came up a lot today. Visionary is really important 20 years from now. Maybe our kids might think about being here, it could make a difference.

Just a quick story about codes, permits, and the like. I come to you and I say I want to buy 50 acres on 25 and I'm going to put in a vineyard. You say, hey, pretty good idea, Bob, you're ahead of your time. I go and I say, you know, I've decided that grapes aren't my (inaudible). I'm going to do sand mining. And I'm just going to do sand mining and then you're going to say, Bob, you can't do that because our permits and codes tell you you can't do that. But I continue to do that. The point I'm making is that, by using the word airport today, does it make me think that it won't be everything and more a major airport could be because the codes and regulations that are used that don't work probably won't work there either. That's my feeling. Not to use up my whole three minutes."

Councilman Kent: "We'll give you five."

Bob Miller: "There's a decent amount of air traffic actually- you live in Calverton- that comes over now. I think it's probably an approach to a couple of major airports because I see the planes, the helicopters and the like. So it's not like there isn't some business already."

Again, you've got to think what's going to happen down the road. One other question I had and I think this might prove- how many flights will be coming in and out as it stands?"

Supervisor Kozakiewicz: "Presently?"

Bob Miller: "Presently. How many are we bargaining for?"

Supervisor Kozakiewicz: "Without the resolution being approved, the only use we have that's coming in and out of there, assuming we all agree on a agreement tonight, will be the skydive people."

Bob Miller: "Okay, but let's take this from the first time I started reading about it. When I first started reading about it interestingly enough it was a private airport. Then I read a little more and it was a general aviation, not less than 30, although there's some question about that tonight, less than 30, more than 30 jets, skydivers, the like. So as you can see things are already changing and we haven't even gotten anything. It's amazing."

Supervisor Kozakiewicz: "Well, this is not changing anything. This would be to call for a public referendum to hear what the people have to say."

Bob Miller: "The first case that was put on the floor was 12 flights. Did that change? It was 12 flights. Did that change?"

Supervisor Kozakiewicz: "I don't recall seeing 12 flights. That was where?"

Bob Miller: "That was- "

Supervisor Kozakiewicz: "That was in the studies?"

Bob Miller: "That was the first- "

Supervisor Kozakiewicz: "HR&A study."

Bob Miller: "Right. I'm sure that's changed, too. So as you can tell what I'm saying is- "

Supervisor Kozakiewicz: "Per day."

Bob Miller: "Per day. We've already got changes going on that sound a lot more like- than 12. It's a lot more than private. Now it's general aviation and even that by definition isn't really explained. So, my feeling is and I agree with Mr. Griffing, maybe we should do another feasibility study and, again, not taking anything away from the Board, maybe the people should have the vote. The people that actually live there and are going to have to deal with the planes, maybe they should have the vote after the feasibility study is done. That's it. Thanks."

Supervisor Kozakiewicz: "Thank you. Peter Takis."

Peter Takis: "Good evening, gentlemen. You have- some of you have the letter that we wrote to you. I'm the Vice-President of Long Island Science Center. I have copies if you don't. We- as you know, we are starting a Science Center for young people and also adults in downtown Riverhead and we have recently acquired a building this past year and we are in the process of planning for renovations to the interior of the building. That work will be- we're planning to have the work done by the International Guard. Col. Anthony Christiano (phonetic) is here to explain a little bit about what will be done. What we're asking for is a waiver of the permit (inaudible) allow us to proceed with this work as soon as possible. I'd like to have Col. Christiano explain a little bit about it."

Col. Christiano: "Good evening. Lt. Col. Christiano, 406 Rescue Wing, Gabreski Airport. (Inaudible)"

Basically (inaudible) program. (Inaudible) program has been around a while. Actually we've been doing it in Riverhead for about six years. With the galaxy program, we've sold computers, (inaudible) at the high school, worked with the reading programs, worked with the various high school science programs. So we've been around a while. We were approached by the Science Museum to assist them in doing some construction projects and the Guard HELP the HELP stands for Hear Educate Listen and Partnership.

Basically what the Guard does is go out, we've done this throughout the state of New York, is coming out, assisting those groups of people and helping them with the quality of life. But

that's our basic theory, is going out there, reaching out and assisting in areas that the community or the schools can't afford to work with, have the funding for. And what we gain out of it is (inaudible). So the program over here has approached us. What we want to do is assist them in going there and doing some renovating of the Science Museum itself.

Now, presently until we get some paperwork back from the- that they have submitted to the town, I'm processing that paperwork. That paperwork right now goes to Headquarters and then goes to the Pentagon. It's reviewed by the Pentagon by both the legal people, environmental people, and engineers. Even for a small project like that, it's very, very restrictive in the way things are done. But I'm here today to give you some insight to what we are doing and give you some concept of our operation and what we have been doing in the past. I guess there were some misconceptions and I was hoping to arrange that.

Normally I come in uniform but I'll be retiring in two months so I thought I would at least practice. I want to thank you for your time in listening to my what we're talking about as far as the program. I thank you."

(There was an inaudible question)

Peter Takis: "What we're asking for is help from the Town to- since our pocketbooks aren't very deep at the moment, we'd like to get this project going as soon as possible so that we can have things in place by the end of the year. We have exhibits coming to us from Brookhaven Lab that are already set up so we need to do the renovations as soon as possible. So what I would like to ask you is if it is possible to get a resolution to this- to our request as soon as possible."

Supervisor Kozakiewicz: "You obviously have already submitted your building permit application and you've been advised of these fees?"

Peter Takis: "We have, yes."

Supervisor Kozakiewicz: "Okay. Would you want to come before the Board at a work session to discuss this further or is that going to unnecessarily delay you if it's next Thursday, let's say."

Peter Takis: "If that- then that would be fine."

Supervisor Kozakiewicz: "All right."

Councilman Kent: "September 14th."

Supervisor Kozakiewicz: "Why don't we do that?"

Councilman Kent: "Speak to Joey, Executive Assistant."

Peter Takis: "Thank you."

Supervisor Kozakiewicz: "All right. Thank you. Nick DiPierro."

Nick DiPierro: "Good evening, Board Members. My name is Nick DiPierro. I'm a resident of the Town of Riverhead. Before I noticed all the applause and all the outbreaks and whatnot from everyone here in attendance and about a week or so, this wasn't really on my agenda tonight, but about a week or so ago, I was watching the Town Board meetings and I was watching one on the south fork, excuse me, on the north fork, the Supervisor out there when a speaker spoke. Here it seems like a popularity contest. Whenever something great is said everybody applauds. Well, when someone tried to applaud at that meeting, the Supervisor said no public outburst, please. I thought that was very good. It kept everyone quiet and in attendance and no distractions.

Now, I want to get to the real text of my message. When I- "

Supervisor Kozakiewicz: "Before you go into that, that's an interesting observation. I don't know, would everybody listen."

Nick DiPierro: "Probably not because this is much more of an active, shall we say- "

Supervisor Kozakiewicz: "Give and take."

Nick DiPierro: "Yes. Something like that. When the F-14 flew out of Calverton, there was a slogan on the side of that aircraft and that slogan was Anytime Baby. Okay. The resolution 824 tonight, I think that slogan would aptly apply. Anytime we can put this resolution on the ballot, I think it would be all the better. We have the opponents to this resolution, instead of saying Anytime Baby, they say, no way, Jose. Okay. I'd like to know what is the situation. We talk about quality of life. What do we do with the Route 58 traffic? What do we do with the sand mine? What do we do with a lot of things

here in Riverhead? We bring in an airport, the quality of life that seems to be a major and only topic. That's going to destroy the topic- the quality of life.

Now, this issue has been on and has been festering for at least eight years. I think it's time to let the town, the people in the town of Riverhead to have their say. I was in the Wading River King Kullen today. It was pretty crowded. By the way, they broke ground for the new King Kullen, okay. I asked what's going to happen to this King Kullen? Well, someone in the line gave me what might happen. It's crowded, it's going to be very crowded. We have a lot of people. We had a good quality of life in 1950, maybe 1958, you know, maybe we should have put the curtain down then and not let anything else happen in the town of Riverhead.

I was on the line talking to an old friend about the possibility of the Calverton site being developed as a small general aviation airport. Well, the person I was speaking to really had no opinion but there was another gentleman in line, I didn't know him. He spoke up and he included himself in our conversation. And he said that it would be a great- it would be a waste of a great asset that we have here in Riverhead if this was not developed as an airport."

(Someone from the audience made a comment)

Supervisor Kozakiewicz: "Excuse me. Hello. If there's no comments from the audience, please. I did ask that everyone have a right to address the Board, to commentary without comments from the peanut gallery. Please. Let him finish. If you want to get up make a comment, you can in response. Thanks."

Nick DiPierro: "And I strongly disagree with anybody who is making any comments for or against what I'm saying in the audience. I'm up here saying my say. I remember a couple years ago there was a hearing about general aviation and it was going to be a big airport. Okay. A lot of people- I think the walls were climbing with people. Everybody was against it. Two or three people got up to speak for it. They were almost booted out of the room. That, to me, is totally outrageous. I'd appreciate everybody listening to me and give me the respect that I'm due. I don't interrupt anybody else; I don't expect to be interrupted.

I then asked the person who said that it would be a waste of an asset to attend tonight's meeting. He said he couldn't attend because it was his wife's birthday. I think he made a good choice; that's

more important. But, it's exactly these kinds of busy people who we have to include when it comes to making a major decision in this town. These people are busy; they cannot attend these meetings. The only way to include them is through the voting group and what Dr. Grantham said tonight to use a quote from Thomas Jefferson and it applies here very, very well. You govern with the consent of the people. Let's also make major decisions with the consent of the people. Thank you."

Supervisor Kozakiewicz: "Thank you. Steve Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. In reply to Dr. Grantham's statement about the people being informed, (inaudible) is inform the people of the town. Now, when Federal Express was being talked about here and to be approved, I remember Mr. Kasperovich said that that corner of Edwards Avenue and Route 25 is going to have to get better turn radiuses. Well, I observed it after that and I didn't pay no attention prior but after he made that statement, I started to observe it. And he is 100% right. You go up there and if you're not extremely to the right on (inaudible) building when those big sand trucks come down they're going to scrape you if they have to. With the light- the signal light pole and everything right up on the edge of the absolute corner, it's going to have to be done. The way it is now, it's going to have to get done."

The light at Route 58 and Harrison Avenue. I've got a letter- I misplaced it, looked all over for it tonight, but anyhow I remember the contents. The contents was from Mr. Bartha (phonetic). The subject of that light has been approved and the construction and erection of it will be starting soon. So that's one project that I worked very hard on and it's going to be a reality and it's going to be (inaudible). It's coming. And so with Resolution 106, it probably was a help.

All right. Mr. Mark Kwasna, our new Highway Superintendent, has started a program that is very, very important and beautifying. He is starting to trim around telephone poles and trees that has growth half way up it but he can't get it all done this year. He has made a start and one of the places that I notice is greatly improved is Deep Hole Road there and they're clean as a whistle all the way around.

Now, Mr. Testa, has he been reporting as to what the status of the light at Edwards Avenue and Sound Avenue is?"

Supervisor Kozakiewicz: "Okay. I understand the traffic study was done and the project is in the works, is that correct?"

Steve Haizlip: "They had the counter across there, you're right."

Supervisor Kozakiewicz: "Right. They did it and find, that based upon the study there was a need for a light."

Steve Haizlip: "Yeah, okay."

Councilman Densieski: "It's in the process."

Steve Haizlip: "It's in the process."

Supervisor Kozakiewicz: "Yes."

Steve Haizlip: "You know, I travel Route 58 quite often. Now, I've seen that the old Tryac building, that lot is starting to get pretty high with the weeds and so forth. Now, Rolle Bros. got cleaned up, looked good. So I think that ought to be a project that we move into and get that cleaned up."

Councilman Densieski: "Which one did he say?"

Supervisor Kozakiewicz: "Yeah, that's a good point. There's also quite a bit of graffiti on those buildings, too."

Steve Haizlip: "Oh, yes. Right. Now, last item, on Resolution 821, why we don't have no name of the Justice that's going to be appointed to the Justice Court. This is a permanent record, this resolution agenda."

Supervisor Kozakiewicz: "Well, the resolution has the name. So--"

Steve Haizlip: "I don't see it in the title heading of the copy the agenda that I've got--"

Supervisor Kozakiewicz: "No, it's not. It's not in the title agenda. It is in the face of the resolution."

Steve Haizlip: "All right."

Supervisor Kozakiewicz: "Which is, in fact, an official document which will be kept by the Town Clerk."

Councilman Kent: "We're going to keep you in suspense."

Barbara Grattan: "The resolution is- "

Councilman Kent: "I said we were going to keep you in suspense but I know you know- probably know who it is."

Steve Haizlip: "Well, I've heard tell- "

Councilman Lull: "Well, the resolutions are out there. Steve, the resolutions are outside; they've been out there."

Supervisor Kozakiewicz: "The resolution is appointing- rather than get into this, is appointing Allen Smith, if the vote is in favor of that, so, I'm not going to- I guess your question is it should have been in the heading."

Steve Haizlip: "The heading."

Supervisor Kozakiewicz: "We didn't have it in the heading."

Steve Haizlip: "I have said it time and time again. Those headings do not include enough specific information."

Supervisor Kozakiewicz: "Well, it's just the heading. If we had to conclude the specific information, then the heading would get as long winded as the resolutions."

Steve Haizlip: "What? One name, Mr. Smith."

Supervisor Kozakiewicz: "I hear what you're saying. Mr. Smith wouldn't do it, would it? Because then the question would be which Mr. Smith."

Steve Haizlip: "Well, Allen- "

Supervisor Kozakiewicz: "Okay, okay."

Steve Haizlip: "All right, thank you."

Supervisor Kozakiewicz: "Thank you. Rolph Kestling."

Rolph Kestling: "Rolph Kestling, Wading River. First I want to ask one quick question. When you take out these cards, do you put them in any special order?"

Supervisor Kozakiewicz: "I have them in the order they came up

to me; that's the way- "

Rolph Kestling: "Couldn't be because I was number four when I put it on the desk. That's why I'm asking- "

Councilman Densieski: "Barbara goes through them."

Supervisor Kozakiewicz: "This is- I have them- no, it's not selective. The way they were handed to me. I have them the way they were handed to me. I did not shuffle these or move them around or change the order."

Rolph Kestling: "Okay. Before I come to my main topic, I have a few quickies. On the Doctor about the pin oak trees- they're not pin oak, they're (inaudible) oaks, an entirely different tree."

Supervisor Kozakiewicz: "I'm glad the Doctor isn't here because I'm sure that would cause a further discussion to ensue. We'll have to put you in touch with her."

Rolph Kestling: "Okay. On the heckling and the comments from the peanut gallery. All of a sudden a phrase came into my mind. It says an officer and a gentleman by act of Congress. Whoever can take offense or not or do what he wants. Okay, Mr. Miller, sooner or later, possibly sooner, I'll end up in Calverton and I'll let him know if I'm objecting to the noise. Okay."

In a recent (inaudible) in Newsday, there's an article about Pataki signed watercraft limits."

Supervisor Kozakiewicz: "That was over the weekend, he did that Friday."

Rolph Kestling: "It extends the limits to 1500 feet. But the town has to act on that, too."

Supervisor Kozakiewicz: "That's correct."

Rolph Kestling: "Have to first call a public meeting. You have to put a notice in the paper. You call a public meeting that extends another week or two for further comments and then you're going to vote on it and then you've got another two months away. If you don't start on it right away you're going to be into the next season."

Councilman Lull: "That's what's going to happen anyway."

Rolph Kestling: "Okay, so I want- the Town Board is notable for dragging its feet- election is coming up. But don't forget there are more people that do not have personal watercraft- "

Supervisor Kozakiewicz: "You'd be in favor of it then, is that what you're saying?"

Rolph Kestling: "Wholeheartedly. There's one more quick one. Oh, yes. I was on jury duty today, thanks heavens they didn't take me because if they ask me if I'm prejudiced, I'm absolutely not. I hate everybody. I took a way where Swezey's Department Store is and I see lake Swezey has dried up but what about lake (inaudible). That's the one on Roanoke with the nice brick around it. You've got a lot of water in there. I'm sure the mosquitoes are bouncing around there like mad.

Okay. I did it under five minutes."

Supervisor Kozakiewicz: "Thank you. Just with respect to the lake (inaudible) as you referred to it. That has been looked at on a regular basis by the Suffolk County Department of Vector Control in order whether to monitor whether there are larva, in fact, occurring at the site and when there is any sign of larva from mosquitoes, then they put a pellet which is a larvicide that kills the larva. What happened was with the project as it is, every time we emptied out the water it occurred and it was becoming sort of- trying to, well, the bottom line is we then spoke to the Vector Control and they agreed that they'd monitor it which was cost saving and was able to deal with the issue."

Rolph Kestling: "Okay. Because monitoring, I have a bird bath and I change my water every two days and about every week I do it with clorox. I have one bird bath that's quite heavy and I sort of neglected it and I looked in and boy were the larva swimming around in there."

Supervisor Kozakiewicz: "Thank you."

Rolph Kestling: "Okay. Warren McKnight."

Warren McKnight: "Warren McKnight, a Riverhead resident. I recently moved from Wading River which is in Riverhead to Middle Road in Riverhead in February and to make a long story short, to get to a point. I know Steve and I over the years have been talking about different traffic areas and Henry knows that. I'm not just bringing-

anything, but, and we all know, unfortunately, people, families, that have had fatalities or been hit by cars in various areas around here. And you, Chris, remember I wrote about the corridor down by 105? So I went out for Chinese food a couple Sundays ago and I'm riding and I see this port-a-potty there. And I figure it was from the Polish Town fair. So I called the police and also I thought of the same thing that happened Sunday many years ago where a young boy got crushed by a bus there. And we know a number of people who live in group homes there who walk up at that area there. So I'm concerned, you know. To make a long story short.

So I called the police and they said they couldn't help me about this hazard there and I saw the hazard move later and I called the Town Code Enforcement Officer and he said it's on county property there so he couldn't do anything about it either."

Councilman Kent: "Excuse me. Where was the port-a-potty- "

Supervisor Kozakiewicz: "This was on 58- "

Warren McKnight: "Well the port-a-potty- it seemed to be a moving port-a-potty. First it was blocking the sidewalk in front of (inaudible)-- okay, yes, first it was blocking the sidewalk in front of (inaudible) and, Jim, you know a number of people from the soup kitchen and everyplace else that don't drive and they have to use a shopping cart of something or they have a cane and everything else so they have a rough time there getting around. But there are a number of people and there are people- I know a person who works at TJ Maxx who lives in a group home there and goes- uses that intersection. So I saw it was on the intersection at the corner right by the handicap section and also a blind spot.

So I called the Town Code Enforcement Officer which- he's overburdened and he does prevent a lot of things in this town from getting out of hand. I called the Fire Marshal, I didn't know. So finally I tried to call the handicapped thing- I didn't get anywhere. Somebody finally got a hold of somebody in the County. I called Mike Carraciolla's office, too; I sent him a letter. I haven't heard anything yet but he's usually on top of things. I even asked him to contact you guys. And this was here for I guess from Sunday to Thursday or Friday and then it just sort of vanished. But the biggest thing is- what I'm concerned about is if there is a hazard put up on Route 58, say I go here and I see Barbara. Barbara, I say, I want a permit for my garage sale which I get a permit and you know. And what I do is I- my wife says, well, I would want to move a lot of stuff.

So I get a big sign, put it up at a nice intersection so everybody sees it, blocking things.

Even with the traffic light thing there, who's going to take down- who's going to put it up, especially it was on a weekend? You hear what I'm saying? You know, I don't want anybody- I don't- expo facto, after the fact, after something happens. I don't want it to happen to anybody. And we know there are various people in town because we care about them. And we all care about. When I wrote that letter to you guys, I was just angry and frustrated.

But the biggest thing is public safety, pedestrian, 58 has to be addressed. And that's why I'm here. I'm asking your help to- when I call up Town Hall, you can give me the information and the path to go to and maybe you can help me and all of us together. Because, you know, even with Steve- remember down by- an art teacher got killed at the intersection there. We live in this town here. We know. So please guys, if we could prevent this from happening, from people putting up hazards there whether they do it- they don't do it intentionally but sometimes we don't- none of us think.

So, I'd like this matter addressed and, you know, next time I go out for Chinese food on a Sunday, you know, I just don't want to be surprised by maybe a big sign that maybe my wife put up or I put up, you know or somebody put up, garage sale or something and somebody might get hurt crossing the street there.

Incidentally, that's what really got my dander up and I'll have to cut it down is I saw a woman with two kids going across in front of that port-a-potty and right at the intersection, guys, people, even myself sometimes, try to make a right turn there and if somebody doesn't look and somebody on a- how can the person and I know a couple people- I know their names in town, they get around just in their wheelchairs. How can they go down that ramp, past the hazard, and get there?

So, please, you know, you've got my telephone number and you've got- well, you have my address. I'll see you guys around town, but please work on this, you know, hey, we all care about the people and that's why we're here. Thank you."

Supervisor Kozakiewicz: "Thank you."

Councilman Densieski: "Mr. Supervisor, can I have the floor? I'd like to point out, there's a group in town, it's called Out and

About Downtown. It's a volunteer group of people that play instruments on downtown Main Street trying to entertain the tourists that we now have and Mr. McKnight, Warren, is one of those volunteers who's been doing a great job. And I just wanted everybody to know that you are doing that and I want to thank you for it."

Supervisor Kozakiewicz: "Thank you. Thank you. Marilyn Binder. I don't know why your name wasn't right after your husband's. Did- "

Barbara Grattan: "I- "

Councilman Densieski: "Barbara shuffled them."

Supervisor Kozakiewicz: "Barbara is shuffling them."

Barbara Grattan: "I'll do better next meeting, I promise."

Marilyn Binder: "Marilyn Binder, Calverton. Calverton Civic Association. My first question is how many people on the Board live in Calverton? One?"

Councilman Kent: "One."

Marilyn Binder: "Okay. So when people say they live in Riverhead and the airport is going to be great, (inaudible) about the people in Calverton, you know not in my backyard? That's what they're saying pretty much. It's okay, but in my backyard anything can happen. Okay."

Now, How can you put in a resolution with a referendum for a proposed- you know, I don't understand how you're doing this without everybody discussing it in advance. It seems like you don't understand what general aviation is. We don't have a definite- "

Supervisor Kozakiewicz: "We don't have a definition in the code."

Marilyn Binder: "Then how can we put up a proposal and a referendum and everything else if we're really not even secure on the terminology that we're going to be using?"

Supervisor Kozakiewicz: "The issue is the question of (inaudible) as a public use airport. Right? And then the question is further, do we accept FAA funds?"

Marilyn Binder: "Didn't you apply for FAA funds?"

Supervisor Kozakiewicz: "No. No."

Marilyn Binder: "Wasn't- "

Supervisor Kozakiewicz: "We applied for a notice of landing proposal, a form 7840 I think it's called or 6840 which was to gain permission from the FAA to reactivate the runways."

Marilyn Binder: "One or two?"

Supervisor Kozakiewicz: "One. I did clarify that with- "

Marilyn Binder: "I know when you called."

Supervisor Kozakiewicz: "-- Sharon Parry (phonetic) this morning and Harvey DeGraw (phonetic) also called me back on this issue as well. So the answer is one."

Marilyn Binder: "Okay. And there was no applications for the funding for the- "

Supervisor Kozakiewicz: "No. No. Because what the application that was put in for this reactivation of the one runway, was to consider it as a private use, public ownership, as private use that leaves the issue of who can come on the property solely to the Community Development Agency's decision making."

Marilyn Binder: "Okay."

Councilman Cardinale: "Bob can I ask a question about- on that? Whereas the application was to two runway use and the approval was for one runway use, what explanation, if any, did the FAA give?"

Supervisor Kozakiewicz: "The- I apologize. There was a number of conversations I had with Sharon Parry about this issue and at that point in time, the Town Board had indicated it was unclear what it wanted to do with the second runway. Rather than the application hanging there for a longer period of time, because the question kept coming in, I said at this point in time in light of the fact that there is some lack of clarity from the Town Board as to reactivating that second runway, let's proceed forward with the first and then we can always revisit the second one at a later date."

Councilman Cardinale: "So we effectively amended verbally the application."

Supervisor Kozakiewicz: "Correct. Correct."

Councilman Cardinale: "Thank you."

Marilyn Binder: "Okay, now, many will pay for the rights of a few. How is this airport going to affect our quality of life and especially our taxes. Yes, taxes. What is the airport going to cost the people of Riverhead? Has anybody come up with any figures on that? That is not even being discussed?"

Supervisor Kozakiewicz: "It has not. We do not have firm numbers. We- what the belief is that the runway itself will be able to be reopened without any real input of financial monetary value from us because the runway is probably in good enough shape to be utilized. In fact, I know we have a runway agreement on tonight where one particular individual has determined the runway to be good enough for other use. There will need to be some improvement."

Marilyn Binder: "Maintenance. But maintenance everyday. When you have planes coming- "

Supervisor Kozakiewicz: "No, no- "

Councilman Densieski: "The license agreement we have on tonight is hazardous condition- "

Supervisor Kozakiewicz: "The license agreement requires them to do it."

Marilyn Binder: "Who?"

Supervisor Kozakiewicz: "Skydive- "

Councilman Densieski: "Of Long Island."

Marilyn Binder: "No, no. They're only going to be there for how long? I'm not talking about that. I'm talking about- "

Supervisor Kozakiewicz: "They're going to be there in the license arrangement for the time being and then they could extend that down the road for a further period of time. Six months initially."

Marilyn Binder: "No. But when we put in an airport, this airport that we're talking about that's being put on, that we're going to be voting on- "

Supervisor Kozakiewicz: "Correct."

Marilyn Binder: "When you put an airport in, planes start landing, there's maintenance, every day maintenance, who pays for that? Does the Town of Riverhead, the people, pay for it? Of maintaining the runways. You had a speaker- I heard, someone got up here one night- "

Councilman Densieski: "Landing fees and (inaudible) fees, gas."

Marilyn Binder: "-- who'll pay for it? Us, right? The people of Riverhead. We the people of Riverhead. You, me and everybody in this room. Well, that's what we want to know. Numbers. And just think, an airport- do people realize how this is going to affect our taxes? And not only the quality of life but the money that it's going to cost us. I mean, there's so many things involved. That's just a little thing, sweeping the runway, you have to have people out there."

Supervisor Kozakiewicz: "That would not be- the plan is to have an FBO or individual operators take care of this. And the current runway agreement provides for that where it's not going to be a taxpayer expense."

Marilyn Binder: "Okay. I don't know. That's- "

Supervisor Kozakiewicz: "That's the current arrangement."

Marilyn Binder: "Okay. That's really important. Now, when the Board leaves and their term is up, the people of Riverhead are left with taxes, and maybe more lawsuits on this. That has to be- we get sued for everything."

Supervisor Kozakiewicz: "That's true."

Marilyn Binder: "Well, that's- "

Councilman Densieski: "Just ask Ann Miloski."

Marilyn Binder: "-- very important. I think we really, before we jump into anything, I think we really have to investigate it so they can't come back like we've had with everything else and say,

well, all the things weren't put in place correctly. I think we have to really consider every little thing so nobody can come back to you and say this Board did it. You've heard that before. So I think that's really important. So I think that we all have to look into everything very importantly. Thank you."

Supervisor Kozakiewicz: "Thank you. George Schmelzer."

George Schmelzer: "Works?"

Supervisor Kozakiewicz: "It's on."

George Schmelzer: "Yeah, speaking of trees, following Dr. Grantham, I have home an American Chestnut tree. It's about half a foot wide, one tree, blooms every spring, but no nuts because I understand you have to have another tree around to cross pollinate. I'm not a tree. I'll put a sign to tell the bees where to go."

Getting back to this airport- "

Councilman Lull: "Watch out, George, the bees will put up a sign to tell you where to go."

George Schmelzer: "Although, (inaudible) like some of these people do here."

This guy named Ellis Grubb or Grubb that runs the airport- "

Supervisor Kozakiewicz: "Grubb and Ellis."

George Schmelzer: "Yeah, how much does the town pay him every year for that?"

Supervisor Kozakiewicz: "It's- \$83 or \$85,000 a month. I wish I- I'm drawing a mental blank right here."

Councilman Densieski: "Plus expenses."

Supervisor Kozakiewicz: "It's \$83,000 a month."

George Schmelzer: "That's almost a million dollars a year."

Supervisor Kozakiewicz: "That's right."

George Schmelzer: "What does he do for us? He parks his can in

the guardhouse, one man and two women in the office. Outside of that, what do they do?"

Supervisor Kozakiewicz: "They run the steam plant. They keep the facility operating. They take care of any maintenance issues. They provide security. I can go on."

George Schmelzer: "Yeah, talk about airplane maintenance. Boy, this is even worse. Now, the Town advertises-- we need to get some taxes, I could sell them some of the land. It says here advertising-- no taxes for seven years and 60% discount on electric current. That's what we get from Grubb and Ellis? Gee whiz. We better have an airport. Get some use out of it. I live in Calverton. It doesn't bother me."

Supervisor Kozakiewicz: "Thank you, George. Thank you, George."

George Schmelzer: "And, we should have a referendum. It's about time. I've been pushing that for years. I don't know why you limit it to 30 people. If a plan comes in with 31 people, he can't land, huh?"

Supervisor Kozakiewicz: "That's the FAA regulations, George."

Councilman Lull: "The pilot has to be allowed."

George Schmelzer: "I wouldn't recommend any Concords though, that wouldn't be too good."

Supervisor Kozakiewicz: "All right."

George Schmelzer: "Might be nice to look at, but outside of that, not so good. I'm in favor of a (inaudible) airport. Let the people of Riverhead decide not just the people in Wading River or Calverton. Who do they think they are? They are going to run the whole town? I live in Calverton, too. I'm as close to the airport as any of them. If they don't like it, let them form their own incorporated village, do what they want. Not a word (inaudible)."

Supervisor Kozakiewicz: "Thank you, George."

George Schmelzer: "Wait a minute."

Supervisor Kozakiewicz: "All right. I was trying- if I saw a

moment of hesitation on your part, I figured I would try."

George Schmelzer: "You were trying to get rid of me, I know."

Supervisor Kozakiewicz: "No, I wouldn't try to do that."

George Schmelzer: "I'm wise to that now, see. You're not the only one that did it. They did it before. You're not the first one. What's going on with 58- the 58 proposition?"

Supervisor Kozakiewicz: "I know they're still studying."

George Schmelzer: "Studying?"

Supervisor Kozakiewicz: "I did not speak with Mr. Carraciola in the last two weeks, George, on this issue."

George Schmelzer: "(inaudible) are still in kindergarten, I suppose, huh?"

Supervisor Kozakiewicz: "I suppose- "

George Schmelzer: "They've been in kindergarten for years on that."

Supervisor Kozakiewicz: "Thank you, George."

George Schmelzer: "On the expressway extension. How about the expressway extension?"

Supervisor Kozakiewicz: "I have- I have not proposed going forward. I think I told you, you asked me if I was in favor of it. I said I wasn't and you said I was wrong. I think we already had that conversation."

George Schmelzer: "Well, are you going to kill it- you're the only one that's going to kill it."

Supervisor Kozakiewicz: "Well, if the rest of the Board is in favor of asking the state to extend it, we'll take that up for consideration."

George Schmelzer: "You remember- built and where it is?"

Supervisor Kozakiewicz: "Excuse me?"

George Schmelzer: "When was it built and where it stops now? Do you remember that?"

Supervisor Kozakiewicz: "That's a while ago, yes."

George Schmelzer: "Yeah, 1967- "

Supervisor Kozakiewicz: "I don't recall the exact date, but I know it was in the '60's."

George Schmelzer: "It was never really intended to stop it there."

Supervisor Kozakiewicz: "I know there was plans to extend it through. As a matter of fact, I think it went to the south of where my parents' farm is and across the neighbor's property across Reeves Avenue and further up towards Union, across River Drive, and it continued up to a northerly direction so it tied into, I think, 48."

Councilman Lull: "48."

George Schmelzer: "Yeah, well, now we've got 105 there, that will be far enough I think. Wouldn't have to bother with Southold town. And- yeah, so, what are you doing about- I call it a nutty idea to buy some land to transfer from one town to another for that park by the river?"

Councilman Densieski: "It wasn't to buy the land, George."

George Schmelzer: "What was it?"

Councilman Densieski: "An annexation."

George Schmelzer: "Annexation?"

Councilman Densieski: "Yeah. It was not for Riverhead town to buy that property."

Supervisor Kozakiewicz: "The bottom line is we met with the Southampton Town Board a couple of weeks back, and I think really what the end line was, they wanted to see some sort of clear plan that the Town Board would have as far as the use of the property.

One of the things we've looked at is asking the County to buy the Tire Craft parcel in order to clean it and make it part and parcel of

the Grangibel Park so that it would be an extension of the park. We haven't moved further on that. It probably will be discussed in the next couple of meetings with the Board at work session."

George Schmelzer: "You might do better if it was owned by Firestone."

Supervisor Kozakiewicz: "That's an idea."

George Schmelzer: "Yeah, now, we had enough experience with annexation. Riverhead school district annexed plenty of land and Brookhaven and Southampton, they're laughing at us. We pay almost 5 million a year in extra taxes to subsidize the districts that are part of those two towns. Nothing said about it."

Supervisor Kozakiewicz: "Well, you- same comment you've made. I understand your concern and I know that the school district, I believe, had had conversations with the state representatives about getting a better formula in place as far as possibly helping the Riverhead Central School District subsidize or pick up some of those costs. I know there were discussions between the state and the school district along those lines."

George Schmelzer: "I tried to get the town to give the land- from the land- land to the state and make sure that the state paid the taxes and did nothing. Too late now. They won't do it now but they do it in the Adirondacks. I gave you that map- "

Supervisor Kozakiewicz: "I have that map still in my office."

George Schmelzer: "Don't rip it up."

Supervisor Kozakiewicz: "I'm not going to throw it away or I'm not going to lose it."

George Schmelzer: "Don't sit on it."

Supervisor Kozakiewicz: "Hopefully I won't lose it."

George Schmelzer: "Don't sit on it either."

Supervisor Kozakiewicz: "No. I will not sit on it."

Councilman Densieski: "Is that the one you spilled the drink on the other day?"

George Schmelzer: "Yeah, so between the school and the airport and Grubb- "

Supervisor Kozakiewicz: "Grubb and Ellis."

George Schmelzer: "Well, to me it sounds grubby, the deal you've got with them, it costs us almost six million dollars a year. So we could save that if we did it right. But as far as getting the state to pay taxes on state land, forget it. They- we didn't make a deal with them. They say screw you, we're screwed. And we did it to ourselves. Not you but the former Boards. Even Brookhaven Supervisor, he laughed at it when I went to see him about it. Maybe they're sorry now. Can't do anything about it."

But the school district in the past has been terrible, taking over land they didn't have to. So, and I don't think you need to take Tire Craft land and you are following the same idea the school has done in the past years, cost us more money. Did you make an analysis? People use the park where they live. Mostly of them Southampton town. Why should we spend money on that?"

Supervisor Kozakiewicz: "I hear your question and I know what you- your position is you're opposed to it."

George Schmelzer: "Yeah, for that reason. You ought to have somebody come down there for a week ask the people where they live. You might be surprised. They should be able to tell you where they live."

Supervisor Kozakiewicz: "I'm sure they could if they- would decide to do so. That was not the main reason; that was not the purpose of taking it, who's using the park. The idea was to try and draw it all together so that we can provide enforcement, clean it up and make it more scenic and beautiful instead of having a site there where it's an eyesore to all concerned."

George Schmelzer: "Is it a crime area?"

Supervisor Kozakiewicz: "Is it a crime area?"

George Schmelzer: "Yeah, (inaudible) a crime area."

Supervisor Kozakiewicz: "It's a question of the aesthetics, a question of the building being allowed to run down."

George Schmelzer: "Why don't you try to make it safe? That hole where the did drowned, never filled in with rocks."

Supervisor Kozakiewicz: "We're- I know you've made this mention in a number of meetings, George. Thank you."

George Schmelzer: "Yeah, it's really- it's really a shame. Now that they sell dope there, the federal government could seize the property or (inaudible). That's even better."

Supervisor Kozakiewicz: "Thank you, George."

George Schmelzer: "Yeah, you're very welcome. I'm going to give this sheet to the Colonel. I think he should read it."

Supervisor Kozakiewicz: "Thank you."

George Schmelzer: "Yeah, thank you."

Supervisor Kozakiewicz: "Kasperovich. Bill Kasperovich. And I really didn't shuffle them."

Councilman Cardinale: "Is that the last- "

Supervisor Kozakiewicz: "No. Three more and then what we can do is if the Board does not mind and there's no opposition to taking up CDA resolutions, would you like to do that? Take a break."

Councilman Cardinale: "Sure."

Supervisor Kozakiewicz: "Okay. Is there a comment on the CDA resolutions? Okay. If there's not, I'd like to- once we finish up with the speaker who have signed up, at least take them up. Yes."

William Kasperovich: "William Kasperovich from Wading River."

Supervisor Kozakiewicz: "Can you hear him?"

Councilman Densieski: "No."

Supervisor Kozakiewicz: "You've got to pull that mike up, I think, Bill."

William Kasperovich: "William Kasperovich from Wading River. Hear me now? No? How about now? All right. That should be better."

I was- I don't know how to say this because- "

Supervisor Kozakiewicz: "Just say it, Bill. We've had a lot of questions put to us already so go ahead."

William Kasperovich: "At the UN today and the rest of this week, remarks are going to be limited to five minutes."

Supervisor Kozakiewicz: "See? We're trying to follow a good example."

William Kasperovich: "Following a good example. Since you gave me 18 minutes at the Town Board meeting when you were down at the church in Wading River, I thought I would make comment here. You shift money around. You are authorizing the purchase and in the resolution you award the (inaudible). This is with regard to the television unit. Now, my comment is that since I've been at enough chemical plants to know what is considered a plant and what is considered operation and maintenance. This TV can't be considered as part of a plant. This is a tool for operation and maintenance, of a (inaudible) system.

You might say it's a play on words, but in a sense it is but it isn't. Improvement of facilities (inaudible) this is a part of the equipment (inaudible). That is the plant. This is a gadget to assist the operators to function in maintenance and operation. And, although it may amount to the same thing, you're still looking at it from the rear yard instead of the front yard. If you want to allow them \$34,000 for operating and maintaining, fine. Let it go with that.

In Resolution 781, down at the bottom of the page, it says authorizes reimbursement of the expenses upon proper submission of receipts. Now wouldn't it make more sense to say upon submission of proper receipts?"

Councilman Lull: "Proper receipts. Yes, it would. Absolutely."

William Kasperovich: "And a max to (inaudible) the expense. This is Resolution 781. Just a matter of doing it the proper (inaudible). And I thank you, gentlemen."

Supervisor Kozakiewicz: "Thank you, Bill."

Councilman Densieski: "Thank you, Bill."

Supervisor Kozakiewicz: "Dorothy Pennell. Did I wake you?"

Dorothy Pennell: "Dorothy Pennell, Jamesport. My question- I wanted to hear some of the schedules regarding Lebanon Chemical Company and the gentleman talking about the quality of life and irresponsibility going together it seems to be our problem- "

Supervisor Kozakiewicz: "Well, before you- the trailer has been removed."

Dorothy Pennell: "I was there; I took pictures."

Supervisor Kozakiewicz: "It's gone, right?"

Dorothy Pennell: "It was very interesting the story. Did you hear the rest of the story?"

Supervisor Kozakiewicz: "I know that he wasn't happy that his trailer got taken but it's gone."

Dorothy Pennell: "Come on, keep going. Keep going."

Supervisor Kozakiewicz: "Go ahead. Let me hear what you have to say and we'll see if it's the same story."

Dorothy Pennell: "To a point it is. But by- I've been griping about this. Well, not only- I'm not only doing it on my own for my personal reasons as a property owner and a (inaudible), Lebanon Chemical property, but also representing tonight as part of the Civic Association of Jamesport and also as president of the Jamesport Campground Association. So I have three hats on.

But, anyway, going back and the reason I'm bringing newspaper report copies is the fact that this one particular one goes back to May 19th- May 1st, 1997 when the town was really going to do this. The buildings at this point had been sold to the Smarga LLC Corporation (phonetic) but the buildings were in bad shape, one particular- just one particular one, and it's still standing and it's in deplorable condition. The other one was- it was arson and that was destroyed on August 28, 1997, so three years ago.

And each administration since then and during that time has said they've got to correct this thing; they've got to take it down, particularly the one building that's there. And nothing has been done. The building is still there; there's contamination. Chemicals

have infiltrated into the soil and now with the mosquito business-poor Mr. Barnes. I felt sorry for him when I vented. He said he just got lots of bites when he went down there. He should live there. But the building is still landing.

And getting back to what you were talking about before, I heard a lot of noise and there were again confirmation, May 19, '97 and I have some others, October, 1997, '98, '99, this year, 2000, and still that place is standing. The idea is that what is going to happen to that building? The corrugated, as the one gentleman who was part owner of that corporation said he felt it was an architectural gem. If any of you go down there, I'd like your opinion on that architectural gem."

Supervisor Kozakiewicz: "I'm not going to comment on the aesthetics because I think we know what the answer is to that. As far as the Town Board's response to your questions put to us, we did retain the firm of Smith, Finkelstein in order to bring a final resolution to the lawsuit, in order to then clear the way so that there's no open legal issues for the removal of that corrugated building. I believe that this is the Board's desire to get a finality to the lawsuit so that we don't have any exposure legally and then it's done.

Now in the meantime I understand he has received conditional final approval for a subdivision as I understand it, which will require him to remove that structure as well."

Dorothy Pennell: "Well, the neighbors in the vicinity have no objection, in fact we would like very much for that to get started and get the show on the road instead of dilly dallying for all these years. And everything is not being done. But by the same token, even on August 4th, I have a copy of their attorney's letter to Ms. Thomas regarding the demolition of the trailer and cleaning of the property. The trailer was- and there was (inaudible) date on it, the work was to be completed on or before August 28th and Mr. Smarga will be returning from California blah, blah, blah. But anyway, and if work is not performed, then the Town may proceed with the work in accordance with Chapter 54 of the Riverhead Town Code.

Was there, Monday, the 28th, I heard lots of noise down so I put my little (inaudible) helmet on and flag and I went down. Not really. I did go down and there was someone, there were three, I guess, payloader and a couple of other trucks from the Highway Department and there was a gentleman working. And he was- by this time he had started removing that trailer and taking it down and from little notes

I have here and also statements rather that were made in the papers from the- at various times, it was- he wanted to use it as a sales office for the Chestnut Realty (inaudible), which is an appropriate name. And it was- anyway he was in the process of taking it down. However, in the process of taking it down, he had an acetylene torch which was needed to break up part of it or burn it out so that it would come in pieces and be more portable in removing it. Did you hear the rest of the story?"

Supervisor Kozakiewicz: "No. I know that he didn't do the work by the 28th and the town elected to carry out the work which is why the Highway Department was there. The town Highway Department, in fact, took that trailer and took it away."

Dorothy Pennell: "I know."

Supervisor Kozakiewicz: "As part of that. Because the letter which he gave an outside date and that was it. Now are you referring to the fact that there was a fire?"

Dorothy Pennell: "That's right."

Supervisor Kozakiewicz: "Yeah. Okay."

Councilman Cardinale: "Did the Highway Department- are you saying the Highway Department- "

Supervisor Kozakiewicz: "No, no, not the Highway Department started the fire."

Councilman Cardinale: "Who started the fire?"

Supervisor Kozakiewicz: "No, no, no."

Dorothy Pennell: "The Highway- "

Councilman Cardinale: "The Highway Department started the fire. Is that what you're saying?"

Dorothy Pennell: "That's right."

Supervisor Kozakiewicz: "Was it the Highway Department? That's not what I understood."

Dorothy Pennell: "I have pictures. I seen with my little

camera. But anyway, and I got hysterical laughing- talk about the pot calling the kettle black."

Councilman Cardinale: "Dorothy- "

Dorothy Pennell: "Yes?"

Councilman Cardinale: "Can I ask you? In regard to the order that the Highway Department was trying to enforce in the letter, they were supposed to remove the trailer which after some ado about a fire they apparently did, they were also supposed to cut the grass, remove the fire debris, and secure the large building. I was over there recently. Was the grass cut? Was the debris removed?"

Dorothy Pennell: "The grass that was cut was minimal."

Councilman Cardinale: "Right."

Dorothy Pennell: "It still is in a very poor condition."

Councilman Cardinale: "Is the debris- "

Dorothy Pennell: "They removed the debris from the trailer."

Councilman Cardinale: "Okay."

Supervisor Kozakiewicz: "The debris- the trailer is gone and I also understand they scrapped away the charred fire from that other building that burned in August 28th of 1997."

Dorothy Pennell: "Part of it. But there's a heck of a lot. I mean, they have, what is it? Three and a half acres that they have there. But there still is garbage. There are still garbage bags there, these black- that people dump and drive through there. As Mr. Samoza said, well, he didn't really want to clean it up until everything was ready because if it was so cleaned, I don't know the deductions wherever they come from, if it was so cleaned, then people would really want to throw garbage there. Do you want to run that by me again?"

Supervisor Kozakiewicz: "That one doesn't make a lot of sense."

Dorothy Pennell: "But the thing is that the town did not- if that was our responsibility and I'm saying ours because I live in the town, if that was our responsibility, it was not even halfway done,

the area immediately where the trailer was and the concrete flooring that had been from the result- I mean the residue from the burn, that was fairly cleaned off. But you go a little bit beyond that and towards the building- towards what's currently the building and towards Kessler's (phonetic) property. I don't know the delineator, you know, where the line is there, but that area is deplorable and it hasn't been done. In fact, a couple of weeks, I guess three weeks ago now maybe it is, I was driving up on Campground Circle Drive going back home and there was a gentleman with a, you know, lawnmower and he was going like crazy and I thought, oh boy, this is great. But the county is doing this. This was on the county property."

Supervisor Kozakiewicz: "Okay."

Dorothy Pennell: "So I asked him, I stopped him. I said I hope you don't mind but I said are you from the county doing this? And he said oh, no. He said I- Mr. Samoza hired me to do this- "

Supervisor Kozakiewicz: "He was cutting the wrong property. Okay."

Dorothy Pennell: "That's right. So I reminded him of that and I said, you know- "

Supervisor Kozakiewicz: "Okay."

Dorothy Pennell: "-- I said you better (inaudible)."

Supervisor Kozakiewicz: "All right."

Dorothy Pennell: "And so I told him where the property line was and he did only go up part of the way and into where- "

Supervisor Kozakiewicz: "As of today, it's still that way? All right."

Dorothy Pennell: "Same thing."

Supervisor Kozakiewicz: "We'll- o'kay."

Dorothy Pennell: "But why- I don't understand when every- going back in each one of these articles, the town has given- has said- "

Supervisor Kozakiewicz: "I just explained to you, we're waiting for a decision in order to clear up that lawsuit on that other

building. I mean, I think you've been up here in front of us at least a dozen if not more times. We've talked about this. We adopted a resolution. We're looking to get that court action out of the way. I don't know if you were here in '98, but from January of '98 to December of '98 there was no court action and I don't know- and I don't want to cast stones. I don't want to cast aspersions. I'm not sure. But for that 11 and a half month period of time, there was no court orders (inaudible) the town from taking any action. I don't want to cast aspersions. We are moving forward."

Councilman Cardinale: "And also if you do, you should be accurate. That's not true."

Supervisor Kozakiewicz: "When was the action brought by Mr. Samoza?"

Councilman Cardinale: "The action was brought in the early months of '98, either March or June."

Supervisor Kozakiewicz: "I looked at the record in the Town Attorney's office- "

Councilman Cardinale: "And incidentally- "

Supervisor Kozakiewicz: "-- it's December, 1998 when the order to show cause was filed."

Councilman Cardinale: "Could I join something-- apropos of what you're talking about. Some months ago, several, we passed a resolution-- order asking Smith, Finkelstein to act as our counsel because you were unable to do so because of other commitments. What have they done? Have they made a motion to dismiss or for summary judgment as we directed them to do?"

Dawn Thomas: "I know they're in the process of doing- "

Councilman Cardinale: "So they haven't made the motion?"

Dawn Thomas: "I haven't gotten a status report."

Councilman Cardinale: "Yeah. Well maybe we should follow with our- with the attorneys we hired because I had hoped that they would make a motion within a couple- you know, a week or two after they got the file. It's now two or three months. And I would hope that we can follow and ask them why they haven't made the summary judgment motion

because as you know it will be several months after they make it.. That will move things along.

I think what's really happening here, Dorothy, is that Samoza wants us to delay and we seem to be accommodating him perhaps not intentionally but, in fact, because the- when he gets this subdivision it's going to be conditioned upon him tearing down the building. So one way or another either as a condition of the subdivision or as a result of the enforcement of the old order which was passed in '97, the building is coming down is the theory.

I don't- I share your distrust in Mr. Samoza. For all I know, he'll get the subdivision and not move forward. That seems to be his motis operandi. So I would prefer to get the order and I think Bob has indicated his preference to do that. Get the order- "

Supervisor Kozakiewicz: "Clearly, would like to get the lawsuit behind us so there's no further claim that we've done anything illegal. As you know, and I know there's a disagreement on this, we had the hearing, we made our determination. Thereafter, Samoza, whether you agree with the engineers' reports or you disagree, submitted a number of engineers' reports that stated that the building was structurally sound. Until that's resolved, it leaves open a question of whether the town is exposed and whether we will then be paying out money. As we pointed out earlier, it's not uncommon for this Town Board to get sued. Saying that and for us to step forward in light of the fact that there's this open issue with these engineers' reports, would I think be placing the town residents at an additional risk of another lawsuit where he might prevail. Let's get the lawsuit resolved; let's get it out of the way and then if he does not move forwards with respect to his subdivision and he does not take down that corrugated building as part of that subdivision building process, then we execute upon that 1997 order. I think that's the fairest way to do it for all of the residents of the Town of Riverhead so that we don't expose them to another lawsuit. And that's what we've talked about and we've said we're going to pursue that.

In light of Mr. Cardinale's comments, we will get an answer from Smith, Finkelstein, Lundberg as to why we haven't been able to make that order and when we can expect that order to come in order to finalize that litigation so this is done. I think that's the way to deal with it."

Dorothy Pennell: "Oh yes, I'm not disputing as the ball is in your court unfortunately. But it has been- this has been a

(inaudible) for past administrations beginning with Mr. Stark's administration."

Supervisor Kozakiewicz: "And prior thereto probably."

Dorothy Pennell: "Well, no. I'm going back to the time during which it was sold that it should have been cleared up."

Councilman Cardinale: "I think we all agree the plan is sound. It's the execution that is a little suspect."

Dorothy Pennell: "What do you- when you have- this is a question I'd like to ask. When- their report- Samoza's report from the engineer who examined the building and said it was structurally sound, does- did the town look, I mean the members of the Board looking at this building in a decrepit situation as it is, condition, that- did you or would you have a legal right to call in your own engineer to appraise it and to test it."

Councilman Densieski: "We did. Ken did look at it, I believe."

Supervisor Kozakiewicz: "We could have our Town Engineer look at it and I believe he has."

Dorothy Pennell: "Well, why wasn't that done before instead of dilly dallying with the situation."

Councilman Densieski: "Yes, I believe our town engineer has looked at that as a matter of fact."

Dorothy Pennell: "And he said it was sound?"

Councilman Densieski: "Structurally sound I believe is the terminology."

Dorothy Pennell: "Well- "

Supervisor Kozakiewicz: "I think there was some additional things he needed to see done to make it structurally sound was what he indicated. He said with some shoring up here and there that the building could be structurally sound."

Dorothy Pennell: "Has he looked at the concrete foundation?"

Supervisor Kozakiewicz: "I don't- you know what? Rather than

make comments on what he's done because I'm not 100% sure of what his findings were, I don't want to quote him and put him into the box and into this fray because that's unfair to the Town Engineer. We agree as a Board that we have to get the litigation behind us so that we can move forward to execute on that order rather than expose us to further litigation. In the meantime, he does have the subdivision approval. The subdivision approval requires him to take it down as part of that process. Rather than getting into all these tangent issues or these issues that are sort of peripheral on the side, let's focus on getting that lawsuit behind us and getting to that end. That's the end; that's the goal of what we need to accomplish. So that's where our energy should be focused rather than on arguing about whether the engineers' reports were good or valid or not, let's get to that end line. The court decided initially in our favor on the preliminary injunction, found that he had delayed a great time in bringing the court action on and, therefore, we weren't temporarily restrained. But the lawsuit still pends; let's get that behind us."

Dorothy Pennell: "No, I appreciate that but I am being asked by members in the community as to what's happening."

Supervisor Kozakiewicz: "Okay. All right. And we've I think been pretty consistent for at least the last three or four months in saying that what we'd like to do is get that lawsuit behind us. I think that's been a uniform comment and consistent comment from us."

Dorothy Pennell: "When was the lawsuit filed?"

Supervisor Kozakiewicz: "My recollection was December of '98 but if Phil says I'm wrong, I'll have to take a second look at it."

Councilman Cardinale: "I think the ultimate question is when will the summary judgment be filed? That is- "

Supervisor Kozakiewicz: "That's exactly what we need to get resolved, right."

Councilman Cardinale: "That's what we need to find out. I thought it would be filed a few months ago but it hasn't yet. And I was hoping you'd remind me. But I was going to ask Bob about it and now you have."

Supervisor Kozakiewicz: "All right. Thank you."

Dorothy Pennell: "You're welcome. Thank you."

Supervisor Kozakiewicz: "Robert Tennenberg."

Robert Tennenberg: "Bob Tennenberg. I'm here about the Grumman property. I always was under the impression, I've been born and brought up in this town, that Riverhead was the County Seat of Suffolk County. But we're the only town that doesn't have an airport that's applicable at this time. Mattituck, East Hampton, Westhampton, Brookhaven, MacArthur and the only one that carries bigger aircraft, MacArthur. Nobody else. Well, Westhampton can to use the C130's. That's- National Guard."

I just feel that that airport at Grumman should be used for smaller aircraft, less than 30 but smaller like the single engine planes (inaudible) stuff like that. They could do some repair work. The hangers are big enough to do repair work. I've worked at Grumman with my son. I don't know if the people from Calverton complain when Grumman was doing the F-14, they'd go roaring off the runways, make a lot of noise. I just feel it's important to have an airport in this town. It employs people; you get jobs and that's important."

Supervisor Kozakiewicz: "Excuse me. I don't know where the comment came from. If we could let Mr. Tennenberg just finish. Again, I just would ask that everyone be given their five minutes if they choose to take their five minutes and, again, we all have different views. That's what makes this nation great. We're allowed to express our different views. If he could be allowed to finish."

Robert Tennenberg: "As a former Air Force pilot, I'll answer the lady had in which direction does a plane land and take off. Into the wind every time. And you are never going to have a plane like a 747, 757, 767, an (inaudible)80 or a Concorde land at Grumman. That's ridiculous."

And about unloading fuel. Yes- they will unload the fuel only when they have to and where it's available to dump. But these smaller planes just don't have the facility to dump fuel. They have to ride in with what they've got. So, I just don't think it's a matter of where you're going to dump fuel in this area. It's not going to happen with these small planes. And I would appreciate it. I think the airport should become an airport not a big airplane landing area for the big planes. I really believe that. And I'd appreciate it if I could get some consideration on that. Thank you."

Supervisor Kozakiewicz: "The last card, Lester Davis."

Lester Davis: "Lester Davis. I live in the Baiting Hollow section of Calverton. And I can assure you if an airplane should land at Grumman, it would go right over the area I live. I'm a retired pilot. I was a pilot for 53 years. I assure you, I've got no axe to grind except commonsense. I just- before I read this report which deals with the economics (inaudible). But before I get into that, just on the subject of the southwest runway, any pilot knows, anyone who works in aviation, it's vital for safety because of the prevailing southwesterly winds in the summer.

Okay, this is a report compiled by Aircraft Owners and Pilots Association. It's a membership of let's say upwards of a third of a million members, North America. The man who started this by the way was from Southold, Long Island. And he's still alive. (Inaudible).

General aviation airports paying the way. What's your airport worth? How often you've heard the airports drain on the taxpayers and doesn't pay it's way or the airport is only used by the rich. We know that's hogwash and I think the following will prove this.

A comprehensive report entitled Economic Impact Civil Aviation on US Economy conducted by Wilbur Smith Associates (phonetic) and updated in 1993 found a general aviation's economic impact on the nation's economy exceeds 42 (inaudible) per year. To prove a point that general aviation airports provide economic benefits consider the findings of two new studies. In one, the FAA acknowledges a typical general aviation airport with 100 base aircraft, and I'm emphasizing this, with no commercial airline service, saves time and reduces the travel costs of those who use it. That airport over the next best transportation old record. In dollar terms, transportation benefits (inaudible) estimated by the FAA to be more than one million annually.

As another means of comparison consider another study, a recent comprehensive analysis of an airport economic benefit- good old dollar benefit to the community. This particular study was completed by an independent international consulting firm for the Commonwealth of Virginia. There are 80 public use airports in Virginia, fewer than the national average of 110 per state. Virginia has two international airports but the number of active airports in the state is only slightly less than the national average as are the estimated hours in the Commonwealth. Therefore, it is fair to compare Virginia's airports and its diverse economy with those of other states. The study clearly shows that Virginia's 80 public use airports allows the state's business community to participate in national and international markets and public and private funds invested in the

Commonwealth airport annually produce economic returns and I think this is very important, which far exceeds amounts spent to operate and maintain those facilities.

The basis of this information was a US Department of Commerce regional input output modeling system. The Virginia study also concludes each dollar spent by aviation and aviation dependent businesses generate an additional dollar fifty-two in economic activity. Airport jobs are desirable, the average airport wage was 40% higher than the average Virginia salary. For every job at the airport nearly three are created in the visited related economy, sounds a little like Long Island, doesn't it? Aviation related businesses and their employees annually contribute \$105 million dollars in local taxes. This has nothing to do with airline (inaudible).

Airport development- just a second, oops, got on the wrong line. Virginia's average general aviation airport has only 23 base aircraft, average, but contributes 1.6 million per year in economic activity, most of which is spent locally. This transposes to \$69,000 per aircraft. Now, if anyone doubts that, right here in their own backyard, it was mentioned earlier, little Mattituck air base, they have a payroll there in excess of two million dollars a year. That small facility.

And, okay. Just a reference was made about the number of aircraft increase flying over Calverton and I'm quite aware of that. And it's ironic. If this airport were operating now those aircraft wouldn't be there. There's an air space. So many miles around any airport and so high depending on how busy they are and I'll give you an example just in reverse. About 30 years ago, when Mayor Beame was mayor of New York City, a group of people in Flushing got the Mayor's ear, close Flushing Airport. What he did, well, Flushing is a mile and a half, two miles from LaGuardia Airport. Because of the air space the airlines couldn't go over that (inaudible). Well, now they could and the Mayor's friends got a hold of him and said, hey, we made a mistake. In other words, the airlines (inaudible).

Also, the subject of the FAA funds. Westhampton has gotten them and that does not mean to preclude Westhampton from placing restrictions. That's about it. Thank you."

Supervisor Kozakiewicz: "Thank you."

Councilman Kent: "Mr. Davis, do you know if Mattituck receives

FAA funds?"

Lester Davis: "No."

Supervisor Kozakiewicz: "Mr. Davis, you have to go back to the mike."

Lester Davis: "I am almost certain they do not. I just owned- I've dealt and owned and operated the (inaudible) airport for about 30 years and recently they didn't get any funds."

Councilman Kent: "Is Mattituck privately owned or is it owned by- "

Lester Davis: "It is privately owned."

Councilman Kent: "When you were talking about the taxes generated from these airports, what kind of taxes are you talking about? What kind of tax dollars, real property tax dollars?"

Lester Davis: "I can check into that. No, wait a minute. No. No. These figures here are dollars generated- "

Councilman Kent: "No. No. You had talked at one point about taxes generated. You were talking about economic- other economic ripple effect, you also mentioned- you were talking about tax dollars. This airport would be operated by us. It wouldn't generate any real property."

Lester Davis: "I'm sure you're right. I'm sure you're right. But, of course, whatever facilities are operated here they would be paying taxes."

Councilman Kent: "Right."

Lester Davis: "Just like Grumman did. They were paying what- a million a year?"

Councilman Kent: "Right. We're talking some other uses that might produce far in excess of a million dollars a year, not an airport."

Lester Davis: "Oh yes."

Councilman Kent: "Thank you."

Supervisor Kozakiewicz: "Thank you. I'd like to close the meeting in order to take up CDA resolutions only. Unless there's comment on the CDA resolutions. Is there comment on the CDA? If not, we'll just do the CDA and then we'll go back into the regular Town Board meeting. All right. So we're going to adjourn the regular- the Town Board meeting at this point."

Meeting adjourned: 10:05 p.m.

Meeting re-opened: 10:09 p.m.

Supervisor Kozakiewicz: "The time of 10:09 having arrived. And we will reopen the Town Board meeting. I saw a lot of hands shoot up at the end."

Councilman Lull: "Mr. Chairman."

Supervisor Kozakiewicz: "Yes, one moment, recognize Councilman Lull."

Councilman Lull: (Inaudible)

Supervisor Kozakiewicz: "We have somebody right here up at the podium, so- "

Councilman Lull: "All right."

Councilman Kent: "Do you want to speak on a resolution?"

Dorothy Exum: "Yes. Hi, my name is Dorothy Exum. I'm a resident of Riverhead. I've worked at Grumman for 23 years, a former member of the Riverhead School Board. I just want to say that working for Grumman for 23 years, we had all kind of aircraft going overhead and when people parked outside the gates, watched the planes go over, and they didn't have any problem, I don't see what the problem is now and I ask you put the referendum up, put this on the referendum for November. We'll vote and let the people decide what they want and leave it open for general aviation."

Supervisor Kozakiewicz: "Thank you. Is- yes."

David Bonaley: "My name is David Bonaley."

Councilman Kent: "Mr. Bonaley, could you pull up the microphone?"

Supervisor Kozakiewicz: "Yes, that one to your left and your comments should be addressed to the Board, Mr. Bonaley."

David Bonaley: "My name is David Bonaley- "

Supervisor Kozakiewicz: "I know sometimes it doesn't seem that way, but if you would, please."

David Bonaley: "I'm not a resident of Riverhead. However, I've been in the aerospace business for over 40 years. I'm very familiar with the Grumman facility. I've listened to the folks here tonight and I certainly understand the concern about way of life. I believe way of life includes an economy that people make money, where they make money in an industry that's a relatively clean industry and I believe the Board and this town can make the right decisions with respect to the use of this airport.

One of the things said before, I'll be more specific, when Grumman was there, over 10 years there were 9,000 airplane landings per year at that airport. I never read in the paper anybody getting upset at that, any protests, any pressure to close the airport. These are the most dangerous- those airplanes, fighter planes, war planes, the noisiest planes every built, certainly dangerous. And yet the facility employed 3,500 people. All the jobs were lost when Grumman left and I get back to the quality of life. There has to be jobs and you want jobs in the right kind of an industry. You want jobs that are high paying. The aerospace industry pays typically two to three times what a normal job pays.

I'm sure there are people in this town that remember and they don't have those jobs anymore. So, I urge, once again, put up the proposition, let the citizens decide because I have confidence that the Board, the members of the community, can answer all the questions, many of which haven't been answered here tonight, and answer those questions in November so the community and the democratic way can make a decision. Thank you."

Supervisor Kozakiewicz: "Thank you. Mr. Cherkow (phonetic), if I can take one individual in front here and then I'll take you next, Mr. Cherkow. That was close."

Kathy Lindstrum: "Kathy Lindstrum, Calverton. Calverton Civic Association. I worked at Grumman's 32 years. Grumman's was not a general airport. Grumman's was different. We are not going to get the jobs. This- if it becomes a general aviation airport, (inaudible), we

cannot realize any taxes from this, right?"

Councilman Kent: "No property taxes, if we maintain control. If we maintain ownership, the town we cannot realize real property taxes."

Supervisor Kozakiewicz: "For that portion that is retained by the town or by the CDA, that's correct. If there is buildings that go up adjoining the property, you know, either as a result of the industrial redevelopment done, those buildings could realize real property tax gains."

Kathy Lindstrom: "Right. But the airport part would not- "

Supervisor Kozakiewicz: "The runway and the taxiways, no. As far as real property taxes because we would- if the town retains ownership."

Kathy Lindstrom: "And the buffer zones which- okay. Even the buildings that would operate for the airport, they wouldn't generate any taxes, would they?"

Supervisor Kozakiewicz: "If they're outside- they're not owned by the town. Let's say- they're- let's just take an example. A building- a company wants to come in and work on aircraft."

Kathy Lindstrom: (Inaudible)

Supervisor Kozakiewicz: "Okay. I'm just saying. I'm just saying. You're asking about the buildings. If the buildings are not on property owned by the town and they are by a private industry, they would pay taxes."

Kathy Lindstrom: "Right. Private. But I'm talking about anything to do with the general airport that would be part of the airport. I don't mean some building repairing planes or something like that that's privately owned. I'm talking about general aviation airport. There's no property taxes at all, right? Also, if the- "

Supervisor Kozakiewicz: "The reason I can't answer that is because- "

Councilman Lull: "There wouldn't be property taxes but there would be lease money- "

Supervisor Kozakiewicz: "It depends where the buildings would be located and it depends upon whether they would fall within the area where the town or the CDA as the case might be retains ownership, or whether it's buildings that are located within property falling outside the Town or CDA ownership as to whether there would be property taxes generated. That's the- the question is critical depending upon where those buildings are located."

Kathy Lindstrom: "If we get FAA funding then, we still don't get the taxes and we also have to kick in five percent- that's (inaudible). They cover 95, the taxpayers cover the other five percent. What confuses me is I don't understand when most of the airports from what I've heard, except for MacArthur running in the red, they're not generating money. How do we expect- how is it going to benefit Riverhead? How is it going to benefit us? I just don't understand it. I really don't. Where are these jobs? This is not going to be Grumman. Where are all these jobs coming from? I just- I can't understand it. I can't see it."

I mean, is- do you have an answer?"

Councilman Lull: "Kathy, the jobs are coming from the core. The jobs will be coming from the industrial core when that core is purchased and is developed. It has nothing to do with the runway. It's the industrial core where the jobs will be done- where it will be developed the same as they were at Grumman."

Kathy Lindstrom: "Well, what does that have to do with the airport?"

Councilman Lull: "Nothing."

Kathy Lindstrom: "That's what I mean."

Councilman Lull: "Nothing."

Supervisor Kozakiewicz: "The- "

Kathy Lindstrom: "So we don't need it. Why- "

Supervisor Kozakiewicz: "Well, you've got to look at this- okay. The Town Board passed zoning which allows- the Planned Industrial District allows for aviation uses. What this referendum is doing is exploring ways to fund so that aviation uses coming in and using the industrial core and other areas, can have this runway

operable so that they will come in."

Kathy Lindstrom: "But if you have an- these planes coming in and out, how do those planes- these are little planes. I don't understand it. How- "

Supervisor Kozakiewicz: "Touch down fees, a certain royalty per gallon per gas- "

Councilman Densieski: "A nickel a gallon."

Supervisor Kozakiewicz: "-- there's a number of ways that the town can derive income from the planes coming."

Kathy Lindstrom: "And they can operate in the black? That's what I mean. Did anybody ever look?"

Supervisor Kozakiewicz: "I- the- I understand your concern and I don't think I'm going to be able to make you comfortable with the issue you've raised. And that's something we have to fine tune, again."

Councilman Cardinale: "Kathy, one thing I think you should understand that may not be clear. The FAA money does not support maintenance of the airport at all. It is only capital improvements that they will support and they will only support it 90% from their FAA trust fund, 5% from the state and we must pay 5% of the capital improvement. They do not give a dime for the maintenance of the airport. We must make the airport go on its own in regard to landing fees, touch down fees. And it is possible that it would operate in the red and at a loss. That is a real possibility."

Kathy Lindstrom: "Well, why does anybody want that?"

Councilman Cardinale: "That's one of the reasons I have concerns because in effect the town would be running a business, an airport business. But that's- that is very important that people understand that. Maintenance will not be funded by the FAA, only capital improvements. And the maintenance monies that are necessary over there have to- say that we do succeed as a business and we make money, that money can't come back into the general fund. It has to stay at the airport."

Kathy Lindstrom: "Right. So it's not going to help basically the town, our taxes."

Councilman Cardinale: "Interestingly enough you're right. If you are in the red, your taxes will bear the brunt of it. If you are in the black, your taxes will not bear the positive benefit of it because you can't put it back into the general fund. That is disturbing to me and to some other people on the Board."

Kathy Lindstrom: "So why would we- that's what I don't understand. It's not like people are going to- I can't go to Grumman and get a job anymore. I worked there 32 years ago."

Councilman Cardinale: "The benefit as was pointed out is if you have a break even airport and if you can inspire enough activity that they rent space either in the industrial core or in the area that is presently zoned otherwise and may well be industrial at some point in the future, then you've enhanced your tax base by the airport's activities. But it is a business and you could make money or you can lose money in a business. And the way I've seen this town operate, they should not be in any businesses other than government and I have my doubts about that."

Kathy Lindstrom: "Thank you."

Supervisor Kozakiewicz: "Thank you. Steve Charkow."

Steve Charkow: "Steve Charkow, Aquebogue. A couple of comments reference the airport."

Supervisor Kozakiewicz: "Excuse me. Speaker is up. If we can give him his attention, please. Thank you."

Steve Charkow: "A couple of comments reference the airport. The quality of life for most of the people for most of their lives, Grumman has been a part of that quality of life. (Inaudible) Twenty years is a long time but forever is a lot longer. If the buffer area is lost, it will be extremely unlikely to ever regain at any time in the future. I know the lady before was interested in where we were going to get money. I would hope that some people might be enticed to come into the industrial area that might not otherwise if they access via the operational runways. That certainly is the hope. And we think that's a valid hope."

The question is do we want to hear from the voters? What are we afraid of? Approve Resolution #824. Thank you."

Supervisor Kozakiewicz: "Sid Bail."

Sid Bail: "Sid Bail, President of the Wading River Civic Association, rapidly losing his voice. (Inaudible)"

Councilman Kent: "For us anyway."

Sid Bail: "Yes, for you. The Supervisor earlier in the evening mentioned that the purpose in response to a question- what would be the purpose of a referendum. I'm kind of paraphrasing. He said it would give the public a chance to express a view (inaudible) as a whole. About that time or maybe just shortly before or after, Mr. Cardinale had made some points about the difference- the confusion among the Town Board members about exactly what the parameters are, what the terms of the issue are, and that's equally disturbing.

I was here at the Town Board meeting on Thursday and, you know, there was a great feel of confusion. Now, earlier in the meeting they talked-- Thomas Jefferson's name came up, they talked about the consensus of the people. But I think it was just a valid concept and I think the public truly has to be informed and during the work session, Mr. Densieski offered the opinion that there would be more than enough time for the public to inform themselves. Well, some of you guys have been working on this several years and you're still not informed. And that's kind of scary.

Another thing that the Supervisor mentioned is that-- the business about the 10,000 foot runway and to simplify things so the application wouldn't be hanging around for a long time and tying things up. Now, if there was a referendum as it's worded right now, I think most people would have the impression if they were voting affirmatively for this, certain things would happen as a result of this. And you spelled out not two possibilities but I think three possibilities, private airport, public airport or public FAA- "

Supervisor Kozakiewicz: "Those are the alternatives to which it could be used. Correct."

Sid Bail: "Yes. Right. Now, in order to get to this stage, you filled out a one page application."

Supervisor Kozakiewicz: "Yes."

Sid Bail: "I think the FAA sent you approximately almost the same in return, two or three let's say."

Supervisor Kozakiewicz: "Two pages with an additional form that

needs to be submitted once there's some activity on the site."

Sid Bail: "Now, if the referendum was on the ballot and it passed, how long would it take if the consensus of the majority of the Board would be to have a going public airport in operation? It would be a considerably more difficult process, wouldn't it?"

Supervisor Kozakiewicz: "I'm not sure I'm following the question- the question."

Councilman Kent: "I believe- "

Supervisor Kozakiewicz: "Are you- "

Sid Bail: "Well, for instance, would it require a new environmental impact study?"

Councilman Kent: "I believe it would. I think it would still require zoning amendments. I think it would require SEQRA analysis, determinations, findings. It would require a lot of decision making."

Sid Bail: "I have a letter from the FAA. It was written in 1995. I don't have it with me, but I'll make it available to the Town Board. Some of you may have seen it. And it was really at the end of the Koppelman study where the Navy- rather Grumman's had made its decision it was going to pull out of Calverton. And I think it was from Phil (inaudible) who was still with the FAA and in essence what he said, well, if there ever comes a time when you're interested in having an airport, you know, please be in touch, you know, we try to be very helpful. Of course, this would involve the need for a new study because the study that the FAA was involved in was premised upon joint use.

Now, I'm also under the impression that the Town is- maybe this is an overstatement- under the gun in terms of the costs of maintaining the facility. So the- we may be not talking about into next year, we may be talking two, three years down the line. Have you talked with the FAA about the amount of time that is contemplated? What might be entailed in this?"

Supervisor Kozakiewicz: "As far as obligating ourselves?"

Sid Bail: "If you were taking the next affirmative step towards a public airport, assuming that a referendum proved to be positive."

Supervisor Kozakiewicz: "To take the step towards a public airport without obligating ourselves to the funds- "

Sid Bail: "We would have to study- there would have to be some process as (inaudible)."

Supervisor Kozakiewicz: "I wasn't given that impression. I was given the impression- "

Sid Bail: "That it would happen immediately."

Supervisor Kozakiewicz: "I was given the impression that we could re-file that form if we decided that we wanted to do it as public ownership- public airport- "

Sid Bail: "I don't- "

Supervisor Kozakiewicz: "That was the impression I received from speaking to the FAA person, Sharon Parry."

Sid Bail: "Are you sure of that?"

Supervisor Kozakiewicz: "Yes. She indicated to me during a conversation. The question was, well, you're making the decision to keep it as private operation. I was led to believe that it would require an amended submission. That was the conversation I had with her. That was not based upon a conversation with Tom Chastain."

Councilman Cardinale: "Bob, with all respect. You got the impression, that was what you were led to believe. The point I think that's being made here is that this is a premature resolution. The only reason it's on tonight, it wasn't available at the work session, it wasn't available this morning in final form, is because you have a deadline to get it on the ballot. And we are being- putting forth an imprecise resolution to the public which we ourselves cannot define the terms of."

Supervisor Kozakiewicz: "I don't think the resolution is imprecise. I think some of the questions that have been put forth are of concern. I think that's what the issue is."

Councilman Cardinale: "Well, I think- "

Supervisor Kozakiewicz: "How much is it going to cost is what we've been hearing."

Councilman Cardinale: "No, no. I understand, you're right about that. The distinction between whether it's a good or bad idea can wait for the debate between the passage of the resolution and the election- Election Day. The problem is I don't know what I'm voting on in this- the way that this is worded.

For example, you have general aviation in quotes. Why is it in quotes? Where is the definition? Why is that word general aviation in quotes? For example, you do not have the words a public general aviation airport obligated- an obligated airport supported by FAA trust funds. Do we mean to ask the public whether they want to have a public airport obligated- an obligated airport supported by FAA trust funds or do we not? And this is a question for the Town Attorney.

Let's assume we got the language straight sometime before midnight and we had three votes for it. Okay? Let's assume it was debated between now and November and passed. What are the implications of the passage of whatever the heck it is that we might pass? Does this mean that the Town Board is compelled to open the airport? Does this mean they can open the airport? What does it mean?"

Dawn Thomas: "(inaudible) means they can open the airport."

Councilman Cardinale: "So it's not a binding proposition on the Town Board? Then what's the point?"

Councilman Kent: "I believe, excuse me, aren't referendums of this type mandate action by the Town Board? They don't advise. I don't think there can be advisory referendums."

Dawn Thomas: "Well, this is pursuant to Town Law 81, so it's a different section of law which allows the Town Board to- "

Supervisor Kozakiewicz: "I know you can't hear that. The comment from the Town Attorney was this was a referendum and the reason the time element was somewhat critical was pursuant to Section 81 which is a different provision under the Town Law. In discussion, I know that you spoke with the Association of Towns counsel, Kevin Crawford, as to the implications of what the resolution would do as far as obligating the Town to proceed forward. To which he responded that because of the way we were bringing the resolution on as opposed to tying it into the FAA funding which may be a binding referendum, this would be more of a sense referendum as far as the public as to which way we go. We would not be obligated to proceed forward with

taking funds from the FAA. That's- I'm- and the Town Attorney can repeat the conversation if that's the question."

Councilman Cardinale: "But are we obligated to run an airport? This says that we're going to establish a town owned airport at the Calverton Enterprise Park and commit it to serve as a public general aviation in quotation marks airport including regularly scheduled commercial service of not less than 30 seats. Does that mean- "

Dawn Thomas: "Excluding."

Councilman Cardinale: "Excluding everything above 30 so by implication including everything below 30 which is a language change I'll suggest later. My point is, do you have to do that if this prevails? And if we don't have to do it, why are we wasting our time?"

Dawn Thomas: "Well, I don't think the Board is committed to doing- acting in that fashion exactly if the resolution is or if the referendum were to result in a positive- "

Councilman Cardinale: "We can just disregard it?"

Dawn Thomas: "(inaudible) of the community. Well, I don't think disregard it is the right way to put it but I think what the Board was looking for was a way to- and my goal was to give the Board an avenue through which they could ask the community what they felt about the airport and the Town (inaudible) was a way to do that and that's how I proceeded and that's why I presented it at the work session the other day."

Councilman Cardinale: "So you're saying it is not a binding- are we clear whether it's a binding or non-binding proposition?"

Dawn Thomas: "Well, I think if the vote was no, I think it would be prohibited from moving forward in that direction."

Councilman Cardinale: "How about if it's a yes?"

Dawn Thomas: "Then I think you're not committed to doing this."

Councilman Cardinale: "Sounds wonderful for the opponents. Not so great for the proponents. The mechanism that we're discussing, Article 81 of the Town Law, when- "

Supervisor Kozakiewicz: "Section 81."

Councilman Cardinale: "Section 81. When did that come to your attention?"

Dawn Thomas: "I think we discussed- "

Councilman Cardinale: "Recently, like a week or so. It seems to me that we haven't well thought this through and that we are premature in taking any action tonight which will be the thrust of what I'm going to say later."

Supervisor Kozakiewicz: "Sid?"

Sid Bail: "I'm a little bit more confused by this clarification but I think the resolution as it's constituted in the haste to get it on the ballot doesn't do justice to either the opponents or the proponents of the proposal. I respectfully- I could see ugly, you know, more heat than light coming during the next (inaudible)."

Supervisor Kozakiewicz: "That was not the intent. It was hopefully put an end to this debate."

Sid Bail: "Thank you."

Supervisor Kozakiewicz: "Yes, Mr. Lindstrom. Is it Lindstrom?"

Harold Lindstrom: "My name is Harold Lindstrom from Riverhead. I'd like to- I'd like to bring up a safety issue. I'm referring to Sound Avenue. It's a shame that the residents of Riverhead can't use that road and I'm referring to walkers, joggers, runners, bicyclists, without worrying about getting injured as far as getting hit by vehicles. An example of that was a rider of some time ago that was hit by a vehicle and killed on Sound Avenue. There are certain sections of that road that have no shoulders on it and they're extremely dangerous. And I can't understand why Riverhead hasn't improved these roads.

I mean if you go out to Mattituck they have eight foot shoulders out there and if you go down Sound Avenue there's- on some areas, there are no shoulders at all. I've seen joggers actually jump off the road when these large trucks- when you get one of these large cement trucks or sand trucks on the road and a car, there is no room for anybody. Can anybody give me an answer?"

Supervisor Kozakiewicz: "The roadway hasn't been done for some time. Mark Kwasna is, in fact, looking at repaving sections of Sound Avenue if not the entire stretch. It's a 15 mile stretch which is a pretty lengthy and pretty major undertaking as far as dollars and cents are concerned. If you have driven it and you start from the Southold line and travel west, you'll notice that it is, in fact, wider where it meets up with Southold town line so that there is a shoulder and a place where people can ride a bicycle and job safely. I've asked him to look at whether we can widen it- "

Harold Lindstrom: "Not on Sound Avenue though. There are sections on Sound Avenue where there is no- "

Supervisor Kozakiewicz: "Where it meets up with Southold town line. Where Southold town line of Sound Avenue meets, the Riverhead town portion, it is wider at that section."

Harold Lindstrom: "Right."

Supervisor Kozakiewicz: "Then you go further west, it narrows. So I have asked Mr. Kwasna to look into the repaving issue and whether we can add additional width at one side or both. Whether that will require us to take property from owners, it may require us to do an undertaking. So he's looked at that or will be looking at that I guess I should say more exactly. I know there was some discussion about this."

Councilman Lull: "Bob, I understand that the taking or the line is actually 60 feet, the width is actually 60 feet on Sound Avenue in most places. I have also asked the Community Development Director to begin looking for some sort of grant money that we can use for an engineering study which would have to be the first step because the entire- if we're going to be doing something like this, and I think you're right, it should be done, that we should try to make it safer. Probably we should try to make it safer and shall we say (inaudible). But the fact is it would need re-engineering for much of the road and I have asked her to try and begin looking for some funding that might be able to help us with the possible engineering."

The monies themselves for bicycle paths are available through the state, through the Parks Department. We can make applications there. As of right now, it wouldn't make any sense to make an application because we can't build the road out, there's no roadbed. So it's going to have to be- part of the roadbed is going to have to be re-engineered and that's why I started asking from that point of view."

Harold Lindstrom: "Well, there seems to be that there was a shoulder at one time because there is a white line on the sides where there is no shoulder. And I don't know whether from rain or whatever has eroded the soil onto the shoulders but it seems to me that- "

Councilman Lull: "I think that's- "

Harold Lindstrom: "-- in some areas there is a shoulder."

Councilman Lull: "Yes, I think you're right."

Harold Lindstrom: "And I think when that road was done, there probably was a shoulder at one time but due to erosion and everything else, there is no shoulder."

Councilman Lull: "That's what I mean by the fact that the road is wearing away, it's going to have to be- the bed itself will have to be re-engineered to get any kind of width."

Harold Lindstrom: "All right. As far as the money issue, I mean, would the town rather pay for lawsuits being filed against the town? I mean it's not only one bicyclist but there was a migrant worker also hit on that road. So it's- "

Supervisor Kozakiewicz: "There are people- it's regrettable when anyone gets injured at any point in time. We are not insurers of everybody's safety and I don't mean to sound callous or somehow indifferent to someone's plight when they get hurt. We try to improve the roadways as we fiscally can. We have just undertaken a couple of roads that were repaved this year, Fresh Pond, Peconic Bay Blvd. We've completed that after we replaced the culvert. The only reason that was not able to be completed earlier is because we needed to replace that culvert which was a very dangerous situation and we were afraid that sooner or later a building going over that culvert- I mean- building- a car going over that culvert would, in fact, possibly go down into the waterway. It's been a long day. We try- not a building, I know, a building going over, we've got a problem. But we try to address each and every roadway."

The situation here with Sound Avenue, it has been a topic that's been discussed not only by myself as you heard, by Councilman Lull with the Highway Superintendent. We'd like to attack it, deal with it. There are other roads that are also of concern. I know one of them that I used to use often biking up and down, that's Roanoke Avenue. It's extremely narrow and cars coming up and down Roanoke

Avenue when you're on a bicycle, they feel like they're coming within inches of you and it was a very much of a concern when I used to use it biking back and forth or even walking portions of it. It's extremely of concern or a concern of me.

I know that we have to attack some of these roads. We're trying to devise this; we're trying to address them. And what we're trying to do is do it so that we can take it off in a fiscal bite that's reasonable. I know that may not be as fast as you'd like to see."

Harold Lindstrom: "Right. No. But I'm just saying that it's an east/west main route that a lot of people use especially not only the residents but vacationing people that come out here, they like to exercise and it's sad that they can't use the road. It's a very scenic and it would just be great for the public.

Now, you can take 25 and there's- it has decent shoulders on it."

Supervisor Kozakiewicz: "25 has some- "

Harold Lindstrom: "I don't understand that. That's an east and west route. And also I don't know if the town has their priorities right because I know in my community someone had called up and complained about the roads. In my community, the roads are great. I mean there was no problem. But all of a sudden, two weeks later, they re-did the road. There was really no need for it. I don't know- "

Supervisor Kozakiewicz: "Where is that?"

Harold Lindstrom: "In Baiting Hollow."

Supervisor Kozakiewicz: "Which road?"

Harold Lindstrom: "Right off of Riley. Triangle- "

Supervisor Kozakiewicz: "Okay."

Harold Lindstrom: "Triangle, right in there."

Supervisor Kozakiewicz: "All right. So they were re-paved or it was stoned?"

Harold Lindstrom: "Two weeks later."

Supervisor Kozakiewicz: "Stone and oil."

Harold Lindstrom: "I don't know what it was. But they re-did the roads because someone had called up and said you know that they thought the roads needed to be redone and the roads were very good. I mean there was no problem with them. I don't understand if they can do those- "

Supervisor Kozakiewicz: "You're the first one I've heard complain about having the roads done."

Harold Lindstrom: "No, but I'm just saying where you have Sound Avenue where there's a safety issue where people- two people got killed on that road."

Supervisor Kozakiewicz: "Again, I understand your concern and as I pointed out it's something we've asked the Highway Superintendent to look at. We do need to re-engineer it in order to improve the width of the road in order to provide for shoulders."

Councilman Kent: "There's no doubt it's going to be a big project. We're not going to just go out there and re-pave it. It has to be somewhat- we need some design in mind to make it wider, to make it- "

Harold Lindstrom: "Even if it's done in the areas where there are no shoulders. There are some shoulders on that road. There are sections where there are shoulders but there are areas where there is no shoulders. Now, whether they can be cleaned off- "

Councilman Kent: "It's an old road. We might also have to go out there and decide how much of a right of way we actually own as a town. Okay. So we have to- we have to look into this. This is not just something we'll go out there and pave. It has to be looked at. Okay?"

Councilman Cardinale: "On a positive note, if there's a 60 foot right of way and the travel portion is 20 feet, you should have 40 feet kicking around somewhere under the brush. So that's a positive note."

Harold Lindstrom: "I know the town owns so much property on the side of the road."

Councilman Cardinale: "Right. So it doesn't look like we're going to have to buy any more."

Councilman Lull: "I can suggest somebody who might like to take down the great big trees right along the road."

Councilman Kent: "Those trees- "

Supervisor Kozakiewicz: "Well, I think that's something we have to obviously look very closely at if there's large trees that- "

Councilman Lull: "Slow the traffic down."

Harold Lindstrom: "Thank you very much."

Supervisor Kozakiewicz: "Okay, thank you."

Councilman Cardinale: "(inaudible) go right through."

Supervisor Kozakiewicz: "Rita Hoden."

Councilman Cardinale: "Gee, I wonder what she wants to talk about."

Supervisor Kozakiewicz: "Sixty-six feet. Our local expert says it's 66 feet along Sound Avenue. Yes, Rita."

Rita Hoden: "Rita Hoden, Calverton. I have a letter of protest on 8/24. The August 31st work session, questions were asked of the Town Board members in regard to the proposal for a referendum on the ballot for or against FAA funding for a general aviation airport. They couldn't answer our question and would not let us see the proposal. As late as Friday, September 1st, 4:00, no proposal was forthcoming."

On these issues, they need to be more steady and clarified before a resolution is passed. The Town Board, each will be held solely liable for any legal consequences that prove to be harmful and put to the town- and put the town into jeopardy. Rita Hoden.

Could anybody explain to me where is the airport in Calverton. Everybody says airport in Calverton, airport in Calverton. The resolution has airport in Calverton. Can you explain to me where there was an airport in Calverton- ever was an airport in Calverton?"

Supervisor Kozakiewicz: "Well, I can only refer to what the resolution is rather than getting into a debate on wording. We're talking about the former Grumman property, whether we should- "

Rita Hoden: "The testing facility, but everybody is saying airport in Calverton. Can anybody- "

Supervisor Kozakiewicz: "Again, I do not want to get into an argument with you over the terminology airport. I will address the resolution. The resolution is addressing the former Grumman Naval Weapons Reserve Plant as a public general aviation airport. So, we are talking about the former Grumman Naval Weapons- "

Rita Hoden: "And it says airport. Where was the airport in Calverton. Can anybody answer that question? It's a very simple question. Where was there an airport in Calverton?"

Supervisor Kozakiewicz: "I'm not talking about in the past; I'm talking about it as- "

Rita Hoden: "I'm talking about past, present and future."

Councilman Kent: "She's talking about the third Whereas clause. I think if you want to play semantics, it should say noted that the existing runways on the premises. It says existing airport. I think that's really what- "

Supervisor Kozakiewicz: "The FAA letter described it and we went through this on Thursday- described it as the Grumman Peconic airport. We went through this discussion, you and I, Ann Miloski and I, and that's the way the FAA described it. If you want to have it stated as the existing Naval Weapons Reserve Plant- "

Rita Hoden: "(inaudible) airport, however you look at it in Calverton. There never was."

Supervisor Kozakiewicz: "Okay, thank you."

Rita Hoden: "I don't care how you take it. There's never been an airport in Calverton."

Supervisor Kozakiewicz: "Okay, thank you."

Councilman Kent: "I have some other language in the resolution that is more disturbing in the next Whereas paragraph."

Supervisor Kozakiewicz: "Mr. Villella."

Councilman Kent: (Inaudible)

Vinny Villella: "I don't know- is it on now?"

Supervisor Kozakiewicz: "Yes, it is."

Vinny Villella: "Because Rita- it wasn't on. Supervisor, Councilmen, Dawn, Barbara. Vinny Villella, Executive Director of East End Forever. I'd just like to speak on the Grumman property.

Just go through a few scenarios, then we can go through an airport and everything else. First of all, most of the people have spoken against quote airport. They're against aviation uses. I don't know, you know, why there's a conflict there, why people don't understand that. The zoning allows aviation uses. So we're not against it. What we are against is an airport and so is the FAA if you believe it or not, if you've been speaking to the people in the FAA. It's going to take three to five years and they said it would be crazy if the Town of Riverhead ever went for an airport here. And also the federal government even, so people in the government mentioned it would never be an airport.

Okay, let's take a scenario. I want everybody to have an open mind, you know, take the blinders off. Let's go with Burman's deal, 470 acres. It brings into the town \$17 million. Let's take the go-kart deal which is about 830 acres which brings in about \$20 million. Let's take in the motorcross provided they have the funds, 404 acres for \$11 million. The power plant, 50 acres, for \$5 million. Then we have the sewer plant for 50 acres. Of course, we can't charge- we cannot charge them for that because it's on the property. The town park, 60 acres, for the great residents. They deserve a town park. And there's no funds coming from that. Island Water Park, 42 acres, approximately \$750,000. The state incubator, business incubator, approximately 40 to 50 acres. It's a great idea for the town; we need it. It would help out the small businesses. It's another freebee but it's fine because it will help out.

Just with those sales alone, we could generate \$53 million. If you take that and just invest it- take your expenses out because I know the town has, you know, the town loan, CDA some funds, and also some expenses for commissions and everything, say you have \$51 million at 8% interest, CD's, play it safe, because the town usually does screw up those, you would get \$4 million in interest.

Let's go to the taxes. The Burman deal without any building or anything going on is a half million dollars. The (inaudible) deal will be equivalent to about \$665,000. The motorcross will be

\$370,000. The power plant- this is just raw land now without anything being built on it, would be \$165,000. Island Water Park would be \$25,000. \$1.7 million in taxes. When Grumman which helped out this town in all those years, and they did a great job with it, it was \$900,000 we got from the Grumman property. So just see the taxes are \$1.7 million. Sixty percent of that will go towards the school taxes and help out the school district. If you have an airport, not one penny goes to the school district or to the town taxes. So that's another plus versus the minuses.

We're just against an airport. We're not against aviation uses. We could have a refurbisher come in, fix up the planes, fly planes in and out providing they stay within the zoning. Nothing wrong with staying within the zoning. That's the reason why Supervisor Janoski, Stark and myself agreed on that. That's the way it should be.

So altogether, interest, \$4 million. Taxes, \$1.7 million. We stop the security and maintenance of the property right away, it's over \$1.5 million. Add that up, \$7.2 million in a year. \$7.1 million a year without even touching the principal one penny.

I would like to know if an airport, if you are going to have someone come in and, right now, because you had a year to think about this, would they come in and give you \$7.2 million a year? I doubt it because when you speak to Calabro Airport, Brookhaven town, when you speak to the county- Suffolk County. Suffolk County is losing \$315,000 a year but they have the Air National Guard there bailing them out so they have- they're in the black. Otherwise they'd be losing money. When you speak to everybody that has something to do- I don't know about the private airports, the small ones. East Hampton, another one. They're not helping out the town. As a matter of fact, the people in that area want to close it down, if possible.

So we're against an airport but we're not against aviation uses. You can still have your planes come in. You can still have the skydivers. You can still have refurbishing without all (inaudible). Did he ever come back to you? Does he have the money? A lot of (inaudible), but let's get the money. Here, they have the money. These people want to be in on this property by the end of this year. And it's up to the Town Board. Now if you want to help out the great residents of the Town of Riverhead or do you want to help out a few that want a general aviation airport?

Something is wrong about that situation. \$7.2 million not touching the principal versus (inaudible) general aviation

(inaudible). I shouldn't say that, I don't mean to be that way, guys, but you've got to do what's right for the people. You should make it right. It's your obligation."

Councilman Densieski: "Excuse me, Vinny."

Vinny Villella: "I'm not finished yet, you can talk to me later. (Inaudible)."

Councilman Kent: "Let's not be that way."

Vinny Villella: "So what I'm trying to say is not to have an airport and (inaudible). Because we have other uses that really help us out on this. The transfer tax, 2% transfer tax. You would generate over a million dollars from this property for the farmland preservation. That's needed. It would save our farms and stop the development of houses. And this thing with the subdivision about four, six, three, four, six lots, whatever, the town already- first of all, they did everything exactly what the town told them to do, the Planning Department, and then when he submits it, you say he did it wrong. The town can change it and do what they want."

Councilman Lull: "No, we can't."

Vinny Villella: "Yes, you can because it's been done."

Councilman Lull: "It has not."

Vinny Villella: "It has been done, Mr. Lull. I have two examples I can tell you and your Planning Department knows it was done."

Supervisor Kozakiewicz: "Before- you're talking about treating it as a major as opposed to a minor? There are instances where it's been done where it's entirely on a public road. You're right. Those were the instances."

Councilman Lull: "Yes, a public road."

Supervisor Kozakiewicz: "As opposed to on flag- as opposed to flag lines. Correct."

Vinny Villella: "But it can be done."

Supervisor Kozakiewicz: "There is a distinction here."

Vinny Villella: "Well, it can be done."

Councilman Lull: "It can be done by the Planning Board."

Vinny Villella: "If you want to sell the property, it can be done. There's always a way of doing it and helping out instead of trying to stall. You know what can happen here?"

Councilman Densieski: "Who's stalling?"

Supervisor Kozakiewicz: "Who's trying to stall this? We have told- "

Vinny Villella: "All right. Let's get off that subject."

Supervisor Kozakiewicz: "We have told them that we want to close and we asked them to submit a certain subdivision map and that was not what we received. But we're getting off the topic."

Vinny Villella: "Okay, yeah, we are. We shouldn't be on that part. That's something else. FAA has suggested that it's going to take three to five years for you to have, if you wanted to have a general aviation airport, and there's reasons behind that. I just wanted- I just want to know, what income will come in if there is an airport up there on the Grumman site? We already know what the town would get, \$53 million- \$51 million in the bank plus \$7.2 million a year. And that's without even any building going on on that property. Mr. Lull, you're shaking your head."

Supervisor Kozakiewicz: "Well, that's assuming that we get a net from the deal which is not the correct assumption but, you know, your numbers are net numbers is what you use to add up to 53, right?"

Vinny Villella: "53, less your expenses- "

Supervisor Kozakiewicz: "You didn't include expenses and commissions and other things."

Councilman Lull: "You didn't pay Grubb and Ellis yet."

Vinny Villella: "Right."

Supervisor Kozakiewicz: "And assuming- "

Vinny Villella: "Right, yeah, I got that all in here."

Supervisor Kozakiewicz: "Okay."

Vinny Villella: "I gave you the benefit of the doubt. I even took off \$750,000. If we have an airport, we still maintain the property for over \$1 million. We still have the liability of the property. Who would run the airport? Is that political jobs? What jobs are an airport (inaudible)? How many jobs? For the benefit of the doubt, maybe 200, 300 jobs would be, because if you look at the other towns that have it, it's only 40 to 80. So I don't know how many jobs you're talking about."

Business would not- businesses would not buy the property around the industrial core. That will be all left open- general aviation airport. Because there's two proposals in front of you that won't buy the property if there is an airport, general aviation- quote general aviation quote, whatever that is.

And, last, but not least- "

Supervisor Kozakiewicz: "Are you talking, the proposals that just were mentioned in the press? You've spoken to those principals as to whether they would come in or not?"

Vinny Villella: "I've been speaking to some of them and I've been- yes, I've been trying to find out what's going on."

Supervisor Kozakiewicz: "Okay. Because I was led to believe that with the 10,000 foot runway, that works with their businesses. So- "

Vinny Villella: "It does, but not with the seven."

Supervisor Kozakiewicz: "Well, the seven is as I said, something that we have to resolve. Right."

Vinny Villella: "But I just wanted the people to know that seven is in that contract."

Supervisor Kozakiewicz: "Seven is in what contract?"

Vinny Villella: "The (inaudible) contract."

Supervisor Kozakiewicz: "We have- it's just a proposal at this point."

Vinny Villella: "Right."

Supervisor Kozakiewicz: "Okay. Just so it's clear."

Councilman Lull: "It's years away."

Vinny Villella: "When they come in, they want that 7,000 foot runway in the contract."

Supervisor Kozakiewicz: "They're asking for that to be included as part of the proposal, correct."

Vinny Villella: "Correct. So, you know, I could go on and on and on. I just, you know, I just wish the Board would listen to the people."

Supervisor Kozakiewicz: "That was the whole idea of the referendum to let the people tell us what they felt."

Vinny Villella: "The people spoke on '95. And the last person that did speak that wanted an airport was voted out of office, that was Gov. Cuomo."

Supervisor Kozakiewicz: "Thank you."

Councilman Densieski: "Vinny, I've got a question for you. You recommend that we go ahead with some of those deals."

Vinny Villella: "All of them."

Councilman Densieski: "Okay. Now, when we go ahead with those, should we use the Burman contract as a model contract? In hindsight, what do you think?"

Vinny Villella: "No."

Councilman Densieski: "No."

Vinny Villella: "You don't have to. Why should you?"

Councilman Densieski: "No. I don't think we should either. I was just curious if you thought we should."

Vinny Villella: "No. You don't have to. It doesn't have to be a model. Just sell the property. Do what's right for the people and

get this \$7.2 million."

Supervisor Kozakiewicz: "Thank you. Joan Griffing."

Joan Griffing: "Joan Griffing, Calverton. A couple of proponents- is that how you refer to people for the airport, keep mentioning high paying jobs. They don't say what kind of jobs, what kind of experience you need for these jobs, and how much is high paying. They never define these words. They referred to the Grumman facility when it was operating, about the F-14 and other planes that were built and that flew out of here and 9,000 flights a year took place. If that number was right, that's 200 and something or 91 flights a day or something like that, or- "

Councilman Densieski: "Yes, that's in the feasibility- that's in the Koppelman study. That's correct."

Joan Griffing: "Okay. Thirty flights a day."

Councilman Densieski: "Nine thousand a year."

Joan Griffing: "Who is going to argue with an F-14 flying over? It's a defense plant. It's not pleasure craft; it's here to protect us. The pleasure craft are here to make our life simpler, to go enjoy another state or whatever. And if you only fly once or twice a year, you can get in your car, rent a cab, whatever it takes to get to an airport that exists already."

The man mentioned about the Mattituck airport. It has a salary, or a payroll, of \$2 million a year. How many people is that? They never say how many people are employed. And what is the (inaudible) a clerk salary who makes very little or (inaudible).

And there were two letters of protest that were put in tonight. Doesn't a vote need to be before in favor of passing this referendum or resolution 824-- whatever the number is?"

Supervisor Kozakiewicz: "I was going to ask the Town Attorney that question. We'll take a short break in order to discuss it. 268, Town Law section 268. Right. Is this a repeat? Okay."

Councilman Lull: "Yeah, sure it is."

Supervisor Kozakiewicz: "Because I think we're going to here until one tonight."

Art Binder: "Art Binder, Calverton. I work very hard as most people in this room do. We raise buffalo and it's a tough deal. I really don't want to be in the airport business. Therefore, if the town decides to have a referendum, I respectfully request to be excluded from the vote- from the profits if there are any profits in this airport, or from the losses if there are any losses in this airport. If that's okay with you guys, I think whoever wants the airport should definitely go for it and they should pay like in any business. They want to be in the airport business, put money up in the form of a tax payable to the Town of Riverhead and if there are any profits, the Town of Riverhead will definitely send them a check the first of the month. Thank you."

Supervisor Kozakiewicz: "Thank you. Mr. Griffing. I saw a few hands in the back, too."

John Griffing: "John Griffing, Baiting Hollow. Is this thing on?"

Councilman Densieski: "Yes."

John Griffing: "(inaudible) to have a question- you know that skeleton that's on West Main Street called the airport- everybody is talking about the airport. I want to know about the post office. Anything going on with that building? I mean it's been there forever."

Supervisor Kozakiewicz: "It's the subject of litigation. The contractor walked off the job. This is, I think, something we may have discussed a couple of work sessions or Town Board meetings. The litigation is still being fought by the postal service against the contractor who wasn't performing in accordance with the contract standards. They have sent a letter back. A number of letters were sent out as well as telephone calls to Mr. Rossatti (phonetic) to find out why we can't get anything further done with that particular property. The response back is they need to resolve the litigation and then they'll need to re-bid it and move forward. So that's the response back I've gotten from the postal service."

John Griffing: "So basically, we're stuck until whenever."

Supervisor Kozakiewicz: "Unless we can get somebody higher up to agree that it's something- and I have written and spoken with some of our representatives at the federal level as well in order to see if we can get some movement in order to get this thing moving. Because

it is a skeleton. It's an albatross. It's an eyesore."

John Griffing: "Why don't we have the citizens of the Riverhead Town itself write to their Congressmen."

Supervisor Kozakiewicz: "You can do that."

John Griffing: "I mean, I think that's something that we should be doing. Let's get rid of that thing or let's get it built. Let's do something- "

Supervisor Kozakiewicz: "It moved very quickly when it was cleared and the skeleton went up and then it just stopped. You're absolutely right."

John Griffing: "Now, back to the airport."

Supervisor Kozakiewicz: "You said no repeat. Okay."

John Griffing: "Two weeks ago, I was watching television and I was watching the Town Board meeting on television, somebody asked a question that I haven't gotten an answer from, I haven't heard an answer about. With the airport, let me say- about two weeks ago I was watching television at my office and they had this incident where a pilot was coming into a private airport in Florida and I hope-- any private pilots here? I hope you are as well trained as this gentleman was. He brought a private single engine, I believe it was, into a private airport without landing gear. Everybody walked away from it, nobody was hurt. It was a perfect landing. I give this guy lots of credit. But when the plane stopped, there was an ambulance and there was fire equipment, safety equipment there. Is this in place for this airport? And who is going to (inaudible) it?"

Councilman Kent: "We're working on that right now. We have a committee that's been meeting to discuss fire safety and EMS- providing fire safety and EMS services to the site. Right now, Manorville Fire Department would be the responsible agency to provide fire protection and, I believe, the Riverhead Ambulance District- it is getting late- the Riverhead Ambulance District would be providing the ambulance service."

John Griffing: "This would be a voluntary ambulance and voluntary fire service- "

Councilman Kent: "Completely voluntary at this point."

John Griffing: "Is that okay with FAA rules if you go that way?"

Supervisor Kozakiewicz: "If it's- depending on the size of what we're dealing with."

Councilman Densieski: "I think it's commercial aviation that needs crash and rescue. I don't believe general aviation- I'm not sure about that but I think that's- "

Councilman Kent: "That's- they are lowering that standard now. There is some crash safety requirements but the FAA is considering lowering the standard to any aircraft with 10 or more seats would require crash safety- crash rescue safety teams to be available."

Councilman Cardinale: "You know one of the most horrifying thoughts that that question brings up is the prospect just generally of, you realize that if the town maintains the airport and owns it and runs it, that this Town Board would be responsible for its safe and efficient operation. And, frankly, that's a horrifying thought to me that- because I don't think we have the expertise to run an airport and it goes back to the issue of running an airport. It's a business. You've got to know what the heck you're doing."

John Griffing: "You are also assuming responsibility for any cleanup on the property site from any kind of fuel spills. You are the owners. We are the owners."

Councilman Cardinale: "Yeah, it occurred to me when they were talking about the fact that the people, I guess the people with the- who were going to be landing there that we passed that, they're going to have to maintain the runways so that it- I suppose it is their problem if, in fact, there is debris on the runway as there was with the Concorde and they run over it and pop their tires or do worse. We're not taking responsibility for that which I guess is legally permissible but as a matter of public policy strikes me as a little cavalier."

John Griffing: "I'm not referring to debris on the runway. I'm talking about- "

Councilman Cardinale: "Yeah, I know. There's worse things."

John Griffing: "Fuel spillage."

Councilman Cardinale: "I know there's worse things than debris, right."

John Griffing: "I deal with it every day so it is a real thing that you have to contend with. We are the owners. The person who is landing the plane or renting space or leasing space is not, he can walk away. You may have a bond, he can walk away. You're the owners. You know what clean up costs are.

And the only last thing I've got is I'm going to bed."

Supervisor Kozakiewicz: "Thank you. Butch Langhorne."

Butch Langhorne: "Good evening, Barbara, and the Board."

Supervisor Kozakiewicz: "Good evening."

Butch Langhorne: "How are you? Good morning."

Supervisor Kozakiewicz: "It's getting there."

Butch Langhorne: "I've just got a couple questions. First of all, I attended a meeting a few months back at the Pulaski Street school. There was a firm there that boasted, I think, and somebody can correct me if I'm wrong, 600 to 800 employees. They're ready to come in next month if the town says they could. They're bringing in a lot of jobs to the area. I asked one of the proponents that night, I gave them my card and, again, I'm not speaking now as a representative of Congressman Forbes. I'm speaking as Butch Langhorne, resident of Calverton. But I did at that time ask them to please, and I gave them my card, send me something on your proposal. That was probably two months, three months ago. To this day, I have not seen anything on their proposal. Did you folks get a proposal from the gentleman that was there that night? Have you gotten one yet? Okay. Do you know the organization I'm talking- speaking of? I'm supposed to be speaking this way- "

Supervisor Kozakiewicz: "Right, right."

Butch Langhorne: "Do you know the organization I was talking about?"

Supervisor Kozakiewicz: "The proposals that we have are the proposals that we have. The license agreements that we have are the people who have come forward."

Councilman Kent: "I think Steve is going to come up and speak because he had his hand raised. Maybe he can answer that."

Supervisor Kozakeiwicz: "Yes, he did."

Butch Langhorne: "Okay. Because I would like to have that question answered because I even though I live in Calverton and, yes, today I am still opposed of an airport there. I made the statement that night and I'll say it again that I always have my ears open. You can possibly change my mind. When I heard these gentlemen speak that night, I said, okay, I'm willing to listen, let me see what they've got. I've listened to you folks talk tonight as we all have, most of the people have left. But this is on the air. You folks up there are not sure of what's going on. I would recommend that you put this thing on hold until you folks can come to the town. And I'm not saying everybody, all five of you, is going to agree. But it looks awful bad and there might have been 200 people here tonight, but you're going to see probably 2,000, 3,000, 4,000 who watch that program on Friday. Guys you don't look too hot sitting up there talking about this project."

Supervisor Kozakiewicz: "We certainly have disagreement amongst what the intent is. There's no question about that."

Butch Langhorne: "Okay. I would recommend and I know where most of you go, two of you wasn't on the Board when it was a 5-0 decision to rezone that area."

Supervisor Kozakiewicz: "That's correct."

Butch Langhorne: "All of a sudden now and I know what two of you discussed because I ran against each one of you, okay, and that's okay, but the other one who I've known since I was knee high to a rabbit, he changed his mind. I don't know why he changed his mind and maybe he changed his mind for a reason. I don't want to say it's political but it certainly looks that way. And until you can- "

Supervisor Kozakiewicz: "I think until we disagreed on the language, a number of the Board members were firmly behind the idea of a referendum to let the public be heard. I think quite frankly that's where we were."

Butch Langhorne: "That's not the perception I- "

Supervisor Kozakiewicz: "Well, I want to say that it's been

discussed in general terms at meetings in the past and at that point in time the idea of putting this out to the public, having everyone be heard, was- I probably am going to say or someone is going to say that I'm probably misplaced in my observation because there was no straw vote taken at the time, but at least the perception was that we were all uniform in the idea that we should let the public be heard. I think one of the comments that we heard last campaign, and I don't want to get to the campaign because the campaign is past and now it's trying to move forward as far as government, one of the things that we heard was, you know, everything was so quite, we didn't know what was going on, we didn't have any say, we didn't have any input in what was going on with Grumman and the redevelopment of the property. The idea was to finally put this whole issue to rest and let the public be heard. So- "

Butch Langhorne: "I think you need to re-think that issue. Thank you."

Supervisor Kozakiewicz: "Thank you. Steve Kirschenbaum."

Steve Kirschenbaum: "Steve Kirschenbaum, Calverton. I'd like to clear up one myth that Mr. Villella was talking about, about the general aviation proponents looking to make Calverton or pitch Calverton to be just a general aviation airport. Every single deal that's on the table excluding the golf resort using the runway our group- aviation proponents support. The runway as being a use at Calverton would speed development, tax base, land transfers. We're not opposed to (inaudible) plant, the water park. Burman, as much as we didn't like the deal, but we think those things are good for the town and these runways (inaudible) that development.

The difference between private and public use is private use, we're stuck footing the bill to take care of those runways. Public use, the federal government will kick in and there are other New York State programs that will fund this 100%.

In reference to Rita Hogan, the application filed by Grumman was for a private use airport in Calverton. Grumman was always an airport, something that lands airplanes is an airport.

And Phil Cardinale, Phil, I stood before you about a year and a half ago and I was involved in the Grumman museum project and I was out there trying to raise money for the F-14 to put it on the pedestal and while I was out there, I was knocking on doors and everyone was saying what the heck is the town doing for that facility? Grumman was

a good neighbor. We had an airport and that's what started this whole thing.

But a year and a half ago, I said, you know while I'm out there, let me get some signatures and I put petitions all over town. And you know what? Every business that it was in aside the ones that the petitions were stolen from, said they had one or two people come in and scream and yell. I brought those petitions to a Town Board meeting which I was forcibly evicted from asking for a referendum and I think it's time that whether you're opposed, against, in favor or other, you shouldn't take a position and we should just let the public decide. And you said that yourself, Phil, and I just think the public should an opinion. If you decide not to follow through after the referendum, so be it. But you'll get a sampling of the community.

So you don't have to be supportive of wanting a referendum; just supportive of letting the public speak. Thank you."

Supervisor Kozakiewicz: "Ann, is this a repeat of prior comments? All right. Because I think if I let everyone go around two or three times, we're going to be here until one."

Ann Miloski: (Inaudible) "My name is Ann Miloski and I'm from Calverton. If this general aviation airport comes to be, how many patronage jobs are there going to be? And how many patronage jobs have been promised if this airport comes on line?"

Supervisor Kozakiewicz: "None."

Ann Miloski: "Thank you."

Supervisor Kozakiewicz: "George Schmelzer and then we're going to take up resolutions."

Councilman Densieski: "I know someone that's looking for a patronage job."

George Schmelzer: "I don't think Vinny told the truth when he said there's taxes. He got this thing out, no taxes for seven years. He says taxes."

Councilman Kent: "That's not true that there's no taxes for seven years. There's no taxes on improvements. There is taxes- "

George Schmelzer: "(inaudible) taxes right here. No taxes for

seven years, plain English."

Councilman Kent: "On the improvements."

Supervisor Kozakiewicz: "I don't even want to answer (inaudible)."

Councilman Kent: "It's on the improvements. Read carefully."

George Schmelzer: "Yeah. Well, why not?"

Councilman Kent: "Because we're trying to curb (inaudible)."

George Schmelzer: "Who is going to get 8%, this Riverhead Town, where? Let him say where."

Councilman Kent: "Eight percent-- what are you talking about?"

George Schmelzer: "Interest. All this bunk."

Supervisor Kozakiewicz: "As far as- if it's within the EDZ, they can apply for tax incentives or breaks as based upon the EDZ legislation. They can also apply through the IDA to receive IDA financing which would also allow- "

George Schmelzer: "Vinny said that the town would get 8% on its money."

Councilman Kent: "He's talking about the interest income."

George Schmelzer: "Where is it? Where is it from?"

Supervisor Kozakiewicz: "Oh. I was still listening to you on the question of taxes."

Councilman Kent: (Inaudible)

George Schmelzer: "If you had a referendum like you're supposed to, let the people decide (inaudible)."

Supervisor Kozakiewicz: "Thank you."

George Schmelzer: "It's about time. This should have been done years ago. It shouldn't have given it- you didn't do it but your former boss gives the land to the state- "

Supervisor Kozakiewicz: "I know. I know. You mentioned that earlier, George. Thank you."

George Schmelzer: "Yeah, I mentioned it before, too. They didn't give a damn, now they're sorry but they don't say it."

Supervisor Kozakiewicz: "Thank you."

George Schmelzer: "We couldn't even get it from the Wildwood Park. They're laughing at us. And they know it and you know it, too."

Supervisor Kozakiewicz: "Thank you, George."

George Schmelzer: "I've got to go home. Thank you."

Supervisor Kozakiewicz: "I think that's a common sentiment at this point in time. All right, thank you."

George Schmelzer: "Vote for the referendum, get it over with. Let the people decide."

Supervisor Kozakiewicz: "Thank you."

George Schmelzer: "Unless you're afraid. See, a lot of people are afraid of the people."

Supervisor Kozakiewicz: "Thank you, George."

George Schmelzer: "Well, you're very welcome. You're welcome."

Supervisor Kozakiewicz: "Thank you."

George Schmelzer: "You said it three times, I will, too."

Supervisor Kozakiewicz: "Thank you. Take up resolutions."

Councilman Kent: "I move that we take Resolution 824 out of order and have that be our first resolution for consideration."

Councilman Cardinale: "I would second that."

Supervisor Kozakiewicz: "I was asking the Town Attorney to look at the issue that was raised earlier, about the significance of- "

Councilman Kent: "Barbara's not here."

Councilman Densieski: "I move that you don't move that until Barbara gets back."

Councilman Kent: "Okay. So let's have Dawn maybe- "

Supervisor Kozakiewicz: "Do you want to take a couple moments?"

Dawn Thomas: (Inaudible)

Supervisor Kozakiewicz: "I think it's 268, yes."

Councilman Kent: "Regarding when somebody files a protest, what the requirements are- whether it's a majority plus one."

Councilman Densieski: "If you can't find it, just make it up. Just kidding. What took you so long?"

Supervisor Kozakiewicz: "Can we address some of the other ones while Dawn is looking at that, rather than take that out of sequence. I know we have a lot of people here. I think it's- "

Barbara Grattan: "Are you ready for resolutions?"

Supervisor Kozakiewicz: "Well, we have- we're taking up resolutions. There was a motion- "

Councilman Kent: "I made a motion to take Resolution 824 out of order and call it as the first resolution tonight."

Councilman Cardinale: "I had seconded it."

Supervisor Kozakiewicz: "So there was a- "

Councilman Kent: "Okay. So I'll withdraw that motion and I'll allow Dawn the opportunity- "

Barbara Grattan: "And you seconded it?"

Supervisor Kozakiewicz: "Well, it's been withdrawn. All right. Let's start at the top- 769."

Resolution #769

Councilman Cardinale: "This resolution authorizes the Supervisor to execute third party custodian agreement between the Town of Riverhead and North Fork Bank and the Bank of New York. These agreements provide additional insurance on town deposits. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #770

Councilman Lull: "Ditto. Authorizes the Supervisor to execute third party custodial agreement between Town of Riverhead, Suffolk County National Bank and Manufacturers and Traders Trust Company. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #771

Councilman Densieski: "771 is authorizing match for EDZ Administration. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #772

Councilman Densieski: "772 authorizes the Supervisor to execute stipulations settling the lawsuit entitled- "

Supervisor Kozakiewicz: "One quick question on this one. Dawn, should this say stipulation? We have plural in there as far as stipulations and I know we're jumping around."

Dawn Thomas: "Well, stipulations of discontinuance (inaudible). So- "

Supervisor Kozakiewicz: "Oh, okay."

Councilman Kent: "Did we reach the- basically what we had last spoken about it a month ago?"

Dawn Thomas: "Yes."

Councilman Kent: "Around 140- "

Dawn Thomas: (Inaudible)

Councilman Kent: "Okay, good."

Councilman Densieski: "You want it written as read or-- "

Supervisor Kozakiewicz: "It's fine this way."

Councilman Densieski: "Okay, I'll continue. 772 authorizes the Supervisor to execute stipulations settling the lawsuit entitled Town of Riverhead versus DJF Properties, Inc. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "We'll be paving Bay Road very soon, yes."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "Before we start paving, I note that there is no stipulation attached. I've never seen a stipulation. Could somebody tell me where it is?"

Dawn Thomas: "I have it."

Councilman Cardinale: "Well, that's- it's not here."

Councilman Kent: "It's not attached."

Councilman Cardinale: "All right."

Councilman Kent: "Do you want to put this resolution aside and- "

Supervisor Kozakiewicz: "Yes, why don't we do that?"

Barbara Grattan: "How about 773?"

Resolution #773

Councilman Lull: "773 the Town Board of Riverhead supports the efforts of the County of Suffolk to rename Peconic Avenue in honor of the late PFC Garfield Langhorn. We are joining the Town of Southampton in doing this and asking the County to rename what is really our central road in Town, connects all the major roads in honor of our Medal of Honor winner, Garfield Langhorn. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale, yes."

Councilman Densieski: "I was going to say discussion. I know it's really late but I think this should be read out loud, at least some of the Whereas.

Whereas, the late Private First Class Garfield Langhorn, a resident of the Town of Riverhead, served this country with gallantry and distinction; and

Whereas, he was awarded the Congressional Medal of Honor posthumously for sacrificing his own life to save those of wounded comrades; and

Whereas, the Town of Riverhead believes that such gallantry should be memorialized in such a way that the heroism of such an individual should not be forgotten.

I think that had to be read and I'm going to definitely vote

yes."

The Vote (Cont'd.): "Kent."

Councilman Kent: "I will vote yes."

The Vote (Cont'd.): "Lull."

Councilman Lull: "The plan at this point is, excuse me, as I said Southold- I mean Southampton and Riverhead voting together here joining the County and hopefully to have some sort of ceremony to rename this road on Veterans Day of this year. Yes."

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

Resolution #774

Councilman Densieski: "774 amends Resolution 36. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Kent: "With great dismay but I note that we're paying our tennis instructor the same hourly rate as we pay our town attorney."

Councilman Lull: "That's for Deputy."

Supervisor Kozakiewicz: "There's some real commentary there."

Councilman Kent: "It's a real dismay that I spent seven years in college and law school when I probably could have just hit the tennis courts and make the same amount of money. I'll vote yes."

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

Resolution #775

Councilman Lull: "775 approves the transfer of Eileen Roman, a senior account clerk typist from the Community Development Department

to the Planning Department. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #776

Councilman Kent: "This appoints Joan Kielkowski as a part time Justice Court Clerk in our Justice Court at the rate of \$12.00 per hour or less than half what the tennis instructor is making. So moved."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #777

Councilman Lull: "Appoints a part time Deputy Town Attorney, it is Sean Walter who has a background in (inaudible) business and will be a great help. So moved."

Councilman Kent: "Seconded. At the rate of \$25.00 per hour."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Brief discussion. I've been a proponent for at least another full time attorney which we haven't done yet but at least we have some part time help. So I'll vote yes."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "We're about to do two part time Deputy Town Attorneys at \$25.00 an hour without any benefits which adds up to nearly \$50,000 a year. I am well aware that these attorneys could manage to do nothing for the 17 hours they're employed of value. My

hope is that they do something of value during that time.

I think that we need additional in house staff because of the 150 hour outside per hour we're paying so I am going to support this and vote yes."

The Vote (Cont'd.): "Kent."

Councilman Kent: "One of the first things I tried to accomplish when I became a Town Board member was to hire a Deputy Town Attorney. We did that. Unfortunately we lost the person we hired and I support 100% the hiring of these deputies. And I vote yes."

The Vote (Cont'd.): "Lull."

Councilman Lull: "And I join Ed. I think we should be hiring a full time person but what we're doing right now is what we have budgeted for this year. Yes."

The Vote (Cont'd.): "Kozakiewicz."

Supervisor Kozakiewicz: "Councilman Lull exactly took my words. What we're doing is we're operating within our budgetary constraints by doing this appointment. Based upon the effective date of the hire of the two part time, this one and the next resolution, certainly the question of whether a full time deputy gets placed in the Town Attorney's Office will be I'm sure a topic of discussion when we start talking about next year."

Councilman Kent: "Well, I hope that we could continue maybe the two part timers at a full time rate, splitting time. Because I think we could get more (inaudible) with two individuals sharing the position. Because the lawyers basically work thinking and you can do that anywhere, in the shower, driving. And I don't think- "

Councilman Densieski: "Playing tennis."

Councilman Kent: "-- the time when they're sitting at a desk in Town Hall because lawyers do their- I do my best thinking when I'm asleep. So- "

Supervisor Kozakiewicz: "There you go."

Councilman Kent: "I bill for it."

Supervisor Kozakiewicz: "And I have confidence that the individual who is being retained will, in fact, be an asset to the Town, so yes."

Barbara Grattan: "The resolution is adopted."

Supervisor Kozakiewicz: "Hired by resolution, not retained. I guess I'm so- okay, go ahead."

Resolution #778

Councilman Kent: "Appoints Scott DeSimone as a part time Deputy Town Attorney at the rate of \$25.00 per hour. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "Yeah, I'm going to support for the same reasons I indicated earlier but I'm curious here. We're hiring two guys starting October 2nd and then we're contemplating a full time hire next year. Does this mean that these guys are in a survival contest as to which one of them is going to be the full time guy?"

Councilman Kent: "I think what we're doing is looking to split a full time position between two people. Like I said, I think that's the best. We may not end up doing that- "

Councilman Lull: "It may be the best use of space."

Councilman Cardinale: "If they have three months to determine which of them survives, I'd like to televise it, if possible. I vote yes."

Councilman Kent: "Well, I hope the both keep their clothes on. I vote yes."

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

Resolution #779

Barbara Grattan: "Councilman Densieski."

Supervisor Kozakiewicz: "Do we want to jump back. Phil, have you had a chance to look at that stipulation?"

Barbara Grattan: "Okay, let's go back to 772."

Resolution #772

Dawn Thomas: "That was printed to be attached and for some reason- "

Supervisor Kozakiewicz: "Just so that we don't forget it. That's the reason why I'd like to jump back to it and then we can pick up with 779."

Councilman Kent: "I believe it was moved and seconded."

Supervisor Kozakiewicz: "It was and seconded and- "

Councilman Densieski: "I voted on it."

Barbara Grattan: "And we were on Cardinale's vote. I think he said yes, but where the attachment was."

Councilman Cardinale: "Yes. That's what I said- I'd like to see the attachment. I can see we're getting money. So I supposed that's positive, it's \$140,000 if I read it right. I vote yes."

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

Resolution #779

Councilman Densieski: "779 appoints an Assessment Clerk in the Assessor's Office, that is Estelle Nucatola. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "When it came time for Committee reports, Chris and I didn't say anything whatsoever about what we've been doing- "

Councilman Kent: "I wasn't here."

Councilman Lull: "That's right- what we've been doing the last two weeks but there's five hirings here and many more- several more to come. We have quite a turn over going. So the Personnel Department has been busy. Yes."

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

Resolution #780

Councilman Kent: "Resolution 780 is a SEQOR determination for a special permit petition of Zoumas Contracting re I guess the Lafata application and refers petition to the Planning Board. This is for a two family dwelling, a special permit for the construction of a two family dwelling on 2.9 acres located on Herricks Lane in Jamesport in zone Agriculture A. And I'll move the resolution."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "Discussion."

Supervisor Kozakiewicz: "Discussion, yes."

Councilman Kent: "Bob, I'm sorry, I brought this up yesterday, I don't think you were in the room."

Supervisor Kozakiewicz: "No."

Councilman Kent: "I just had a question of why we are considering a two family dwelling and whether that's allowed under Ag A, the property is zoned Agriculture A and, secondly, whether we should be saying that there is no environmental impact by classifying it as a Type II action when obviously there would be some impact on at least the character of the community which I believe all the homes on Herricks Lane are single family homes rather than two family homes. Whether that is something we want to do or- "

Dawn Thomas: "This isn't something that's come through my office yet- I mean (inaudible) the Planning Board so I haven't had an opportunity to research the issue but I will."

Supervisor Kozakiewicz: "I think there's a better question and perhaps that was something that you made mention of. This is almost three acres of land- it would be subdivided and you could put up two residences."

Councilman Kent: "But I think this is- "

Supervisor Kozakiewicz: "But as far as the Type II, I see clearly the Board would be within its rights under the SEQR to declare it a Type II based upon what's involved, the fact that it is less than- it is only 2- 2.9 acres of land, it's one structure. So I think the Type II is not incorrect as far as the Type of classification."

Councilman Kent: "Would we then also restrict this- the approval? I guess we do it at the time we consider the special permit."

Supervisor Kozakiewicz: "As far as not permitting any subdivision?"

Councilman Kent: "Yeah."

Supervisor Kozakiewicz: "I think that's certainly something we can do as a condition of a special permit. Sure."

Councilman Kent: "(inaudible) the density."

Councilman Lull: "The Planning Board may very well do that."

Supervisor Kozakiewicz: "Any other discussion?"

Councilman Cardinale: "No."

Supervisor Kozakiewicz: "Take up the vote."

Councilman Kent: "One other point. Could we- I guess we're within our bounds doing it (inaudible)."

Supervisor Kozakiewicz: "Yeah, I think clearly under the SEQR regs we can do that."

Councilman Kent: "Okay."

Supervisor Kozakiewicz: "One of the reasons for having a Deputy so they can look at these SEQR resolutions very carefully."

Councilman Kent: "I guess we can take up those issues as conditions as part of the approval of the special permit, if it gets to that point."

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

Supervisor Kozakiewicz: "Did you vote?"

Councilman Densieski: "No."

Supervisor Kozakiewicz: "Hold on. I don't- I think we skipped by- I think we skipped past Densieski."

Barbara Grattan: "No. He voted already."

Councilman Densieski: "No, I didn't."

Barbara Grattan: "Well, I have him down as yes. But- "

Councilman Densieski: "You anticipated. Yes to refer to the Planning Board."

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

Resolution #781

Councilman Densieski: "You got me down yes already? 781 authorizes the attendance of two police officers at a conference. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded. Is this the one we had some comment about changing the word?"

Councilman Lull: "Yeah, let's just make that one change to the word proper in front of receipts in the fifth paragraph, sorry fourth paragraph."

Supervisor Kozakiewicz: "You want to take the word proper- "

Councilman Lull: "Proper amount of receipts, not submission."

Supervisor Kozakiewicz: "In the first- no, second Resolve, upon

proper submission of receipts it's going to say upon submission of proper receipts. All right. Okay."

Councilman Cardinale: "Discussion on that. Aside from the correction of the English on the substance, didn't we have a policy or weren't we thinking about a policy of making certain that we pre-approved a maximum expense?"

Supervisor Kozakiewicz: "There was a memo that was with this. I'm not sure where it was. I did see it and it was- "

Councilman Kent: "Believe it or not, I have an amendment on the next resolution, same type of thing."

Councilman Cardinale: "So I have- I'd like- "

Supervisor Kozakiewicz: "These were- there were memos attached during the work session agenda. For some reason they're not with the- but there were memos attached to both of these resolutions. The resolution which was authorizing the attendance of the two police officers at a conference as well as the one that."

(The tape ended)

Supervisor Kozakiewicz: "Going back on the record, we were at Resolution 781. There had been an amendment to 781 to move proper from in front of submission to proper in front of receipts. There was some discussion about the cost and I think we had- how far did we get with the vote, Barbara?"

Barbara Grattan: "I was just going to call Densieski."

Councilman Densieski: "Yes. I had the attached literature that the Chief gave us. I'm going to vote yes."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "In view of the fact that I don't have an attachment and nobody here remembers the number, and I think it a good policy to have that number included in the resolution as I thought we all agreed, I'm going to abstain in the hope that somewhere else there is two more votes."

The Vote (Cont'd.): "Kent."

Councilman Kent: "I'm going to vote yes because it requires the submission of proper receipts and it's for the Neighborhood Watch Conference- if we're still on that resolution, I've lost track at this point."

Supervisor Kozakiewicz: "That's where we are."

Councilman Kent: "I do want this conference to be attended. Since I'm the Councilman who sits on the Neighborhood Watch Committee, I will speak for these guys in advance of their seminar and make sure that they limit it to a certain amount- what amount would we like to put in there?"

Councilman Cardinale: "A hundred bucks each. Sounds good to me. A hundred dollars each?"

Councilman Kent: "I think it's more like a thousand dollars each."

Councilman Cardinale: "That's what I was afraid of."

Supervisor Kozakiewicz: "It wasn't that much a number. But I don't recall what it was offhand."

Councilman Kent: "Is the Chief here?"

Supervisor Kozakiewicz: "Yes, but he doesn't know."

Councilman Cardinale: "He doesn't know either. Nobody knows what we're paying."

Supervisor Kozakiewicz: "It was in the discussion at the work session. I wish these things would become an issue at the work session so we could be prepared, but it was there and you're right, we did talk about adding it to each and every resolution. For some reason- "

Councilman Kent: "Was it in the packet?"

Supervisor Kozakiewicz: "It was in the packet that was discussed at work session."

Councilman Kent: "I have my work session packet. I just happen to have my packet. I'll vote yes."

(Unidentified): "Yeah, we've got one."

Councilman Lull: "I remember the numbers and I vote yes."

Councilman Cardinale: "What were they?"

Supervisor Kozakiewicz: "I have it here. There's a minimal cost for the conference which shall consists of hotel accommodations at government rates, approximately \$100 one night, and meals for the two officers and tolls which is 175 and gas- tolls and gas, 30, so that's 130 and 70 is 200, 205, 305. That's what we had that long debate over."

Councilman Cardinale: "305 each?"

Supervisor Kozakiewicz: "All right. No, total."

The Vote (Cont'd.): "Kozakiewicz, yes."

Councilman Densieski: "You weren't paying attention."

Barbara Grattan: "The resolution is adopted.

Guys we're moving onto 782."

Resolution #782

Councilman Kent: "782. First before I move it, I would just like to make one amendment, small. I'd like to remove the word expected from one, two, the third resolve clause- lots of resolve clauses in this approval of expenditures. I'd just like to remove the word expected after the word not. It should be read not to exceed."

Supervisor Kozakiewicz: "Okay."

Councilman Kent: "With that small amendment, I move this resolution which authorizes the attendance of an assessor at a seminar."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #783

Councilman Cardinale: "783 accepts the performance bond of Arthur Herman for Calverton post office. So moved."

Councilman Lull: "Second."

Supervisor Koazkiewicz: "Moved and seconded."

The Vote: "Cardinale, yes; Densieski, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #784

Councilman Densieski: "Can you complain about Cablevision leaving early?"

Councilman Kent: "This is a reduction of the certificate of deposit for Millicent Gryczka of the subdivision entitled Bay Run Estates in Jamesport. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #785

Councilman Lull: "Accepts performance bond of Serota and Sons for work done at the King Kullen shopping center in Wading River. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Councilman Kent: "I'd like to move Resolution 824 out of order. We've got people falling asleep and I can't take the snoring."

Councilman Cardinale: "We also have Cablevision departing us."

Councilman Densieski: "Yes."

Councilman Kent: "So let's move Resolution 824- "

Councilman Cardinale: "Ran out of tape, huh? What can I tell you? Big vote coming up here."

Councilman Kent: "It's the resolution that calls for the proposition of putting the referendum on the ballot."

Councilman Densieski: "He didn't go home. He's out in the smoking lounge."

Councilman Kent: "Do we have a second for that movement?"

Councilman Cardinale: "Second."

Councilman Kent: "Move it out of order."

Supervisor Kozakiewicz: "Moved and seconded to take Resolution 824 out of order. Vote on the motion to take it out of order."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. Taken out of order."

Resolution #824

Councilman Densieski: "Authorizes admission of a proposition concerning use of the former Grumman Naval Weapons Reserve Plant as a public general aviation airport but excluding regularly scheduled commercial service by aircraft of more than 30 seats. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Cardinale: "Discussion. For the reasons made I think (inaudible) clear by the remarks this evening and by the lack of precision and clarify in the actual proposition, I move that we table this for further consideration. I point out that we have, as I said,

quotation marks for general aviation and we have no definition of why they're in quotation marks. It is unclear whether this proposes that we commit to an obligated FAA trust fund, supported an airport, or simply a public- publicly owned, publicly available airport without such funding. It is unclear whether this is binding or not binding as a proposition.

The clarity of the question is not great. We have had no opportunity other than this meeting to discuss it with the public. For that reason, I think we should table it for further input on the wording of the proposition, not further input on whether it's pro or con. Just on the wording of the proposition. Properly worded, I might support this and this wording I cannot."

Councilman Kent: "I would second the motion to table. There are several reasons that I think we should take another look at this. Notwithstanding all of the necessary financial analysis that would have to be undertaken that have not been undertaken, and I really believe that this is zoning by referendum being undertaken without public hearings and if we really want to amend our zoning, we should propose a zoning amendment. And we should call for public hearings and hear the public at the public hearings to amend the zoning.

This referendum, I believe, would not be advisory. I don't believe we have advisory referendums in the state of New York. It would be a mandate for an airport. And regardless of the outcome of a public debate at a subsequent public hearing which would be after the referendum that would have to be necessary under Town law, the Town would be required to operate an airport and it would not be an advisory passage. It would mandate the opening of the airport.

The zoning would be amended by referendum and that's contrary to the findings of all of our prior plans and studies that we've done to date. The way we should do this is that the first step should be to have a proposal before us, a proposal to amend zoning. We can then- once the proposal is made, we could have SEQOR determination, we could have analysis, we could have findings prior to any action.

The SEQOR analysis and record to date is not the basis for a zoning amendment to allow the operation of an airport. It's that simple. If we lay the proper foundation for a decision before we mandate ourselves to act, that would be the basis for a proper (inaudible). With this proposal to have a referendum, you have to act and then we'd have to make our determination and findings after we're already required to act in a certain way. It seems backwards to me.

Why don't we start at the beginning. Make the proposal to have an airport. Let's start the SEQOR process. We'll take a look at it; we'll have a public hearing and if we decide to have an airport, we'll do it with a lot more information than we have here tonight. So I second the motion to table the resolution."

Supervisor Kozakiewicz: "Moved and seconded to table."

The Vote: "Densieski, no; Cardinale."

Councilman Cardinale: "I don't know how much simpler I can make it than this in voting yes to table. We don't know the effect of this resolution whether it is binding or advisory. We do not know even the number of votes required to pass this resolution, whether it's three or four. We do not know whether we're passing a resolution calling for a FAA trust fund supported airport or a simple public airport without FAA funding. I don't see the value of the vote under those circumstances. I, therefore, ask- vote that it be tabled."

The Vote (Cont'd.): "Kent."

Councilman Kent: "For all the reasons stated, yes."

The Vote (Cont'd.): "Lull."

Councilman Lull: "I believe it's been made clear that as far as we know at this point and it's- seems clear that this is not a binding referendum- "

Councilman Cardinale: "Clear to who? She doesn't know. She didn't give us an answer, our Town Attorney."

Supervisor Kozakiewicz: "Phil- "

Councilman Lull: "Yes, she did."

Supervisor Kozakiewicz: "If we could. No one interjected during your discussion. If we are going to have further discussion, we can move it for discussion. We're taking the vote so I think we're beyond that point."

The Vote (Cont'd.): "Lull, no; Kozakiewicz, no."

Barbara Grattan: "So we have 3 no's; 2 yes."

Councilman Cardinale: "I have a motion to alter language of the resolution that we are now considering. If we are going to have a vote- could I have a second?"

Councilman Kent: "Well, why don't you propose your amendment and then- "

Councilman Cardinale: "The amendment is to do the following. And look at the resolution clause. I would like it to read shall the Town Board of the Town of Riverhead and the Board of the Community Development Agency establish a Town owned airport at the Calverton Enterprise Park and commit it to serve as a public and then at that point I'd like to add obligated FAA trust fund supported airport. And I'd like the word excluding to read including regularly scheduled commercial service by aircraft with less than 30 seats.

I think the public, if they're going to vote on something, should be voting as to whether we are going to accept the federal funding which will be necessary to make this airport viable as everyone on this Board knows and I think it should be made clear that as a requirement of FAA funding we would have to accept regularly scheduled aircraft with 30 seats or less. And with- I think at least then with that language change we would be voting on something that would be clear, albeit I still don't understand whether it's binding. At least it would be clearer. So I would ask for that change in the resolution clause."

Councilman Densieski: "I'll second it."

Supervisor Kozakiewicz: "Just so that we're all following. You're going to remove the words general aviation and put public obligated-"

Councilman Densieski: "No. Public operated general aviation."

Councilman Cardinale: "No. I'm going to at the- yeah, exactly. After the word public- "

Councilman Densieski: "Obligated."

Councilman Cardinale: "-- obligated FAA trust fund supported general aviation airport. And- "

Supervisor Kozakiewicz: "Oh, okay. So general aviation stays in."

Councilman Densieski: "Yes."

Supervisor Kozakiewicz: "Okay."

Councilman Cardinale: "And then including regularly scheduled commercial service by an aircraft with less than 30 seats. I would also make another suggestion. If you are going to- I don't understand honestly why general aviation is in quotes. If you are referring by the quotation marks to the FAA general aviation definition, I think we should recite it in the proposition, if that's why it's in quotes because that's what we're talking about when we say general aviation when it's defined in the FAA. I think we should show it to the public that this is what general aviation means as we define it with the quotation marks around it."

Councilman Densieski: "How about excluding commercial aviation?"

Councilman Cardinale: "But we can't. We can only- we must include regularly scheduled commercial- "

Councilman Densieski: "As defined by the FAA commercial."

Councilman Kent: "That's not what- "

Supervisor Kozakiewicz: "I think Phil's suggestion is- "

Councilman Kent: "What do you have- public obligated- "

Supervisor Kozakiewicz: "So you want to remove the words quote- "

Councilman Densieski: "You want to remove the quotes?"

Councilman Kent: "(inaudible) public obligated FAA funding?"

Councilman Cardinale: "FAA trust fund supported- "

Councilman Kent: "Trust fund supported."

Supervisor Kozakiewicz: "General aviation airport- "

Councilman Cardinale: "Before the word general aviation, add obligated FAA trust fund supported. Change the word- "

Councilman Densieski: "Get rid of but."

Councilman Cardinale: "Yeah, get rid of but, and change the word excluding to including scheduled commercial service by aircraft of more than 30- less than 30 seats. And I'm saying that general aviation, if we're leaving it in quotation marks, I assume that it's because we have a meaning for it, we should give the definition of general aviation to the public if and when they ever vote on this. Because- "

Councilman Lull: "I think you are unquestionably right, Phil, it has to be done."

Councilman Cardinale: "And are we talking about the general aviation definition of the FAA that we are going to put in there? And I really don't care what it is as long as we define it. And then they know what they're voting on."

Councilman Lull: "There's only one- "

Supervisor Kozakiewicz: "That would be included in the abstract."

Councilman Densieski: "Right in the abstract."

Councilman Lull: "Yeah, there's only one general aviation."

Councilman Densieski: "Right, Phil?"

Councilman Cardinale: "Yeah. In the abstract for the vote."

Councilman Densieski: "Yes, I agree."

Dawn Thomas: "Say thirty seats or less- "

Councilman Cardinale: "Thirty seats or less is fine."

Councilman Kent: "And some of the whereas language, I know (inaudible) but I have some questions about two of the whereas."

Supervisor Kozakiewicz: "I know which one one of them is."

Councilman Cardinale: "Yes."

Councilman Kent: "One of them says that CDA Board and the Town

Board of the Town of Riverhead have determined that it is in the best interests of the Town of Riverhead to retain title to the airport facility. I don't know when we determined that unless we're doing that by this resolution and that should probably be a resolve not a whereas because I don't think we've done that in the past. I don't think we've made that determination.

And the second whereas clause I am somewhat concerned with is the third one on the second page which says that the commitment of the airport for public use may require the Town of Riverhead CDA to permit regularly scheduled commercial aircraft. I think once we do this, I think we will be required- "

Councilman Densieski: "Cross out may and put will."

Councilman Cardinale: "That should be will. Yes, that was one of the points I neglected to make which I had noted."

Councilman Densieski: "That doesn't mean that you will get them. That just means that you can get them."

Councilman Kent: "You can get commitment- "

Councilman Densieski: "No. Because, what do you call has it- in East Hampton, and they don't have regularly scheduled- "

Councilman Cardinale: "If nobody applies, we need not have it."

Councilman Densieski: "Right."

Councilman Cardinale: "But if somebody applies, we have to give it to them."

Councilman Densieski: "Right."

Councilman Cardinale: "As I understand it. So if we make that will and make the changes I indicated and define general aviation and I guess, Chris, you are asking that the whereas- "

Supervisor Kozakiewicz: "The whereas clause on the first page- "

Councilman Cardinale: "-- the second- one, two, three, the fourth whereas clause be deleted."

Councilman Kent: "Well, I just don't know when we made that determination."

Councilman Cardinale: "Well- "

Councilman Kent: "You can change it to present under this resolution but you would have to do it by resolve clause not by a whereas clause."

Councilman Densieski: "Just scratch it."

Councilman Cardinale: "Just scratch it, I think."

Supervisor Kozakiewicz: "Delete it."

Councilman Densieski: "Do you want to read that one more time so it is clear?"

Councilman Cardinale: "Yes. The resolution would be amended to delete- my motion, therefore, is to amend this resolution before a vote to delete the fourth whereas clause, to- in the eighth whereas clause to make the word may read will and in the final resolution clause to add after the word public, the words obligated FAA trust fund supported and to delete the word but, substitute the word including for the word excluding, delete the word more and put at the end of it or less, so that it would read- "

Supervisor Kozakiewicz: "Or delete more and than- "

Councilman Cardinale: "More than, yes."

Councilman Densieski: "More than."

Councilman Cardinale: "Thirty seats or less. Correct."

Councilman Densieski: "And include the definition- "

Councilman Cardinale: "And include the definition of general aviation in the abstract of the vote."

Councilman Densieski: "I'll second the motion."

Supervisor Kozakiewicz: "Moved and seconded as amended."

The Vote: "Densieski."

Councilman Densieski: "Let the people decide. Yes."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "Yes, the amendments."

Councilman Kent: "No, no. This is on the resolution."

Supervisor Kozakiewicz: "This is on the resolution."

Councilman Cardinale: "Oh, the resolution as amended?"

Supervisor Kozakiewicz: "Right."

Councilman Cardinale: "All right. Then I want to say something even though- in regard to this, I want to first say this, that any thinking person looking at the asset up there of those two runways would want to consider the utilization for the community's benefit. I, therefore, think that the community owes Steve and Ed- Steve Kirschenbaum, Ed Densieski and others thanks for forcing the Board to think through more closely the aviation issues up there more completely. For this, we're indebted to them.

On the other hand, I understand that this is a limited vote and the vote is not whether you're pro or con utilization as a full airport, but that whether you want the proposition as amended to go before the public. I understand that one can ask and they did ask this evening that why not in the words of our former Supervisor let the people decide this issue and that's a good question and a difficult one to say no to which I am about to.

The conclusion I have reached is this. That this- this is hasty; this is ill-conceived; this is ill-advised and this is imprecise this present proposition. It is better for the amendments I just advanced but it could be a great deal better than that. And there is a great deal that should be thought through before the public is asked to consider this. I don't think it's a resolution who's time has come. I think the only reason we're going to possibly pass it this evening- and I'm not even sure we will, is because we have to have it done, I think, by Thursday in order to get it on the October- get it on the ballot. We should have been doing this a lot sooner; we should have been doing it a lot better.

I believe that also one can honestly and justly accuse those who vote for it of being intellectually dishonest, breaking faith with the

public, and having a lack of respect for their own elected office. This is not ready for the people to decide because the people up here haven't done their homework. They haven't properly framed the issue for the public so that they can make an informed choice. Certainly it's good for the public to make a choice but it is our obligation as elected officials to give them the information to make an informed choice and we're not doing that by simply doing what we're doing today.

We had here no resolution at the work session last Thursday. We have no resolution at 12:00 noon today except a proposed resolution. The resolution is in final form at midnight just before the vote. There is no public hearing possible because of the timing constraints prior to the setting forth of the language. We did what we could in a few moments but it isn't enough. This is worth doing and I agree with Ed and I thank him for his efforts and so with Steve. But it's worth doing carefully and thoughtfully and that's not what's happening here.

What I said about hasty, ill-conceived, ill-advised and imprecise is covered by my before mentioned remarks. I also said that it was intellectually dishonest and it was a breach of faith to the public and it was a lack- showed a lack of respect for our own elected offices and the- that we've been voted into. And the reason I say that is if you look at the previous resolution that we passed which I have here earlier, the resolution we passed, I had asked that it be pulled and if I can located it I would like to refer to it. Two weeks ago, on July 5th, we passed, this Board, a resolution which said the following:

Whereas, the residents have consistently supported aviation activity within the town while they have also steadfastly objected to regularly scheduled commercial airline business;

Whereas, the town residents have been bombarded with totally erroneous information from opponents of aviation use at the former Grumman site;

Whereas, the legislative body of the Town of Riverhead wishes in unison to quell all debate regarding regularly scheduled commercial airline business or cargo port with reference to the Calverton site.

Now, therefore, the Riverhead Town Board hereby directs the RDC and Grubb and Ellis, the Town's administrative agency, to review offers at Grumman and the broker respectively, to reject without

consideration any and all offers to purchase, lease, license or use this facility for regularly scheduled commercial airline business.

This is our statement of policy on July 5th. How can one maintain their intellectual honesty when on July 5th they passed this and then on September- late August or early September we learn that you can't have an FAA obligated airport without having- without having at least planes of 30 or less, regularly scheduled planes, as part of the package? So we immediately move off of this policy statement into the new policy statement which is the resolution which is before us today, and in this resolution- in this resolution which we are just passing- if I can find the resolution we're passing- we say: W

Whereas, New York and federal aviation administration may provide funds to the CDA in order to make future capital improvements to the facility;

Whereas, the funds provided under the FAA to make capital improvements would require the town to commit the facilities for the useful life of the improvements 20 years at least for public use;

Whereas, the commitment of the airport to public use will require the town to permit regularly scheduled commercial aircraft of 30 seats or less to land at the facility.

Resolved that we submit this proposition looking for the people to tell us what new policy they would like when we have just in unison spoken allegedly on July 5th setting the policy.

This puts on its head the whole concept I have of representative democracy. I thought I was selected to listen, to learn and to lead. This request is- shows a lack of respect for the electorate we are here representing. It is- we are aggregating as elected officials the responsibility of our elected office in throwing the problem to them without even briefing it for them and framing the issues for them.

It also represents in my mind an absence, an alarming absence of humility. We fail to understand that there were six years of studies that preceded us and much- many good public officials who have gone before us and studied this issue. Although I appreciate the re-look at the issue, I think we cannot afford to be cavalier in the passage of this type of resolution without further consideration and thought.

It also reflects, I think, and most disturbingly, a- it reminds me frankly of the story from the French Revolution wherein it is said

that of one of the politicians that he had to run outside to find which way the crowd was running so that he could lead it. We're supposed to lead. We were elected as representatives to lead the people, at least to give them the issues in brief form. We're not throwing it to you without the information you will need.

And we don't even know if it's binding. According to the Town Attorney, we can disregard you, so you're just kind of- it's just like kind of for show this vote. The failure of this Board, and I include the entire Board, not necessarily just this administration, to lead in this instance and in so many other instances like the Burman contract, like the Main Street- I think- leads me to believe that you would be justified in treating us the way they treated the politicians in the French Revolution.

And the final thing I want to say and I believe it sincerely, it is horrifying to me to think that the Town Board of this town would be responsible for running efficiently and safely an airport. We can't even give you a resolution that is sensible and that is clear. For that reason, I urge everyone to vote no and I am going to vote no."

The Vote (Cont'd.): "Kent."

Councilman Kent: "I don't know what else to say. I have a couple comments, I'll keep them very brief at this hour. Since I have been elected, I have tried to maintain a consistent approach to resolving problems that are put before this Town Board. I find the action we take today to be very inconsistent with everything we've done up to today and it really- it really makes me feel that we are letting the people down.

I took very strongly the positions that were being taken earlier tonight by Mrs. Coverdale who I was- I represented her and I suggested she come to town way back before I thought even running for office because I felt that we were going to move on Main Street and we haven't and I have consistently wanted to do it but I haven't been strong enough with my personal resolve in taking on an issue and seeing it through to fruition.

I have supported moving forward with the Suffolk Theater since I've been elected and I have yet to be able to convince the majority of this Board to do that.

On this issue, I think we're going to find the same thing. I've consistently been opposed to the operation of a general aviation

airport at Calverton. I thought with the vote that we took in July that we put that issue somewhat to rest. But, once again, my quiet-going about things quietly shows me the lack of personal resolve in being forceful enough to keep my colleagues on my Board from doing the exact opposite of what they say they want to do. Just two months ago, we said no general aviation use at Calverton. And tonight we're doing a complete inconsistent 180 degree turn and saying, yes, if you tell us that we want it, we will do it.

I oppose- I don't think zoning- zoning should be a legislative act. An act of a Board, done on analysis, financial analysis, environmental analysis, not just what do the people want, and if you tell us what we want, then we'll amend our zoning any way you want it. Zoning is not done that way. Zoning is not done by referendum. Zoning is done by a legislative body and that may not be completely democratic but your democratic voice is when you elect the legislative body. We should be considering the zoning.

This is representative- we still have representative government in the United States and you elect representatives to represent you. Whether you agree with them or not, you've elected them and it's their job to do what they think is the best thing to do- the best thing for all of the people regardless sometimes of personal beliefs, but always working towards what they believe is the right thing to do.

And I think what we're doing tonight is not the right thing to do. I don't think we should be putting this on the ballot. I think if we want to amend the zoning and we want to have an airport, I think that should be a legislative decision based on public hearings where you can come and speak at the public hearing, but the ultimate decision should be ours. And we shouldn't be forced by a referendum which mandates our action before we've undertaken any financial analysis, before we've undertaken any environmental analysis and a vote be required. But they'll happen after we're already mandated to act. That is a complete backwards way of approaching it.

We should have the information first, then decide whether we want to act not be mandated to act. Then look at the financial information and the environmental information which is going to be required anyway and then act with the best hope that it's going to turn out all right. Because the people wanted it. I don't think that's the right way to do it. I think we're elected to represent you and if we vote to put this referendum on the ballot, we're not representing you. Basically we're not doing our job. And we're telling you to take care of it yourselves. And you don't need us. And maybe we should step down

because I don't think we're doing a very good job.

We haven't done our job on Main Street; we haven't done our job at Calverton and I think- I'm partly to blame because my resolve is to do things a certain way but it's not working. Because I do things quietly, I talk to people, I don't go out and make a big public display. But maybe it's time to make a big public display. Maybe it's time to be forceful in public. Maybe it's time to tell people they're not doing things right. But maybe that way we'll get something accomplished. Because right now, we're not getting anything accomplished. We're going back and forth and we're blowing in the wind.

So I vote no. I think it's wrong. I think that if we want to amend zoning, zoning that's based on analysis, zoning that we took years to develop, zoning that has a record and leave it up to well, we'll change zoning because you tell us to change zoning and we'll create the record later, I don't think that's going to work. And to tell you the truth, I think people are going to challenge this vote. I don't think this vote will ever happen. I don't think there will be a referendum on the ballot because I think the courts will throw it out. I don't think it's valid.

But, I'm going to vote no. If the majority of the Board decides to vote yes, you know what? I will vote to defend the legality of the referendum because it's the action of a majority of the Board. Because that's what I believe a representative body is. If these guys decide, the majority of this Board decides to put this referendum on the ballot and we get challenged, you'll say well, why is he voting yes to defend the referendum. I will vote yes to defend the referendum because the majority of this Board wants to have a referendum. And it will be my vote to defend it. I don't feel right about it, but I will because that's the process. That's the representative form of government. Once this body has spoken, that's the action we'll take. But I think it's wrong. And I'm going to vote no tonight."

The Vote (Cont'd.): "Lull."

Councilman Lull: "Chris and Phil both mentioned the resolution in July. That resolution was a direction to an advisory board of the Town Board. It is not a statement- unnecessarily a statement of policy but rather it is a direction. Second, we're talking about let us not do this without a public hearing. Well, excuse me, but a referendum is a public hearing, a rather large size, but it gives a

chance for everybody to express themselves.

Also, saying that we are giving this referendum to the people with no information on which to make a decision, is ridiculous. There's two months away. If we are going to go ahead with this, there is a great deal of clarification that has to be done on the entire process, on the entire language. A great deal of work is going to have to be done by the five of us or the people who represent the five of us in town government. So it's not like we're going to be pitching the people to the wind with no information to base their decisions on. The decision- the reason for the decision will always be there as it is in every general election. Not everybody takes advantage of it, but it's always there.

Also, I was moved actually tonight almost to a single direction by Art Binder and I'm not sure that he'd be so happy to know that but his quality of life issue boils down to a- can boil down to an interesting syllogism which ends up saying you let the people who value their own quality of life make their own decisions. And there is a point to be made for that.

Be that as it may, Chris has made one very strong point, it's a point that I've always held, too. I don't go outside or outside of what I know or outside of my own self, my own circle of friends. I do not go outside and look for answers, to look for direction. I've been elected to this position. It is my responsibility to take the positions that I take. I will never back away from them; I will support them, but I'm not going to back away from any positions that I take but I take them myself, and if a majority of the people do not like the decisions that I make, the positions that I take, then you have to vote. And you decide.

From this particular issue, I vote for representative government here rather than a broad democratic government. In other words no."

The Vote (Cont'd.): "Kozakiewicz."

Supervisor Kozakiewicz: "There's been a great deal of theatrics, I think, and a lot of discussion tonight with regard to Resolution 824. It has been a hurried resolution, no question. It was something that the Town Attorney had come upon at the very tail end of this discussion of the referendum. And part I, too, will take blame. This topic of referendum was something that was discussed or asked of us as a Town Board quite some meetings back. I don't believe it's us that we are relegating our position as leaders to the

electorate. We are looking to finally get a decision on this question once and for all, once and for all finalized. We're gone around and around. We saw the discussion tonight, we're here at 12:15 in the evening with regard to this question. And I think that it's not going to end.

I think that- unless we can finally put it to the town residents for resolution vote, and I want to thank Phil because I think that by adding the language that was proposed and amended, it narrowed the question. I think it makes it a little bit clearer what we're asking the public to decide because without the language it was unclear to me whether we were going the road of just general aviation, what did general aviation mean. Did it require us to perceive or pursue obligated FAA trust funds? That issue is now resolved by clarifying and clearing up the proposed language for the proposition.

It's not an easy vote, believe me. I've spent a lot of time awake this weekend. This weekend was not one of my more enjoyable weekends which it should have been because Labor Day is one of those end of the year weekends where you should really sit back, relax and enjoy yourself. But I knew that this might come to a vote. I knew that we were going to need to address it at some point. It's been something that clearly was- I know Jim voted no."

Councilman Densieski: "Okay."

Supervisor Kozakiewicz: "I know that."

Councilman Densieski: "Didn't know- "

Supervisor Kozakiewicz: "Yeah. I just wanted to explain that it was my feeling that based upon all this and after putting all this thought into it, that the way the process came about, the fact that we were not able to get some of these answers put forward is not a reason to simply say no, let's not go forward with the referendum. I really think that we could have with the abstract period of time been able to develop enough information to make it clear what it was that was being resolved.

I understand you voted no, Jim. I nonetheless will vote yes understanding that it has failed. Thank you."

Resolution #786

Councilman Cardinale: "Approves temporary sign permit of the

Gap Outlet Store. So moved."

Councilman Densieski: "What number are we on?"

Supervisor Kozakiewicz: "786."

Councilman Cardinale: "786. There it is. You're seconding."

Councilman Densieski: "Okay, second the motion."

Supervisor Kozakiewicz: "Moved and seconded. I'm sorry. I fell asleep here."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #787

Councilman Densieski: "787 approves temporary sign permit of Timothy Hill Children's Ranch. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "Although the resolution says it's at the traffic circle, it's at the traffic circle but not on the traffic circle."

Supervisor Kozakiewicz: "At or near."

Councilman Kent: "At or near."

Supervisor Kozakiewicz: "Not in."

Councilman Lull: "Not in. Right. Yes."

The Vote (Cont'd.): "Kozakiewicz, yes, with that understanding."

Resolution #788

Councilman Lull: "788 sets registration fees for the Recreation

Department. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #789

Councilman Densieski: "789 supports the deed of conservation easement between Richard N. Reeve and V. Avis Reeve to the Peconic Land Trust. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #790

Councilman Cardinale: "This is a budget resolution, \$900 from appropriated fund balance to football, referee and soccer referee fees. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #791

Councilman Lull: "Budget adjustments in the general fund. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes."

Councilman Kent: "I know, Jack's not here. I'm sorry. Do you know what the appropriated fund balance to engineering equipment and consultants is for \$19,000?"

Supervisor Kozakiewicz: "Well, the 19 is for (inaudible)."

Councilman Kent: "Oh, okay."

Supervisor Kozakiewicz: "Okay? Any other?"

Councilman Kent: "And appropriated fund balance at the end there to- "

Supervisor Kozakiewicz: "Yes. That's- "

Councilman Kent: "Building Department?"

Supervisor Kozakiewicz: "Building Department."

Councilman Kent: "Okay."

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

Resolution #792

Councilman Densieski: "What do we have here? 792 is the ambulance fund budget adjustment. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "Yes. I'm glad to vote for this. This is finally providing the funding to go along with that contract we finally entered into on the Riverhead Volunteer Ambulance Corps. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #793

Councilman Kent: "This is the '98- 1998- is that what we're doing? Police computerization capital project budget adjustment. I guess we're finally- "

Supervisor Kozkaiewicz: "This is for live scan for digital mug shot."

Councilman Kent: "We finally got the money in to fund it?"

Supervisor Kozakiewicz: "Yes."

Councilman Kent: "Okay. I would move the resolution."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "I don't want to indicate that we have any sort of a crime problem but what this does is it helps our police as far as the ability to communicate with New York State NYSES and be able to determine the identity of individuals who don't necessarily want to disclose who they are. The digital mug shot will also provide valuable assistance both that and live scan."

This is being funded in part through (inaudible) grant, through state aid and then of course from some matching funds which are \$35,000. But I understand we've been able to negotiate a very good number on this equipment. I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #794

Councilman Cardinale: "794 is a Community Development Agency budget adjustment, \$5,000 from miscellaneous repairs to auto repairs. So moved."

Councilman Kent: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, abstain; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #795

Councilman Cardinale: "This is a capital project budget adoption- "

Supervisor Kozakiewicz: "And this one should be amended."

Councilman Kent: "Yes, we need to amend it to \$110,000 for the construction. Is that what it is?"

Councilman Lull: "Yes."

Supervisor Kozakiewicz: "Unless I added it up wrong, I had 100. I took the top number and added up the bottom one and I think that first number should be 100."

Councilman Kent: "Yes, I think the construction should be 110, not 10."

Supervisor Kozakiewicz: "No. What I'm saying is I think it should be 100. If you add up all the numbers, they come up to \$131,750 and the top is- with 100 as opposed to 110. Unless I added it wrong."

Councilman Lull: "No. I think Chris is right."

Councilman Kent: "No, the bottom comes up to be 31,750."

Supervisor Kozakiewicz: "Right."

Councilman Kent: "And the top 131,750, so you have to add 100,000 to the construction, I believe. I think the construction- "

Supervisor Kozakiewicz: "Yeah, but then what I'm saying is the bottom one, if you add it up- if you make that 110, construction, and you add up all the numbers, the bottom becomes 141,750- "

Councilman Cardinale: "You'll have 100- "

Councilman Kent: "Oh, I'm sorry. It's 100,000."

Supervisor Kozakiewicz: "And the top is only 131,070. So it

should be 100. So the numbers are the same."

Councilman Cardinale: "As amended to 100, I move it."

Councilman Lull: "It's too late at night for that stuff."

Supervisor Kozakiewicz: "I know. That's why I didn't want to make you change it to 110 because then Jack will say, wait a minute."

Councilman Kent: "I'm sorry."

Supervisor Kozakiewicz: "All right. Moved and seconded, as amended."

Councilman Kent: "I seconded it. Yeah, I seconded it."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #796, 797, 798, 799, 800, 801, 802, 803, and 804

Supervisor Kozakiewicz: "No, 804 is Sewer. All the rest are all of those from 796 through 803 are all water engineering fee budget adoptions."

Councilman Kent: "From developer fees to engineering expense."

Supervisor Kozakiewicz: "Correct."

Councilman Densieski: "I'll move all the following."

Councilman Cardinale: "Second all those from 796 to 803."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes to all of them; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolutions are adopted."

Resolution #804

Councilman Densieski: "Sewer District budget adjustment, \$34,500. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #805

Councilman Densieski: "805 authorizes the increase and improvement to the Riverhead Sewer District purchase of the sewer television inspection system from PC Richards- no, I'm sorry. No. Scratch PC Richard. So moved."

Councilman Lull: "I'll second the creepy (inaudible)."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #806

Councilman Kent: "This awards the bid for the purchase of sewer television inspection system for Riverhead Sewer District. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #807

Councilman Densieski: "807 appoints consulting firm of Cashin Associates. So moved."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #808

Councilman Lull: "Authorizes the town clerk to publish and post a proposed local law entitled Local Law to change the term of office of the Town Clerk and Highway Superintendent from two years to four years. The public hearing will be held on September 19th at 2:20, that's our afternoon meeting day and the public hearing will deal with that change in law changing the terms of those two people from two year terms to four year terms. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "Is this going to be subject to also a referendum or not?"

Supervisor Kozakiewicz: "Yes it would be."

Councilman Kent: "And we can still get it on this year's ballot?"

Supervisor Kozakiewicz: "Yes."

Councilman Kent: "Okay."

Supervisor Kozakiewicz: "This one doesn't have the same time constraints that the prior one had."

Councilman Kent: "Right. Thirty six days- "

Supervisor Kozakiewicz: "Right. That's correct."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #809

Councilman Cardinale: "This resolution is an order calling a public hearing for Extension 58 to the Riverhead Water District Foxwood Village. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

Barbara Grattan: "I see in this resolution there is no time for- "

Supervisor Kozakiewicz: "Yes, I called down to your office and they provided me the time, 7:05 p.m."

Barbara Grattan: "Right."

Supervisor Kozakiewicz: "Okay."

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

Councilman Lull: "Calling the public hearing?"

Supervisor Kozakiewicz: "Right."

Councilman Lull: "Yes."

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

Resolution #810

Councilman Kent: "This authorizes the Town Clerk to publish and post a help wanted ad for a Justice Court Clerk. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #811

Councilman Cardinale: "Authorizes the Town Clerk to post and publish public notice of public hearing to consider a proposed local law for an amendment of Chapter 101 Vehicles and Traffic Law of the Riverhead Town Code by adding parking of vehicles, prohibitions."

Councilman Lull: "No parking on Dogwood."

Councilman Cardinale: "Okay. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #812

Councilman Cardinale: "Authorizes the Town Clerk to publish and post notice of public hearing to hold a public hearing for a local law enforcement block grant. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #813

Councilman Cardinale: "This authorizes the Town Clerk to publish and post public hearing notice to consider the demolition of buildings owned by Wickham C. Tyte- yeah, we can do that- Wickham Tyte, Chapter 54 of the code of the Town of Riverhead unsafe buildings, premises are at 1008 East Main Street. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #814

Councilman Densieski: "Oh, it's a long one. Authorizes the Town Clerk to publish and post a public hearing notice to consider demolition of buildings owned by Lorna Kiley d/b/a R&R Mobile Home Park, Inc. and occupied by John Hatton pursuant to Chapter 54 of the Code of the Town of Riverhead entitled Unsafe Buildings and Collapsed Structures. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #815

Councilman Lull: "815 also authorizes the Town Clerk to publish and post a public hearing notice to consider the demolition of buildings owned by Lorna Kiley d/b/a R&R Mobile Home Park, Inc. trailer #11 pursuant to Chapter 54 of the Code of the Town of Riverhead entitled Unsafe Buildings and Collapsed Structures. Amen. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "I have a problem with this because these are trailers, these are personal property. I don't know how we're going to charge on the taxes because we don't tax the trailers. They pay rent to the owner of the park and the trailers are not really real property, they are personal property. So is there going to be some kind of- this doesn't really come under a Chapter 54 unless Lorna Kiley owns the real property."

Supervisor Kozakiewicz: "Lorna Kiley does own- she owns the- she owns the entire R&R Park."

Councilman Kent: "Does she own trailer 11?"

Supervisor Kozakiewicz: "I think- "

Councilman Kent: "Trailer 11- we'd have to look at a bill of sale or a registration in order to- "

Dawn Thomas: "Some of them are- "

Councilman Densieski: "I'm sure they're like rentals."

Dawn Thomas: "Some of them are rentals. I know- "

Councilman Densieski: "I can't see the Building Department sending that through."

Dawn Thomas: (inaudible)

Councilman Kent: "Okay. I don't have a problem with (inaudible), we want to point out this out- "

Supervisor Kozakiewicz: "Well, we had another one with Lorna Kiley as well."

Councilman Kent: "I know. I saw the one before and I didn't think of it until- "

Supervisor Kozakiewicz: "Yeah, okay, so that vote is- "

Councilman Kent: "That was discussion. You want to call the vote?"

Supervisor Kozakiewicz: "Oh, okay."

Barbara Grattan: "I'm calling it now."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #816

Councilman Kent: "816 authorizes the Town of Riverhead to remove rubbish, debris, and the cutting of grass and weeds from property pursuant to Chapter 96 entitled Trash, Rubbish and Refuse Disposal of the Riverhead Town Code."

Councilman Lull: "Would you please read- read the names, please?"

Councilman Kent: "Where are the names?"

Supervisor Kozakiewicz: "The first Now, Therefore, be it Resolved clause."

Councilman Kent: "Okay. Yes. The property is located at 215 Howell Avenue, Riverhead, New York, right across the street."

Supervisor Kozakiewicz: "Yes, it's the one that- "

Councilman Kent: "And the property is owned by Chin Kung Yui and Liv Yui Sun."

Supervisor Kozakiewicz: "Well done."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #817

Councilman Densieski: "Approves the application of Florsheim Group, Inc. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "It's a tent sale, yes."

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

Resolution #818

Councilman Cardinale: "This is the request of Cablevision to extend full Suffolk County coverage to WVVH-TV 85 Hamptons."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "Phil said in the work session that Cablevision is against this, so, yes."

Councilman Cardinale: "Yeah."

The Vote (Cont'd.): "Kozakiewicz."

Supervisor Kozakiewicz: "For the same reasons, yes."

Barbara Grattan: "The resolution is adopted."

Resolution #819

Councilman Densieski: "This one is not supposed to be on."

Supervisor Kozakiewicz: "Yeah, I think we- I- this is- wanted to pull this."

Councilman Densieski: "Yeah, this has got to be talked about at a work session."

Councilman Kent: "Yeah, my question- I have some discussion."

Councilman Densieski: "It's going to be work session."

Councilman Kent: "We need a resolution to do this."

Supervisor Kozakiewicz: "Yeah, I think- "

Councilman Densieski: "Yeah, they are requesting one."

Councilman Kent: "They are."

Supervisor Kozakiewicz: "Yeah, they are requesting one but I- we didn't have a chance to discuss this at a work session and I did speak with- "

Councilman Densieski: "I move to table 819."

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

Supervisor Kozakiewicz: "Moved and seconded to table."

Barbara Grattan: "Table?"

Supervisor Kozakiewicz: "Yeah. And this one got by in the rush and haste."

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

Resolution #820

Councilman Cardinale: "Appoints-

Councilman Kent: "This one says Councilman Phil Cardinale."

Councilman Cardinale: "Yeah. I will offer this resolution appointing the advisor- an advisor, the famous Zabby, for public access television. I move this resolution."

Councilman Kent: "And I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "Is she just Zabby or- "

Supervisor Kozakiewicz: "We know her as Zabby."

Councilman Cardinale: "Known as Zabby."

Councilman Kent: "Her last name."

The Vote: "Densieski."

Councilman Densieski: "Yes, as long as she reports to Phil as often as possible."

Councilman Cardinale: "Thank you very much, Ed. I appreciate that."

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

Resolution #821

Councilman Lull: "821 appoints Riverhead Justice of the Peace to succeed the former Justice Henry Saxtein and the resolution names Allen M. Smith, Counselor at Law as a replacement. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "I'd just like to read the first Whereas if possible.

Whereas, the Town of Riverhead suffered a great loss with the death of Riverhead Justice of the Peace Henry S. Saxtein, and I agree with that statement. Second of all, I'd like to thank all of the

applicants that applied to me because every one of them was qualified and would have been great at the job. We've got a resolution here for Allen Smith and I'll vote yes."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "I consider Allen Smith a friend; he's certainly been a neighbor for 15 years and a fellow member of Riverhead Rotary. There's a lot of good things one could say about Allen Smith, even-tempered and judicious are not among them. He is reputed as an excellent civil attorney, however, as I understand it 80% of this Court's obligations to the public are criminal or traffic. He is probably one of the two most active attorneys on behalf of land developers in the Town of Riverhead and as I've indicated in the past, although I consider Allen a friend, and there's no disparagement of him, I believe that his indication that he intends to continue to appear before the Town Board of Riverhead and the Planning Board of Riverhead while serving as Town Justice is an opportunity for impropriety, not necessarily on his part but on the part of those- in front of whom he appears.

There is a tendency to treat with greater respect and to be more lenient with someone who is standing in front of you as the Town Justice. So I think that this inclination to disavow the continuation of that aspect of his practice concerns me.

Finally, I believe that political considerations were prevalent in this appointment to the exclusion of somewhat more substantive considerations such as the ones I've just indicated.

So although I consider Allen to be a friend and I certainly wish him well in his new position which I believe he will be voted into tonight, I will- would prefer to abstain in this vote."

The Vote (Cont'd.): "Densieski."

Councilman Densieski: "I didn't vote yet?"

Barbara Grattan: "Oh, yes, you did."

Councilman Densieski: "Which way did I vote?"

Councilman Cardinale: "He wants to change."

Councilman Kent: "It was so long ago."

Councilman Cardinale: "Could you change your vote? He wants to reconsider."

Councilman Densieski: "I would have but (inaudible)."

Councilman Cardinale: "I know."

Councilman Kent: "I think I have to abstain on this. I have an ethical conflicts. Having worked with Allen Smith for nine years, having been paid by him as an-- to work under him doing legal work in his office, him being my landlord for nine years and potentially in the future, I just don't think that it would be appropriate for me to vote. So I will abstain."

The Vote (Cont'd): "Lull."

Councilman Lull: "I remember watching a football game last year with- a quarterback came off the field after spending an entire quarter in controlling his team with the ball- spent the entire quarter, ran 15 plays and what they ended up getting out of it was a field goal. I remember him coming off the field, saying if I'm going to spend this much time, I want to get more than a field goal out of this, more than three points."

Well, I think we're to a certain extent spending a little bit more time here than necessary. The fact is that we're going to be appointing this person for two months and in November you guys get the real appointment. We get the field goal, you guys get the touchdown. So we're appointing somebody to help defray the backup that has been happening in the Court since Henry got sick. So tonight we hired a part time Justice Clerk to help out there and also announced to hire another Justice Clerk and at this point, I think Allen is the person who can do the best job of getting us out from under. I have great respect for Dick Ehlers and the ladies over there who work- have been doing a wonderful job this summer. They've been really stressed; they've done a wonderful job and I feel very confident giving them somebody with the kind of experience to add community perception that Allen Smith has. Yes."

The Vote (Cont'd.): "Kozakiewicz."

Supervisor Kozakiewicz: "One of the things about going last is that oftentimes things I want to say are said by the others. First and foremost, I think what I'd like to do is once again commend everybody who came forward to screen with the Board and indicated

their interest to become the Town Justice.

Without disparaging anyone, I think we saw some very good candidates for the position of Justice of the Peace and we had a chance to meet, I think, some great attorneys and people who will go far in the legal profession down the road. For those who are a little bit younger than Mr. Smith, not to disparage him or make comments about his age, as pointed out, I- we did, I think, have a chance to really consider this.

Once again, as pointed out, again as I said sometimes it's tough being the last one saying this, this is for a brief period of time. The voters will make their decision on November 7th regarding this position. Mr. Ehlers, Judge Ehlers has been filling in with result of the loss that we've all shared in, the loss of Town Justice Henry Saxtein. I think Allen is qualified to take on the task and I believe that his judicial temperment will be tempered, otherwise if he doesn't temper it somebody will and saying that, I vote yes."

Councilman Cardinale: "And you thought, Bob, the statement, that this appointment will be for a short period of time, is that a prediction or- "

Supervisor Kozakiewicz: "No. I mean what we're acting upon is a very interim appointment. It still needs to be resolved by the voters in November. That's my comment. I wasn't predicting anything. I can't read what is going to happen from Friday to today, to be honest with you."

Councilman Cardinale: "I know the feeling."

Supervisor Kozakiewicz: "Ed, did you wish to make some comment?"

Barbara Grattan: "The resolution is adopted."

Councilman Densieski: "You guys handled it- it sounds good."

Resolution #822

Councilman Densieski: "Resolution 822 is a Town Board commitment to parking. So moved."

Councilman Kent: "Is it 600 or 500?"

Supervisor Kozakiewicz: "I do need to- yes, there is a letter."

Councilman Kent: "Six hundred in the Whereas and 500 in the Resolve."

Supervisor Kozakiewicz: "Yes."

Councilman Cardinale: "In the first Whereas, I believe you want to amend to 500, minimum 500."

Councilman Kent: "Well, I think what we have to do is amend the Resolve to 600."

Councilman Densieski: "Six hundred, I guess. Bob, did you--"

Councilman Cardinale: "What is the word on that?"

Councilman Kent: "The word was- he told me- "

Councilman Lull: "They said 640. We said 500, we settled on 600."

Supervisor Kozakiewicz: "I know we had a discussion earlier today. I had spoken with you, Phil. Hopefully, the fax came over- "

Councilman Cardinale: "Yes, it did."

Supervisor Kozakiewicz: "-- with the language from Mr. Bartha."

Councilman Cardinale: "It did. I saw his letter, yes."

Councilman Kent: "Yeah, I think we need downtown parking anyway. So, let's commit to 600."

Councilman Cardinale: "So you want to amend the Resolve to 600?"

Supervisor Kozakiewicz: "The Resolve, correct."

Councilman Cardinale: "So that we're allocating a minimum of 600 parking spaces for the Suffolk eight Court extension."

Supervisor Kozakiewicz: "Right."

Councilman Lull: "Mr. Bartha will say nine Court extension."

Supervisor Kozakiewicz: "Well, he will. He'll take the position that the ceremony courtroom counts. It's eight and a ceremonial courtroom as well as renovation of the existing court facilities. That's (inaudible). Further discussion?"

Councilman Cardinale: "Yeah, the Whereas clause calls for parking for various reasons and then the Resolve clause says a minimum of 16 for the proposed Suffolk County eight Court extension. So, we're committing 600 to the Court system, allocating 600 to the Courts for those eight. My recollection was it was- was it originally 18- we had promised them 18, a thousand- "

Supervisor Kozakiewicz: "Eighteen- no, 18 courtrooms, 1,000 spaces."

Councilman Cardinale: "That's what we had initially thought. So that would really mean- "

Councilman Kent: "Nine- we argued 540 for nine?"

Councilman Cardinale: "Yeah."

Supervisor Kozakiewicz: "We were at- trying to argue 500 for nine."

Councilman Lull: "But they argued 640."

Supervisor Kozakiewicz: "The bottom line is the award for design on the courtroom has been awarded. It will not move forward unless there's a resolution by this Board in furtherance of that letter that was sent to Legislator Bishop promising 1,000 spaces. So- and the number that Mr. Bartha in the discussions has indicated a bare minimum at this time. And we can continue the discussion and try to move that down somewhat with 600 spaces."

Councilman Cardinale: "The facts are as I understand it as follows: the- we promised them 1,000 for 16. They said you're only getting 8 but we want 600 parking spaces, not 500. What does a parking space cost us to create?"

Supervisor Kozakiewicz: "It depends if it's all surface or whether we're doing a structure."

Councilman Cardinale: "Say surface."

Supervisor Kozakiewicz: "Surface would be I think it's- "

Councilman Kent: "A hundred spaces (inaudible)."

Supervisor Kozakiewicz: "Approximately."

Councilman Cardinale: "So 100- "

Councilman Kent: "We have some spaces available- "

Supervisor Kozakiewicz: "We have spaces available."

Councilman Lull: "Phil, this is not new, this is available."

Councilman Cardinale: "Yeah, allocated."

Councilman Lull: "Yes."

Councilman Cardinale: "Yeah, I know. I saw that. The shortfall is 665 according to the letter. I don't know what to do in this. I think you may have three votes anyway. I'm a little miffed that they didn't give us the 816 and then they dropped our parking to boot."

Councilman Densieski: "Well, if we don't (inaudible), we're not going to get any- "

Supervisor Kozakiewicz: "Do you want to just go with the vote? Any further discussion? Vote please."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "As amended with the 600 I'm going to abstain from voting in view of the fact that I think they (inaudible) the town. The Suffolk County kind of double-crossed us here. We committed to 1,000 for 16 and we're getting eight courts and they want us to still give them 100 extra parking spaces. It seems like dirty pool to me so I'll abstain."

The Vote (Cont'd.): "Kent."

Councilman Kent: "I'm going to vote yes because I think we can find the parking and what we don't utilize during the week, we will definitely need on the weekend with the bustling downtown we're going to have in the next five years."

The Vote (Cont'd.): "Lull."

Councilman Lull: "I agree with exactly what Chris said. Yes."

The Vote(Cont'd.): "Kozakiewicz."

Supervisor Kozakiewicz: "Ditto, yes."

Barbara Grattan: "The resolution is adopted."

Resolution #823

Councilman Kent: "This appoints- we had a vacancy on the Riverhead Recreation Committee as a result of one member stepping down (inaudible) we we're going to fill this appointment with someone who is looking forward to serving on the Board and that's Andrew Galasso. So I'll move the resolution appointing Andrew Galasso to become a member of the Riverhead Recreation Committee."

Councilman Densieski: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "Just briefly and I know it's getting late. I think this is a great appointment and it's somebody who can help us with the skate park and in line skating. Yes."

Resolution #825

Barbara Grattan: "Pay bills."

Councilman Lull: "So moved."

Councilman Densieski: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Supervisor Kozakiewicz: "Well, there is nobody here to really talk to so meeting- motion to adjourn, right?"

Councilman Kent: "Seconded."

Meeting adjourned: 12:45 a.m.

Barbara Guston
Town Clerk