

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 Friday, March 9, 2001, at 12:00 p.m.

Present:

Robert Kozakiewicz,	Supervisor
James Lull,	Councilman
Philip Cardinale,	Councilman (arrived: 12:10 p.m.)
Christopher Kent,	Councilman

Also Present:

Barbara Grattan,	Town Clerk
Sean Walter, Esq.,	Town Attorney

Absent:

Edward Densieski,	Councilman
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Supervisor Kozakiewicz called the meeting to order at 12:05 p.m. If I could have everybody's attention, the time of 12:05 having arrived. Today is March 9th. This is the meeting as a result of the snowstorm from Tuesday night. We had to cancel that meeting and postpone it until today's day, 12:00. Phil Cardinale will be here. Councilman Ed Densieski could not but we do have three so we'll start at this point in time.

Barbara since you're standing, would you be kind enough to lead us in the Pledge of Allegiance."

Councilman Kent: "Come up to the microphone."

Supervisor Kozakiewicz: "You could do that if you wish, too."

(The Pledge of Allegiance was recited, led by Barbara Koch)

Supervisor Kozakiewicz: "At this point, I would like to have the Board join me down below and also ask the Labor/Management Committee to step forward.

Once again, for those of you who watch these meetings or attend these meetings religiously, you know that quarterly, periodically, we have the Labor/Management come down and join us in the front when we are recognizing various employees who have stood out amongst their

other employees. And let me say that before I get to that point, what I want to do is just, once again, I think all of you will probably join me in this comment or observation. We had the snow cancel and adjourn things for a couple days but what I did know and what I was able to take very quick notice of is how well the roads in the Town of Riverhead and the parking lots and the sidewalks and all the rest were taken care of.

And I know that I once again want to recognize the Highway Superintendent, Mark Kwasna, the Deputy Highway Superintendent Ron Caffrey (phonetic) for all the good work they put in. But the Highway Department and the staff there, it doesn't end there. There's the guys sitting in the back from Buildings and Grounds who were responsible for keeping our parking lots and our sidewalks clean. They also were out there with the Highway guys as was Street Lighting as was Sewer and as was the Water. And I want to just recognize all them. As well as on the end, our Police who were out there enforcing the roads and keeping things in order. So I think we came through it very well and I think that we need to recognize when things are done in a positive manner.

I want to pass this over to Madelyn at this point in time to recognize- thank you- to recognize our first recipient tonight, as we know Dave A to Z. Andruszkiewicz. I think he's the only one who has a longer name than mine, the last name."

Madelyn Sendlewski: "The Supervisor threw me off a little bit with that, but, Dave, come on down with Mary. I just want to say, Supervisor, and thank you for doing your job on the snow day and giving the rest of us the day off. It was so incredibly thoughtful of him.

The Labor/Management Committee is made up of representatives from the forces of labor and management. Our purpose to foster good relations between both of those forces. We have a wonderful, very dedicated Committee and because this is the yearly awards, I hope Bob will do me the grace of giving me a moment to introduce all of our members who I believe are all here today. Sometimes (inaudible).

I'd like to introduce the Labor/Management Committee, Mr. Jeff Davis; Eileen Roman, Kerry Zetek, Det. Sgt. Pat Mulcahey, Diane Stuke, Sharon Kloss, Maureen Fagan, Barbara Grattan, myself, Madelyn Sendlewski, Jim Lull, and Mr. Hansen who sneaks in the back, tries to hide on us. But we always catch him.

I, you know, I looked up- and Matt just walked in, wonderful, Matt. Please join us, join us. I just looked up briefly. You know, we have at Town Hall the fortunate experience of having many wonderful employees. I'm sure that everybody agrees with me, in particular with what Bob just said. I enjoy, myself, working with every one of the people associated with this building and outside in other field situations.

But I did happen to look up the word excellence because we all have an idea what that means and I did look it up because the two awards today are for exactly that, excellence. Our Employee of the Year, Alice Rolfes, I will ask her to please come down. And our Civic Employee of the Year, David Andruszkiewicz. His wife, Mary, has joined him. Please join me in an applause for both of them.

And to both of you, excellent is the possession of eminently good qualities, great merit, virtue or goodness. Yes, you have a choice.

Our Civic Employee of the Year, Mr. Andruszkiewicz who is accompanied by his wife, Mary, has also with him mother-in-law, Marge, Mom and Dad, sister Jan is sitting right over there. Say a little bit about Dave. Civic Employee of the Year, volunteerism. Okay. We all try to do it, some of us can't do it. Some of us can't find the time. Well, believe me, David is involved in among other things Riverhead Fire Chief's Council, Suffolk County Fire Chief's Council, Southold Town Fire Chief's Council, New York State Association for Fire Chiefs, and the Wild Fire Task Force.

But everything basically comes down to one description and I gleaned from the nomination, David is a man that never hesitates to do anything for anyone whether it's for a neighbor, a friend, or family. His heart is really in helping people especially in an emergency type situation.

In Alice's case, she has been selected as Employee of the Year, a very high award. Alice is an asset to whatever department she helps. Her ability to work well with the public and her sunny disposition are always welcomed by an employer. She doesn't complain and never refuses a task. She is smart, witty, and is always trying to learn new things. Who wouldn't like an employee such as Alice?

Alice Carol Rolfes as Employee of the Year is a great choice says the Building Department. Alice has had the pleasure of being situated in many of the departments in Town Hall so many of you know her and we joined her in mourning the loss of her husband very recently and she

keeps on smiling, she keeps on moving, and she's a great lady to learn from. In fact, they both are.

So without any further adieu, I want to hand this over to our Supervisor because he has been given the honor of giving each of these employees their awards and I will say along with that, they get a day off with pay, Fridays or Mondays included, and they will receive a Series E Bond. And, thank you folks for your support. The employees that came to support your co-workers, good job, and, again, while I hand it off to Bob, let's give them a big round of applause."

Supervisor Kozakiewicz: "I'm not going to say all too much. Madelyn has said it all. She stole most of my thunder. As a matter of fact she took one whole paragraph out of the proclamation from Dave word for word almost with respect to his service in the various Fire Chiefs Councils.

However, what I do want you to know about both Dave and Alice is the cheery disposition. The fact that they come to work each and every day and no matter what the task and no matter what the chore is that they're given, they just go right ahead without a moment's notice, without a blink of the eye and it's always with a smile.

With regard to Dave, I've known Dave for a while. I've known his wife, Mary, for quite some time being involved with the court system when Mary was over at the Justice Court. Dave has been helping us out in the Engineering Department as well as with the Building Department. He's been overseeing a lot of projects in both of those Departments in his role as Engineering Inspector.

I also wanted to note the second Whereas clause, Whereas Dave A to Z as we know, Andruszkiewicz, has spent the past 21 years as a dedicated member of the Jamesport Fire Department, having being appointed to his first officer's position in 1985 and having worked his way through the ranks to become Fire Chief of the Jamesport Fire Department. And I know from what I've see of the Fire Departments, it takes a great deal of time and commitment and volunteerism to serve and to spend that time of time. There's a lot of commitment as well as training.

I would just ask that all of you join me with proclaiming this day Dave Andruszkiewicz Day. Dave, congratulations."

Dave Andruszkiewicz: "First of all, I'd just like to thank the Labor/Management Committee for accepting my nomination, I really do

appreciate it. I'd like to thank everybody that came out to support me as well as Carol in our special day here. As Bob said, it's a job, as far as volunteerism, it's basically another job. And you don't receive a paycheck for it. So it is nice when people like yourselves come out and honor us on a day like today. So I'd just like to say thank you to, again, to the Labor/Management Committee and to the Town Board for their continued efforts in working with the fire service. I think they've done a great job. Thank you very much."

Supervisor Kozakiewicz: "At this point, the Employee of the Year, we have the acrylic seal for the Town that I'd like to present to you, Alice. This one I always found to be real nice. It looks great on the mantle but it's- I think it's just a small token of what we can do for you.

Alice, actually when I first started here, was right under my nose. She was working in the Supervisor's Department and came in every day and did her chores religiously and it's- Alice was a sleeper, I guess. Because I really didn't pay much attention but I'm glad that others did recognize her because as pointed out she has done the job, she's done it without any moment's notice- on a moment's notice and always with a cheerful and cheery disposition. Thank you, Alice."

Alice Rolfes: "I've enjoyed working for the Town from day one. I've enjoyed every Department I've been in. I really appreciate the Building Department nominating me and I appreciate everybody that voted for me and I want to stay here for as long as I'm able to work."

Supervisor Kozakiewicz: "We're going to keep her."

Alice Rolfes: "Because I enjoy working and I feel better when I work. But thank you all very much."

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

Okay. Okay, great. Barbara, are we still on? Okay. Is there a motion to approve the minutes of the Town Board meeting of February 20, 2001? Who's moving it?"

Councilman Lull: "I did."

Supervisor Kozakiewicz: "Okay. Moved by Councilman Lull."

Councilman Cardinale: "All right. Seconded."

Supervisor Kozakiewicz: "Vote, please."

The Vote: "Cardinale, yes; Kent, abstain; Lull, yes; Kozakiewicz, yes. The minutes have been approved."

Supervisor Kozakiewicz: "Reports, Barbara."

REPORTS:

Tax Receiver	Total collections to date \$35,955,155.55
	Utility collection report for February, total collected \$155,410.35
Town Clerk	Monthly report for February, total collected \$19,461.38
Building Department	Monthly report for January and February, total collected \$66,117.60
Sewer District	Discharge monitoring report for January
Animal Control	Bimonthly report for January and February
Manorville Fire District	Annual report for the year 2000
Open Bid Reports	Stotsky Park All Children's Playground which was opened on 2/26, three bids were re- ceived
	Extension No. 60 - Equestrian Estates, eight bids were re- ceived
	Construction of Plant No. 12 five bids were received
	Construction of Plant No. 12

swimming pool, gazebo and putting green

Barbara Grattan: "That concludes Applications."

Supervisor Kozakiewicz: "Correspondence."

CORRESPONDENCE:

Riverhead Business Improvement District

Appraising the Town Board of the serious problems encountered with the residents and owners of the Henry Perkins Home for Adults

East End Surf Club

Beach Clean-up Day, April 28th

Wading River Civic Assoc.

Commending the Town Board's decision in asking Suffolk County to split the costs of purchasing the 3.7 acre parcel in South Jamesport

Barbara Grattan: "That concludes Correspondence."

Supervisor Kozakiewicz: "Before we go to Committee reports, I would like to mention since it came up as one of the applications, Riverhead Blue Waves 5K run, just give a little honorable mention to our counterparts, the School District. We had a very good year over there. The wrestlers for the first time in 30 years achieved the league championship. Of that squad, 11 of those wrestlers were chosen to go on to the county finals and that's a great achievement.

On the basketball level, the basketball team won their league championship and unfortunately were defeated at the second round by a very tough Brentwood team.

The cheerleaders also deserve honorable mention. They recently went to Florida where they participated in a nationwide championship and I'm told that the varsity cheerleaders came in second only because- by the slightest of margin, point tenth of a one point, and they came in second as did the JV squad.

The- back in December, which I was even unaware of, they had gone up to Boston and the varsity squad, varsity cheerleaders came in first

as they did when they competed at the Long Island level. So I just want to just mention that the school teams have done a great job and we applaud them. I think the Town Board joins in that sentiment.

Any Committee reports at this time?"

Councilman Lull: "Yeah, Bob. On this day when we're celebrating volunteerism, I want to just recommend that people pay attention. We have a request from the Riverhead Volunteer Ambulance Corps that they would like new volunteers. They are looking for volunteers to get involved in that very thankful job. It's a job that is very intense but it's a job that has a great deal of satisfaction attached to it. Anybody who is interested in the Riverhead Volunteer Ambulance Corps can contact the Supervisor's Office or can call the ambulance barn and find out further information from them."

Supervisor Kozakiewicz: "I do want to just follow up on one thing with the sanitation or STOP. We had our first STOP hazardous waste collection date which was this last Saturday. I understand that the response was very, very good. We had a lot of materials, hazardous waste, STOP hazardous waste, household waste, that was brought to the facility. We hope to have a date again in May when people bring batteries and other items such as car batteries, paints, other items that would qualify as hazardous waste can be accepted again in our landfill on Youngs Avenue or our former landfill at Youngs Avenue."

Any other Committee reports?"

Councilman Lull: "Yeah, just quickly. The Parking District Committee held its- the Parking District liaison group held its organizational meeting at the- in the last month, and elected Martin Sendlewski as Chairman of that group. So he will continue- he will serve as Chairman for that group for this year."

Supervisor Kozakiewicz: "Thank you. There was a public hearing that had been scheduled for Tuesday night. That public hearing is being rescheduled since we could not convene Tuesday night. There are no public hearings on the agenda today, therefore, we can go right to the public comment period where individuals can address the Board on matters that involve the Town or upon the resolutions that are being put forth today on the Agenda."

Councilman Kent: "One other Committee report I thought I should make mention of."

Supervisor Kozakiewicz: "Oh, thank you."

Councilman Kent: "-- is the Farmland Select Committee. I've been lucky to not have to attend the last few meetings of that because I coach CYO basketball and we had basketball every Wednesday night and they meet on Wednesday nights. But Bob has been attending the meetings in my absence so I think we should report because it has failed to be reported.

There are seven resolutions on today's agenda calling public hearings for the acquisition of development rights on seven different farms located within the Town. And this is a great step forward in preserving our farmland belt across the center of our town and preventing further proliferation of subdivisions and housing developments.

We know that the arguments in the past have been that we're taking property off the tax rolls or we're reducing taxes that can be collected on property. But by preventing homes from being developed on these sites, you're really saving money because we know that farmland is the lowest- places the lowest demand upon the tax- upon a tax bill whereas subdivisions are pretty much the highest. So by preventing subdivisions, you're actually saving money even though you're reducing taxable values.

So there are seven resolutions on tonight or today setting public hearings for the acquisition of development rights on seven different farms in the Town. And that's coming out of our Farmland Select Committee and like I said, Bob has been pretty much handling that for the Town and it's good to see that this is progressing forward.

And I know it's with the work- it's a partnership program that we're doing with the County. So those public hearings will be coming up and that's the result of the work of the Farmland Select Committee."

Supervisor Kozakiewicz: "I want to thank Chris for mentioning that. The public hearings or the resolutions which if adopted will call for public hearings total 229 acres of land from essentially three separate landowners although there are seven different parcels involved.

This has been the result of biweekly meetings with the County representatives as well as the Farmland Select group. Barbara Blass from the Planning Department, Dick O'Day- I mean from the Planning

Board, as well as Dick O'Day from the Planning Board, and it's something that needs to be done, needs to be addressed and, hopefully, at-- when the public hearing is called.

As Chris has pointed out, the idea is to utilize County monies principally for the acquisition. If the proposals go forward as they've been presently structured, the County would contribute in excess of \$3 million dollars in funds, whereas the Town would be required to contribute approximately \$161,000 in funds in order to acquire some 229 acres of land.

So, thank you, Chris, and without further adieu, I'll go to the cards. We do have-- and I'll mention it for those of you out here, a five minute rule for those speakers who come forward today. That's been in effect. Richard Nedvin from 22 Oak Drive, Calverton."

Richard Nedvin: "I am Richard Nedvin. My daughter-in-law, Jackie Nedvin, who is the Secretary of the Greater Calverton Civic Association, asked me to read this into the record since she couldn't be here today.

I'm voicing my opinion here today to oppose any motorized racetrack. Let me start off by saying I'm all for progression. We have an opportunity and an obligation in the old Grumman site to increase our tax base, create jobs, and enhance the quality of life in the community and the region.

But by allowing a motorized racetrack it would not be fulfilling our purpose. Our infrastructure cannot handle the (inaudible) traffic from the racetrack."

Supervisor Kozakiewicz: "Oh, Mr. Nedvin?"

Richard Nedvin: "Yes?"

Supervisor Kozakeiwicz: "I hear-- I saw a hand raised in the back. I assume that's because you couldn't hear? Okay. If you can get closer to the-- there you go. Start anew. Yes."

Richard Nedvin: "My name is Richard Nedvin. I-- "

Supervisor Kozakiewicz: "Is it-- perhaps the button is not on."

Richard Nedvin: "Is that better?"

Supervisor Kozakiewicz: "There we go."

Richard Nedvin: "Okay. My name is Richard Nedvin. I was asked by my daughter-in-law, Jackie Nedvin, who is the Secretary of the Greater Calverton Civic Association to read this into the record since she could not be here today.

I am voicing my opinion here today to oppose any motorized racetrack. Let me start off by saying I am all for progression. We have an opportunity and an obligation at the old Grumman site to increase our tax base, create jobs, and enhance the quality of life in the community and the region. But by allowing a motorized racetrack, we would not be fulfilling our purpose.

Our infrastructure cannot handle the oppressive traffic from a racetrack. I think you would agree, an additional 60 to 190,000 vehicles a day is just not possible. According to the code in the Town of Riverhead, Article 44 Section 108-235 in the Planned Recreation Park your law states the following. Your goal is to attract private investment, increase the town's tax base, create jobs and enhance the quality of life. It also states the district has good local and regional access and provides an opportunity to develop a comprehensive, attractive, and uncongested environment. How can you consider a racetrack when so many elements are missing?

Also, in your zoning laws of the Town of Riverhead Section 108-237 under Development Standards for the PRP District letter G it states the following: The primary access point should be safe, convenient and without unduly interfering with traffic entering or exiting other subdistricts or creating congestion at any access points along the primary roads. Again, a racetrack does not conform to this code.

If you approve a racetrack, you will be approving massive traffic delays, noise pollution, air pollution, a decrease in property values, and an overall diminishing quality of life not to mention defying your own Town code. Is this what you want to be remembered for? Is this something to be proud of?

As elected town officials appointed by the people, it is your obligation to not only find the best use for the property but to protect and do what is right for the community.

There are bitter legal battles across the country on this very subject. Let's not become one of them. I am sure you can find other

permitted uses that will fulfill the needs of our community economically and agreeably as a whole.

Thank you for your time and consideration. I have enclosed copies of the pages mentioned from the Town's code book at your disposal.

Thank you."

Supervisor Kozakiewicz: "Thank you. Two cards, I guess. Only get five minutes. Anita Lechmanski. Anita."

Anita Lechmanski: "Good afternoon. I think I also have questions as well as commentaries. I have only recently been advised that in our development there is a proposed group home. I don't know what type of group home this is, whether it is for rehabilitation of alcoholics; whether it is for people of limited capacity. I think we should be advised at least by the Town Board if you know what type of home this is to be. Do you?"

Supervisor Kozakiewicz: "Under the applicable law, if you've been watching the Town Board meetings, we've had some hearings where we've had proposals from sponsoring agencies for IRA's or group homes as they're called and under the law they have to notify us if it's four or more residents that are being proposed for a particular home. I understand this is a group home or a residence that would be three or less and I understand this was ADD, is that right, who's coming into Mesta vista. I know Phil had called me and had some information as well on this."

Councilman Cardinale: "What is this on?"

Supervisor Kozakiewicz: "This is on Mesta Vista."

Councilman Cardinale: "Yes. Yeah, we- that was the one where there's less than four- "

Supervisor Kozakiewicz: "Right."

Councilman Cardinale: "-- and much to everyone's, at least my surprise, usually we receive a notice but in those homes that are less than four, as a matter of right, they have a right to go in without notice to the town at all."

Anita Lechmanski: "All right. Now, is this from the state?"

Councilman Cardinale: "That's correct."

Anita Lechmanski: "All right. Now, are these for people of limited capacity?"

Supervisor Kozakiewicz: "People who have developmental disabilities or moderate retardation or mental retardation, yes."

Anita Lechmanski: "One point I would like to request that the town at least advise the state- I call upon the town to do this- that the bay is about 1500 feet away. The water retention thing is about 500 feet away from where the property stands and there's a creek about 800 feet as the crow flies, not as you would walk. People like this who have limited capacity, the state would be liable I would assume if there was any, you know, loss of life for it. This is not a proper thing."

Aside from this, it is reducing- the Town of Riverhead as you probably know, already has more than any of the local surrounding towns."

Supervisor Kozakiewicz: "We- as a matter of fact, if- for those who watch the meetings, we have Sean Walter here today and the reason why Sean is present and not Dawn Thomas, the Town Attorney is because we have a hearing that's taking place at this time on a group home that was proposed in another location. We have done analysis and the number of group homes in the Town of Riverhead was approximately twice to three times what some of our surrounding communities were. In fact, one township didn't have any."

Anita Lechmanski: "Have you no recourse?"

Supervisor Kozakiewicz: "There is also- there has also been interest underway with trying to get the state to recognize that there is a need for financial assistance. There's sort of two prongs. I think there's the first where people are concerned perhaps not fully understanding what the residents do or what their activities consist of and there is some speculation or alarm as to what will happen. I think there was a lot of that in our hearing that we had a couple weeks back with regard to a particular project being proposed up at Reeves Park."

From what I've seen of the various group homes in the town and some of them that were just a couple doors down when I was in private practice on Roanoke Avenue, they're well monitored, they're well

supervised and generally the properties, I think in almost all instances, are very well maintained. That's not to say that there's the loss of taxes that results and that's what the- there's a movement afoot as I mentioned earlier to see if we can get legislation put in place that will provide for the state to reimburse or provide some sort of tax act to the town where these group homes are being established."

Anita Lechmanski: "Has this ever occurred before?"

Supervisor Kozakiewicz: "What's that?"

Anita Lechmanski: "Getting rebates, refunds- "

Supervisor Kozakiewicz: "There has- I'm unaware of any legislation. There's been attempts to try and get taxes paid for other type of state properties as has been pointed out by one of our individuals who attends a lot of our meetings. This was done with the Adirondacks where the state does, in fact, help out the local communities with taxes and it was something that was being proposed for a property such as Wildwood which is on the west end of the town to see if we can get assistance from the state."

Anita Lechmanski: "So there is- "

Supervisor Kozakiewicz: "With regard to the group homes this is something that's new. And I understand that it's only in committee, it hasn't even gone further than that at this point."

Anita Lechmanski: "Is this a done deed already? There's no recourse to us?"

Supervisor Kozakiewicz: "There is- from what I understand and my understanding of law, we have absolutely no say in this particular transfer because it's less than four residents. There's no- "

Anita Lechmanski: "Has it been accomplished already?"

Supervisor Kozakiewicz: "They- from what I understand from the Assessor's Office there is a deed that's on file already for this particular house. Yes. It's been conveyed as I understand it."

Anita Lechmanski: "Now, can we request of you, the Town Board, to make them aware of the bodies of water that are so nearby."

Supervisor Kozakiewicz: "We can do that and if the Board feels that we should, we will. It's not going to have, I think, any change in the establishment of this particular home though."

Anita Lechmanski: "No, okay. Liberty and justice for all. Right. Okay, thank you."

Supervisor Kozakiewicz: "Okay. Caroline Diresta."

Caroline Diresta: "This is regarding the same issue about the group home in the same development. I don't know if this would have an effect either. I believe certain people in there have flood insurance because I do know during certain storms we've had in the past couple years, that the road has flooded where you can't get in and out of that development at all. I mean a lot of water where four wheel drive or whatever, you're not getting out for a period of time. I don't know if they would take that into consideration or not basically with the home."

Supervisor Kozakiewicz: "As was mentioned at the last hearing and the standard- the standard that's really applicable here is the question of saturation and that's only where the town goes through that hearing process or the notification process. We don't reach that level of scrutiny in this instance because it's less than four. If it was a home that had four or more, the issue that the town's confined with is if we're going to look to deny the establishment of a group home is to determined that the establishment will result in over-saturation and a substantial change to the community character. That's really the inquiry."

Now, the facts, the individual facts, all these cases from what I'm told from counsel, are facts sensitive. They all depend upon how the facts are applied to that generalized legal standard. With respect to three or less, we really have no input. There's no requirement that they notify the town when they're establishing a group home in a community when it's three or less and, in fact, in this case as I mentioned, it's my understanding from conversation with the Assessor's Office that they already have within their possession a deed of conveyance that is indicating that this sale has been consummated."

Caroline Diresta: "Okay, well dealing with the issue of just overall the whole town with the group homes because it seems like due to property values and property values we seem to be getting a greater influx in our area of these homes and I do know it falls under the

state, I think the Mental Hygiene Law, I believe- "

Supervisor Kozakiewicz: "It's the Mental Hygiene Law, the Padaman Law, as it's called."

Caroline Diresta: "The Padaman applies to the four or less making it a family unit so they don't have to notify you. It's like anybody moving into a neighborhood basically, if I'm correct."

Supervisor Kozakiewicz: "I think it's less than four."

Caroline Diresta: "Less than four."

Supervisor Kozakiewicz: "Right."

Caroline Diresta: "My thing is with the over-saturation, you're telling- we have a list from the town of the homes that have over four people and that is the one where you have the local areas around it and how many homes they have. Wouldn't the ones that are under four also apply to the over-saturation because they are still considered group homes?"

Supervisor Kozakiewicz: "You're asking a legal question- "

Caroline Diresta: "Because you're- "

Supervisor Kozakiewicz: "-- analysis and I don't know the answer to that. I would think that it probably would but I don't know."

Caroline Diresta: "Because when I went down- "

Supervisor Kozakiewicz: "I'm not going to venture a guess on what the court will say on this. I know that as pointed out earlier we are presently in a middle of a hearing that started out at about 10:00 this morning with regard to another group home where we had suggested alternative locations and they were turned down. We are, in fact, going to argue as one of the problems of our attack, as I understand it, that we have an inordinate amount compared to surrounding communities. That's going to be one of the arguments raised by us today."

Caroline Diresta: "I had talked to your, I guess the Executive Assistant to you, about this and he had shown me that list. And I had asked him about did you get a list of the homes that are under four

from the state and the reply was that they had called and the state told him those numbers were unavailable which I find very hard to believe because being it's a state run facility with computers, I am sure there's a listing. To me it sounds like they just don't want to release the numbers for the homes under four, which I'm thinking possibly is due to the fact that they don't notify the town anyway and they might be--"

Supervisor Kozakiewicz: "Well, they don't notify the town."

Caroline Diresta: "Well- "

Supervisor Kozakiewicz: "That's a given."

Caroline Diresta: "Yes, but I'm saying I'm thinking that possibly there's more in the area that- because I know that the town itself doesn't know where half of these homes are located under four."

Supervisor Kozakiewicz: "Well, actually, in addition to the list that's provided from the state, we do ask from updates from the Assessor's Office and the Assessor's Office does have a listing of all the properties because they know, you know, that they are off the rolls."

Caroline Diresta: "Then why wasn't that included in the list they had of all the homes- "

Supervisor Kozakiewicz: "I'm not sure if that's the case."

Caroline Diresta: "Because when I went there, I mean myself and my husband mentioned homes that they didn't even know about that were in the area. And that was the under four because they don't have to notify. But I'm thinking if you're trying to prove over-saturation, you would want to include the lower number of homes with that number which I imagine there probably are quite a few in Riverhead."

And when the state is telling you they're unavailable and they're not releasing them, to me that means they don't want you to know how many are in the area. It's public information I would think and I would think you would be able to get that. The fact that they're saying it's unavailable to me means they don't want to give it to you which in my mind would mean there's probably enough of them that it might make a difference in trying to prove that over-saturation point. I would think it would be included with the bigger homes. It's a group home, it's just a smaller amount. So why would that not be

included in the overall listing of group saturation?"

Supervisor Kozakiewicz: "Again, I don't know how to respond to your question because I- this is something I will address with the Town Attorney, Mrs. Diresta."

Caroline Diresta: "My other thing about that was- that it was- I'm thinking it's public information, if they're not releasing it, what about sending a certified letter to them? Letting them know that you want it released and if that doesn't work-- "

Supervisor Kozakiewicz: "We don't even need to go to them. As I mentioned, we can get this information from our own Assessor's records so it's sort of an exercise that we don't need to do. And if we don't have those records- I know when I was confronted with this question last year with regard to group homes, there had been a couple I think proposed at the west end of town, one that was in Brookhaven itself and one that was in the Town of Riverhead, both of them being the Wading River/Shoreham communities. I did ask the Assessor's Office to provide me with a printout and I do have that in a file in my office."

Caroline Diresta: "So if I come back at the next meeting you will have the list of these (inaudible) homes- "

Supervisor Kozakiewicz: "I will attempt to do that or if you wish give us your address and I'll try to do that, give it to you by mail."

Caroline Diresta: "I mean I don't think people realize when I went down to find out about it- "

Supervisor Kozakiewicz: "Again, I don't know if it has any relevance to the argument that you're making."

Caroline Diresta: "I'm assuming it would because it is--"

Supervisor Kozakiewicz: "I don't want to argue with you."

Caroline Diresta: "-- it is a group home."

Supervisor Kozakiewicz: "Yeah."

Caroline Diresta: "But I don't know either but I'm assuming there probably is a good chance that it could be applied to the other

number you have."

Supervisor Kozakiewicz: "Okay."

Caroline Diresta: "Which might even show a higher amount. The other issue is when I went down to talk to your assistant, I thought maybe there was something that could be done and I don't know if people realize that basically you have absolutely no rights with these group homes. The town has nothing that they can do except- "

Supervisor Kozakiewicz: "There's very little we have to do. We're always in a Catch-22. If we don't notify the public that a group home is being established, we hear about it; if we do notify them, we hear about it and we're stuck with the parameters of what the law requires of us."

Caroline Diresta: "I know, I understand that."

Supervisor Kozakiewicz: "So- "

Caroline Diresta: "I just don't think that people realize that if a house goes for sale in your neighborhood or there's property for sale, if it's under four they don't even have to notify the town."

Supervisor Kozakiewicz: "That's correct."

Caroline Diresta: "They can just move right in."

Supervisor Kozakiewicz: "That's right."

Caroline Diresta: "If it's above that, they do notify you, then you have 30 or 60 days- "

Supervisor Kozakiewicz: "Forty days."

Caroline Diresta: "Forty days."

Supervisor Kozakiewicz: "Forty days from the letter of notification."

Caroline Diresta: "And the only argument basically is the over-saturation. So at this point, they notify you, they can still put it up because we haven't proven that point yet. So there really is nothing that can be done when they file for it being that property taxes and housing and everything out here is cheaper, it seems that

they're coming into Riverhead a lot more with these homes. And they don't pay taxes at this point. So if you could get me that- "

Supervisor Kozakiewicz: "They don't pay the school, town and county taxes, that's right. They pay the special district but-- as I understand it but, of course, it's a small portion."

Caroline Diresta: "What else did I have? I think that's really about it. If you could maybe just get me that other listing, I would be curious because I have the one with the bigger homes. I would like to see, you know, what the numbers are on that. And, I'm hoping that you could apply it to the other numbers and maybe that would even prove the point more so when you're fighting for the over-saturation. I'm surprised they haven't done that yet because I would think that possibly, we don't know for sure, but there is a good chance it might be able to be applied and I--"

Supervisor Kozakiewicz: "I will tell the conversation the Town Attorney shared with me. She spoke with the lead counsel from the Association of Towns which is a group up in Albany that coordinates efforts for all the towns around the state of New York, and according to that individual, Mr. Crawford, there's only been one, and I want to use the word cautiously, successful case through the state of New York involving a challenge on over-saturation. And really that case didn't prevent the establishment of the group home as I understand it, what the court did do was set a threshold for at what point there would be over-saturation. And that was the successful case. So these are very difficult, difficult cases to sustain."

Caroline Diresta: "But the other option is if you don't try to do something then you would just get more and more of them in the area. So I mean would the State Legislators be the way to possibly talk to them about this being that it's a state law? I mean- "

Supervisor Kozakiewicz: "The state would be certainly a remedy. Again, we have at the Association of Towns and also I understand there's at the State level a movement afoot to see a proposed tax legislation which would enable towns who are experiencing group homes coming to them to get tax assistance."

Caroline Diresta: "But that wouldn't stop them from coming into the area, the amount."

Supervisor Kozakiewicz: "Nope, no."

Caroline Diresta: "You know, so that wouldn't- and that probably would just put more money into the town I guess at that point. But we'd still have the homes coming in. They like the area because the values are less, we just- we could get more than a lot of other area which seems to be happening."

Supervisor Kozakiewicz: "Again, it's the over-saturation question, sure."

Caroline Diresta: "Can I give you my number so I can- "

Supervisor Kozakiewicz: "I think we have- did you put the information on the card?"

Barbara Grattan: "I have it on the card."

Supervisor Kozakiewicz: "Okay, okay."

Barbara Grattan: "I don't have your phone number."

Caroline Diresta: (Inaudible)

Supervisor Kozakiewicz: "Okay, okay, thank you. Toni Litka."

Toni Litka: "Toni Litka from Mesta Vista. I understand it's a done deal then? Why is it such a deep dark secret? Okay, they don't have to notify you but this company that goes around searching for property for these projects, you think they would approach the resident. These are our homes. We're so concerned like taking it off the tax thing. We all pay over \$5,000 in taxes. This property that they expect to build on is much bigger than mine so I assume their taxes are going to be at least five, maybe seven, eight thousand dollars that would come off the tax roll."

The government gives us with one hand and it takes back with the other. It's just like the Star program. Whoop-de-do. We think we can go out to dinner with the money they give us back. No way. Then the taxes go up. Everything that's concerned with taxpayers is going up. Utilities, taxes, school, I guess I could go on and on and on.

Freedom for everybody? Not for the middle income people. We're getting shafted. Now who is the company or if they don't notify you, you probably don't know, that the government hires to go around looking for this property?"

Supervisor Kozakiewicz: "I don't believe- are you saying does the State of New York hire a company to locate properties for- "

Toni Litka: "Right."

Supervisor Kozakiewicz: "I don't think that's the case at all. I think they may have a broker but or the companies themselves may look for the properties but I don't believe the State gets involved in searching out properties for a particular sponsoring agency."

Toni Litka: "Now this is undeveloped; it's a piece of vacant property. They're going to spend so much money of the taxpayers to build a new home. That thing is going to cost mega bucks. With all the empty boarded up houses, where is this company not looking into that?"

Supervisor Kozakiewicz: "I think your question would be better put to the company because I can't go into their mind set. I mean you're asking me to try and tell you what they're thinking and I don't know that, Mrs. Litka, and, you know, I know that they've come to us, again, in the case where there is a notification process, there are sites where there are homes existing that they propose these residences as well as vacant sites where they propose the residence, and they look at them and they determine their suitability and location with regard to community services, shopping, church, other type of accessibility questions as well as the suitability site itself for the type of residence they're looking to establish.

They do that analysis and then in a case where there's notification, they notify the town of what it is they're proposing. So I can't tell you what their mind set is."

Toni Litka: "This new proposal is one mile from an existing one on S. Jamesport Avenue. That's not saturating a town? I think it's a little bit too much.

I understand Cutchogue just turned one down. Is that true? A group home was supposed to go into Cutchogue?"

Supervisor Kozakiewicz: "I don't know that at all, whether that's true or false. When you say Cutchogue turns down, that would have to be Southold Town Board that would have turned it down since Cutchogue is within their township and their limits. And, again, the question is whether it was four or more and whether it went to a hearing before the Southold Town Board and whether the Southold Town

Board elected to do that which we've done on this other residence in which we're in a hearing today.

Turning it down, doesn't end the process. Under the Padaman Law, if the township determines that it's going to take action by not approving a site because of over-saturation or recommending alternative locations, the agency that's sponsoring the group home then has the right to a Commissioner's hearing and then after that Commissioner's hearing depending upon the result, either party has the right to go to court to review the Commissioner's hearing.

So it doesn't stop- the comment that a community turned it down, that part just doesn't sound plausible because the community doesn't have the final say so on whether a home is established or not."

Toni Litka: "Can we ask you for any kind of advice how we can let Albany know that we're upset about this? Is there anything you could do, write, plan? Do you have any recommendations or anybody on the Board?"

Supervisor Kozakiewicz: "As I've indicated, I think that the only thing you can do is, you know, we can follow up and make sure that we get some tax legislation to help us because I think that's an important aspect of this situation, and write to your State Senator and write to your State Assemblywoman and ask her if they would support that legislation in light of the impacts that it has upon you as a taxpayer."

Toni Litka: "I called both numbers and I never even got a response so- "

Supervisor Kozakiewicz: "I think as far- I think as far as the Padaman Law itself, there's not much that we can do with regard to getting that changed. One of the things we were concerned about is the short period of notification that we have because it really does require us to act post haste in order to conduct the hearing and to act.

The hope was we could possibly get some extension on the time period, that 40 day period that's a part of that notification when it's four or more so that it would give the town the time to conduct a public hearing, digest the comments made at the public hearing and then adopt a resolution instructing the Town Attorney how to react.

I'm not sure there's going to be any effect but as I said I think

we regard to the tax issue, the thing that should be done is we should all band together, join together, and indicate to our State representatives that it's important for us as taxpayers that we not bear the full brunt of what-- these tax loses."

Toni Litka: "This doesn't just concern Jamesport. It concerns all of Riverhead, right?"

Supervisor Kozakiewicz: "Correct."

Toni Litka: "But I guess the rest of the people in Riverhead they figure it's not in my back yard, the heck with it; that's your problem."

Supervisor Kozakiewicz: "Well, every time there's a group home proposed, the particular community involved comes to the Town Board to say the same things that you're saying and that your community is saying to us today. And I know that when the group home was proposed on Roanoke, I think it would be fair to say that we didn't hear a great deal of comment from Aquebogue or Wading River. When it's proposed in Aquebogue, we don't hear a lot from the other communities.

But I think we all share the same concern, what the implications are on us as taxpayers."

Toni Litka: "So we only have 40 days to do anything with Albany?"

Supervisor Kozakiewicz: "If it's four- no, not with Albany. Not with Albany. Under the law, when a sponsoring agency notifies the township that they are looking to establish a home of four or more, again, that's the relevant threshold, the town has 40 days from the date it receives the notification from the sponsoring agency to indicate that it feels there's either a better alternative site or to oppose the establishment based upon the over-saturation question.

The other alternative is that we can approve it and the approval happens either by the Town Board acting to approve it or by the Town Board not acting within the 40 days. So those are the three alternatives that the town has with regard to the sponsoring agency. It's not a question of notifying Albany although there is a notification to the Office of Mental Health within that 40 day period, but it's also a response time to the sponsoring agency."

Toni Litka: "And what path are you going to take with those

three choices?"

Supervisor Kozakiewicz: "We've already adopted a path with regard to the home on Roanoke Avenue and the home on Reeves Avenue to argue before the Office of Mental- the Commissioner or Hearing Officer appointed that there's an over-saturation. We're trying that now. Again, as I pointed out earlier to the prior speaker, when the Town Attorney spoke to the Association of Towns, the agency that the group that represents all the towns around New York State, these challenges don't have a lot of success."

Toni Litka: "Thank you for your time."

Supervisor Kozakiewicz: "Thank you. Gus LoPorto."

Gus LoPorto: "Gus LoPorto. What's the (inaudible) on that?"

Supervisor Kozakiewicz: "That one is Swezey's and I can't see--"

Gus LoPorto: "Yeah, what- "

Barbara Grattan: "Polish Town and handicap."

Gus LoPorto: "What became of Swezey's? I hear they're folding up."

Supervisor Kozakiewicz: "I- well, I think that's a rumor. I've been told to the contrary by Mr. Knapp that he's still interested in following up with Riverhead. He did deliver additional plans over to the ARB so that they can adopt the final finding- I think there's some additional information that the ARB is asking of them. So I've heard to the contrary."

Gus LoPorto: "What was the other one on there?"

Barbara Grattan: "The other one was Polish Town."

Gus LoPorto: "Okay. The taxi on Osborne and Pulaski. Did they get a final CO on that taxi?"

Supervisor Kozakiewicz: "I don't think so. I know they did get a final site plan approval after- "

Gus LoPorto: "They did?"

Supervisor Kozakiewicz: "-- and a special permit. My understanding- I remember we had a public hearing last year."

Gus LoPorto: "Who was the inspector?"

Supervisor Kozakiewicz: "No, site plan approval. Special permit."

Gus LoPorto: "Has it been checked out again since they've done part of the work, elevation, grades and sidewalk."

Supervisor Kozakiewicz: "I think they're still awaiting the final CO."

Gus LoPorto: "How long do you give these people? A year?"

Supervisor Kozakiewicz: "Under a temporary CO, it depends and I don't know the answer to this one, Gus."

Gus LoPorto: "Then he shouldn't be there operating."

Supervisor Kozakiewicz: "If they have a CO, then they should be operating. I don't know the answer. All right? What I'll have to do is get back to you on this one."

Gus LoPorto: "Okay."

Supervisor Kozakiewicz: "All right."

Gus LoPorto: "Okay. Thank you."

Supervisor Kozakiewicz: "Steve Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. Is it true that what I read in the paper about the three EDZ zones for Grumman property or the Navy owned property is going to go to six and if that's the case, then that means a lot more relief up there, you know, in the way of jobs, taxes, incentives, development and so forth."

Supervisor Kozakiewicz: "There are- I think there's three EDZ zones in Long Island, that's what you're probably referring to. There's one EDZ zone that's presently on- as I understand it, on the Grumman property which encompasses a certain amount of acreage and there was a proposal to extend the EDZ to include the downtown area. That's been something that's been discussed by the EDZ Board, right,

Ann? I'm referring to Ann Miloski. She sits on the EDZ Board. So that was the proposal.

As far as extending to six, you're talking about within Long Island, I assume."

Steve Haizlip: "Well, the way I thought I read it, maybe I went over it kind of fast, but I thought it was being increased from three to six. Maybe it is Long Island."

Supervisor Kozakiewicz: "There is legislation in- by the state to allow for additional EDZ zones to be established."

Steve Haizlip: "Right. Okay. On my letter to the state about the conditions at Edwards Avenue and Route 25 and I put that in in December and you have a copy and they promised that they would get back to me by the end of January. It didn't happen. And the road is still in bad shape, pole up on the corner, trucks can't make the good turn but I'm going to overlook it a little due to the fact of a bad winter, a lot of snow, rain, and maybe they will get back by the end of March. If they don't, then I'll get to them."

On the 27th of February, I had to report to jury duty. I come up off of Court Street, made my left turn, looked at the sign in front of the agriculture building or the County Extension, additional jury parking. I head up there over the railroad tracks, I get up there, big huge building going up. So no additional jury parking. The sign is still there indicating there's such.

But now what I'm leading to is you talk about so much land coming off of the tax roll, resolution about this here 229 acres that you talked about coming off. Now is this building- I asked court attendants in the courthouse, they really didn't give me a good answer. They didn't know if it was a new agricultural extension building or a courthouse."

Supervisor Kozakiewicz: "You're talking about the building north of the railroad tracks? That's the future site of the Cornell Cooperative Extension."

Steve Haizlip: "Just above Revco Electric?"

Supervisor Kozakiewicz: "Correct."

Councilman Kent: "Yes."

Steve Haizlip: "All right. Now, that's going to be more land coming off the tax rolls."

Councilman Kent: "No, it's not on the tax rolls now. That's- the county owns that property."

Supervisor Kozakiewicz: "That's right."

Steve Haizlip: "The county did own it?"

Supervisor Kozakiewicz: "Correct."

Councilman Kent: "They already did own it property, yes. It used to be a parking lot for their court- for the courthouse."

Steve Haizlip: "And they were never giving us anything like the way of payment in lieu of taxes? In other words-- "

Councilman Kent: "Not that I'm aware of."

Steve Haizlip: "In other words, we've been absorbing the taxes on that land. All right."

On this here resolution 226 about Gus Mayo. I don't like to hear about anybody getting hurt but in this particular case, the resolution reads that it's all for medical expenses. At least that's the caption heading on this paper. That must have been a major injury for \$382,000."

Councilman Kent: "Actually, the medical expenses were greater than that. These are the medical expenses that were not covered by our health insurance company."

Steve Haizlip: "Boy, lucky- I guess the guy is living on disability now, I assume, and he's lucky to be with us then, huh?"

Councilman Kent: "I think he's receiving Worker's Comp at this point."

Steve Haizlip: "Oh. That will be- all right. Now, as everybody has been talking here about this East End Disabilities. I guess- "

Supervisor Kozakiewicz: "I just wanted to- I was correcting Chris on one point. He's not receiving Worker's Comp. Just so that's

clear."

Steve Haizlip: "Well, even though whether it's Worker's Comp or Social Security or whatever, it's disability payment in some shape.

This East End Disabilities. I guess on June the 6th, 1944 when I went ashore of Omaha Beach to fight for the freedom of this country, I guess all these people up in Albany that's making these decisions to ram everything down your throat and don't allow home rule is the Gestapo regime that existed over there that we fought against to end over here to have freedom and justice is not prevailing.

So my suggestion is we've only got two people in this community to write to and if all these people in the town don't have a lazy hand and get their pens going, let's get to Acampora and LaValle. I'm not in favor of this where you take properties off the tax roll and the State don't come back in and help you out with it. And then they've got to (inaudible). The lady that was up here saying everything is coming down on the burden of the little person.

And the one lady said that they're going to have to build. If they're going to build don't we at least have a say in a permit and get building inspection- "

Supervisor Kozakiewicz: "Oh, they have to go- they have to go through building permits and any variances, anything that's necessary in that regard, yes."

Steve Haizlip: "Okay."

Supervisor Kozakiewicz: "But they're treated as a one family dwelling and they would have to build in accordance with what a one family dwelling standard would be."

Steve Haizlip: "Well, I'm glad to hear that because that's one right we still retain then, otherwise they just come in and do what they want to so we still retain that right. All right, thank you."

Supervisor Kozakiewicz: "Thank you. Bill Kasperovich."

William Kasperovich: "William Kasperovich from Wading River. There are a couple of questions I'd like to ask and- "

Supervisor Kozakiewicz: "Bill, they can't hear you in the back. If you could get closer to the mike."

William Kasperovich: "Can you hear me now better?"

Supervisor Kozakiewicz: "Is that better?"

William Kasperovich: "How about now?"

Supervisor Kozakiewicz: "Yes."

William Kasperovich: "It's hard to read and talk at the same time. On Resolution 6, we're calling for a public hearing for- "

Councilman Kent: "Skydive, Long Island."

William Kasperovich: "It's a skydiving situation to be held on April the 3rd. In the agenda to the public, this April the 3rd is not listed. Many years ago like 35, we had to confront the Navy about taking over our air rights and after Wading River got up in arms, Calverton got up in arms, the Navy backed off. However, there was a tremendous effort on the part of the populous to confront the Navy.

Now this skydiving arrangement, I don't understand what is meant by non-exclusive. Does that mean that they could sublease to anybody?"

Supervisor Kozakiewicz: "No. It means that they have the right to use the runway and tie down area in conjunction with other potential users. That they don't have an exclusive right to the runway and tie down area. So that it's not to provide them with exclusivity. It's to provide them with the right to it but not such that they would be the only ones entitled to use it."

William Kasperovich: "Okay. The concern for the spaces surrounding the Grumman site knowing that these planes have to circle around to get into position, they need distance to gain altitude and circle around and find the right spot, this takes them over the practically the entire west end of the township. And I'm concerned that we don't have any safeguards or limits for that western end of the township. These are small planes with students and who knows what and under different conditions they may have to fly in at the treetop."

Supervisor Kozakiewicz: "This resolution, as you pointed out, is calling for a public hearing so certainly on April 3, the date when that public hearing would be held, these concerns and these issues can be brought to our attention."

William Kasperovich: "Well, I bring them to your attention- "

Supervisor Kozakiewicz: "Because then they would be part of the official record since that's when the public hearing is going to be conducted."

William Kasperovich: "Okay. I bring that to your attention now so that the Town Board can ponder on the need to- in what manner to address this issue.

All right. In Resolution 7, you are letting out a piece of land from the Grumman site from tomorrow to November 18th for a lacrosse and soccer camp for youths. I don't know what these people have in mind or what they've presented to the town as far as camps, but this is like bringing the public in and certainly there will be public because with every soccer and lacrosse game you have an audience, a following, and the need to accommodate all this activity I don't see that is spelled out to access, public needs, parking, and so forth. It may have been gotten into but I don't read it on the papers as printed and since this doesn't show up in the general public's agenda, I thought I'd bring it to your attention.

Of course, one question was answered to me about whether we would have to issue a bond for a third of a million dollars to cover a settlement which means that we are still a small town with small conditions that we have to go to a bond to come to a settlement. And apparently there is no appeal or no backing out for a third of a million dollars, I don't know what the conditions warranted that kind of money but certainly it indicates that we are a small town and small letters.

I read in Resolution 234 that you have to send this man, Allen Smith, to a basic training course. The basic training course is in quotes and there's no limit to the expenses for those two days that the man could spend, no actually who is really sitting up on the bench that is there that needs basic training in order to pass judgment on people."

Councilman Lull: "Bill, that's required by law."

Supervisor Kozakiewicz: "It's required by the Office of Court Administration to be more exact, this training."

William Kasperovich: "The last I heard that once a year the justices are required to attend a course to bring them up to date."

Supervisor Kozakiewicz: "That's a different course. That's a refresher you're talking about."

William Kasperovich: "They go there at their own expense."

Supervisor Kozakiewicz: "That refresher course oftentimes is offered out here in the Supreme Court."

William Kasperovich: "Well a lot of times, many years it was in New York City and they keep it within reach of the Long Island people but I again don't see why we make exception to the maximum expenditure and the presentation of receipts that we do to other people that we send for courses and seminars."

Councilman Kent: "We can amend it to include that he provide us with- "

(Some inaudible discussion)

William Kasperovich: "The last comment I have is on your Resolution 279 where the Town is looking for an individual to serve as an Economic Development Zone Coordinator in the Community Development Office. Economic Development Zone Coordinator. That's a catchall phrase that I- a red flag goes up when I read that for the deception and concealment of the individual that is being looked for."

It's unfortunate that in this amount of resolutions there would be so many things that jump out that the public doesn't know when they are given the agenda and I think where- in which resolution here that is a posting and re-posting, attached, where are we on the- on the sign board in Town Hall. This is Resolution 5, the second Whereas. To post same on the sign board in Town Hall.

We have a large community notice board in the hallway but the typewritten notices and pages are put up on the side of the counter in the Town Clerk's Office and I say it's neither accessible or convenient to the public and that situation should be remedied post haste. So you don't have to stand there and search out notices. Now if we need another sign board out for the public, let's get another sign board. If we want to put half of the sign board that's there now, eliminate the community notices and put these legal postings there.

But the way they are posted now in the Town Clerk's Office is totally unacceptable. Just because it's only a few people who take

the time and effort to actually read them and search into them, doesn't mean that it should be made so difficult that they are discouraged in doing it. You have right now a situation that discourages people from paying attention to what is going on in the town and I content that it's within your rights and power to correct this so that the condition doesn't exist. Thank you."

Supervisor Kozakiewicz: "Thank you, Bill. Gus, I know you wanted to come back up on R&R. And if you could, keep it within five. I know I've been somewhat lax in enforcing the five minute tonight but- today."

Gus LaPorto: "Gus LaPorto. What is being done with R&R Mobile Park? It's been over a year."

Supervisor Kozakiewicz: "We're in there all the time, Gus, with the Building Department and Code Enforcement constantly. If- you asked this question, I don't know if you asked the Building Department or check on their status or- "

Gus LoPorto: "I just came from there this morning."

Supervisor Kozakiewicz: "Okay."

Gus LoPorto: "Not to be- it looks as sloppy then as it does now."

Supervisor Kozakiewicz: "That's- I would, you know, that's a matter of opinion."

Gus LoPorto: "Okay."

Supervisor Kozakiewicz: "I know we've eliminated a number of homes that were there, the sites were cleared."

Gus LoPorto: "Yes, some of them, yes."

Supervisor Kozakiewicz: "And we've had Chapter 54 hearings so to say nothing's been done or insinuate nothing's been done is an unfair observation."

Gus LoPorto: "Okay. Fifty percent has been taken care of."

Supervisor Kozakiewicz: "And it takes time. I know. Unfortunately. I wish it could be done in the course of a week but

unfortunately it can't. And we have asked the Building Department to continue with this. They've been cooperative in trying to stay on top of that situation at R&R. The Board knows we've had a number of particular hearings in front of us or at least Chapter 54's with regard to that particular site.

I notice you also mention cars on 58."

Gus LoPorto: "Yes."

Supervisor Kozakiewicz: "If you've gone by lately, I know that a couple locations that I've seen they have, in fact, if you're talking about the automobile dealers, the cars have been off of the grass areas such as Apple, such as Roy Obser."

Gus LoPorto: "Wait. Go back to Apple opposite the florist."

Supervisor Kozakiewicz: "Just the other day I went by and I noticed that there were no cars on- "

Gus LoPorto: "You and I should take a ride."

Supervisor Kozakiewicz: "Well, it may change from day to day."

Gus LoPorto: "Well, let's get on them."

Supervisor Kozakiewicz: "But I know again this is another one that we're in constant, constant communication on."

Gus LoPorto: "And how about the farm, the tractors?"

Supervisor Kozakiewicz: "I think that use is allowed for. You're talking about- "

Gus LoPorto: "They're on the road. Pardon?"

Supervisor Kozakiewicz: "You're talking about LaCourt?"

Gus LoPorto: "I don't know who they are."

Supervisor Kozakiewicz: "Yeah."

Gus LoPorto: "They're on the road; on the sidewalk. On the curb."

Supervisor Kozakiewicz: "I don't think there is sidewalk in front of that location."

Gus LoPorto: "No, there isn't. They're taking advantage of it coming way out."

Supervisor Kozakiewicz: "There is no sidewalk. There is no sidewalk."

Gus LoPorto: "Right. You can't walk if you had to."

Supervisor Kozakiewicz: "I'm sure."

Gus LoPorto: "That's an ongoing thing for over a year."

Supervisor Kozakiewicz: "They may have prior approvals which would prevent us from doing anything."

Gus LoPorto: "Do you want some volunteers or what?"

Supervisor Kozakiewicz: "At this point, let me deal with the Building Department."

Gus LoPorto: "Thank you."

Supervisor Kozakiewicz: "Thank you, Gus. Anybody else who would like to address the Board? Sid Bail."

Sid Bail: "Sid Bail, Wading River Civic Association. I'd like to applaud the Town Board for the resolutions for the acquisitions of the 229 acres, the Agricultural Committee. I think you people have done some very effective work. However- "

Supervisor Kozakiewicz: "There's always a however."

Sid Bail: "-- there's always a however. There's a whereas- "

Councilman Kent: "But."

Supervisor Kozakiewicz: "Notwithstanding."

Sid Bail: "Notwithstanding. Over in Wading River, the western portion of the town, I realize how important it is to maintain the central agricultural core. You know, last week at the Planning Board, a subdivision, final approval, 46 homes. Another major subdivision

relatively small one, seven homes, that's 53 homes.

Now you look at it that in a sense this is good, people want to move to our area, and it will be on the tax rolls but as we all know these homes, these single family homes, even \$300,000, are not going to pay their way. You know, you come to the developments; you see the gym sets and the swimming pools and two, three and sometimes four children per household. And I just think it's kind of disappointing that so little has been done on the western end of the town in Wading River in terms of acquisition.

You may have read recently the county has just done an acquisition just across the line, Spring Meadow, 130 acres and, hopefully, another 59 acres which is also a part of that will be acquired soon as well.

And it's, you know, I'll be here when they do the public hearings and I'll be here to speak in favor of the acquisition of those 229 acres, but, you know, we're almost getting the feeling that the town has written off Wading River. It's kind of like we're going to be the suburban portion of the town and, you know, if we want to enjoy the agricultural vistas, you know, we could go east and, you know, see them.

And I don't want to be too snippy about this but that feeling is really out there. And there are a couple of opportunities left in Wading River where the town could do something and Hidden Ponds- "

Supervisor Kozakiewicz: "Hidden Ponds is, in fact, being done by the county I understand."

Sid Bail: "Oh, is it being done- "

Supervisor Kozakiewicz: "That's my understanding. That you're talking about the bare parcel."

Sid Bail: "Right."

Supervisor Kozakiewicz: "I understand that's a deal that's either signed or about to be signed."

Sid Bail: "Right. I would hope that, you know, that the town, my assessment is incorrect that- "

Supervisor Kozakiewicz: "Well, as you know, anytime we are

acquiring open space of farmland we have to have a willing seller and we've done an all out all points bulletin with the county where we did a mass mailing to every agricultural grower within the town of Riverhead asking them if they have an interest in entertaining or entering into the farmland program through the county and we- those letters have gone out.

Part of this obviously is that we need to have a willing seller."

Sid Bail: "Right."

Supervisor Kozakiewicz: "And some of these developers that you've mentioned are not willing to sell. Now I know historically and we've been through this, Sid, the Wading River community was a community that prevailed upon the town and the town used the Planning Department, planning staff to develop that Wading River hamlet study which was a great study. It was indicative of the town's desire to do things on the west end of the town.

We were successful in fighting the Southland 7-11, 24 hours operation on the corner. I know that there may be a sense that we can't do more and we've referred some of these open space acquisitions to our Open Space Committee and Farmland Committee.

The bottom line is we have to have a willing seller. We'll keep trying. I've asked the county as part of these bi-weekly meetings to try and reach out to every particular grower out there to see if there is any interest in buying land. I know Legislator Carraciola has been concerned about the west end of town and we've had meetings such as the Hidden Ponds acquisition which I understand is going to happen. So, hopefully, we can show or demonstrate some ability to get those things done but I don't think that we've forgotten you guys."

Sid Bail: "Well, it's interesting you mention the hamlet study and the town has been very supportive of the portions that were adopted. But the only portion-- major recommendation that wasn't adopted was a portion for upzoning, not through all of Wading River, but they were going to do like two areas within Wading River two acre zoning and the vote at the time was three in favor and two against and they needed a super majority. And- "

Supervisor Kozakiewicz: "That's because there was a protest petition put in. Right."

Sid Bail: "Right. It's unfortunate it wasn't adopted because

this is becoming a big issue in the community. Thank you very much."

Supervisor Kozakiewicz: "Thank you, Sid. Ann Miloski."

Ann Miloski: "My name is Ann Miloski, Calverton. And I just wanted to ask you about Resolution No. 279 about help wanted for Economic Development Zone Coordinator. Is that replacing Gloria?"

Supervisor Kozakiewicz: "That's correct."

Ann Miloski: "Okay. So, she would be working, or whoever it is would be working full time as the Economic Development Zone Coordinator?"

Supervisor Kozakiewicz: "Would be working hours similar to what Gloria was working when she was here. I think it was a part time position if my memory serves me right."

Ann Miloski: "Okay. Because I was thinking that if you wanted to save money, Andrea Lohneiss, if you gave her a little raise, would probably be able to do that because most of that Economic Development Zone is now almost completed and she knows everything about it. Thank you."

Supervisor Kozakiewicz: "Thank you, Ann. Anybody else? Larry Oxman."

Larry Oxman: "Hi. Larry Oxman. With regard to Resoluiton 260. Just for proper notification, it says Amp Inc. and although I just checked with the Tax Assessor and it's still listed under Amp Inc., you might want to add the successor to Amp Inc. which is Tyco Electronics Corp."

Councilman Kent: "How do you spell that Tyco?"

Larry Oxman: "Tyco. T-Y-C-O."

Councilman Kent: "Okay."

Larry Oxman: "Electronics Corp. You could put an and/or. But I believe that ultimately they would be signing the contract."

Councilman Kent: "Did they already take title to it?"

Larry Oxman: "They're the successor."

Councilman Kent: "Oh, the successor."

Larry Oxman: "They basically took it over."

Councilman Kent: "Oh, okay."

Larry Oxman: "Yes. So my understanding in talking to their attorney is that there hasn't been any change in the deed but ultimately it would be Tyco that would be signing the contract."

Councilman Cardinale: "Larry, while you're up there, maybe you could give the public a quick summary or update on Long Island Science Center. When is it going to open? When are we going to have another tourist attraction on Main Street?"

Larry Oxman: "Well, could I ask that you invite me and I would be happy to make a presentation?"

Councilman Cardinale: "Well, yeah. Or at least, are we going to be open for the summer? I guess that's my question."

Larry Oxman: "We're discussing our building permits with the town Building Department as we speak."

Councilman Cardinale: "This sounds like a story but okay. We'll try to get you in for a work session but I'd like to know-- "

Larry Oxman: "Certainly."

Councilman Cardinale: "-- the status. A couple people have asked. We're looking for more- as everyone on the Board is looking for more and more tourist attractions on Main Street-- "

Larry Oxman: "Absolutely."

Councilman Cardinale: "-- to add to the Aquarium and I think you're up next. Thanks."

Larry Oxman: "Okay. We'd be glad to give a presentation. Thank you."

Supervisor Kozakiewicz: "Larry, the mailing address would stay the same with the successor?"

Larry Oxman: "Um, I didn't look at the resolution. If it's the

same as the tax bill, I'm sure that that's fine. It's Harrisburg, Pennsylvania."

Supervisor Kozakiewicz: "Yes, it's Harrisburg."

Larry Oxman: "Yes."

Supervisor Kozakiewicz: "Okay."

Larry Oxman: "Thank you."

Supervisor Kozakiewicz: "I saw another hand up. John White."

John White: "Hello, I'm John White from Calverton. I'm also on -- I'm on the Board with the Recreation Committee. I had a question on the correspondence on the back here when they were talking in regard to purchasing 3.7 acres in South Jamesport. Are we talking about the piece at the end of Jamesport Avenue?"

Councilman Kent: "Yes."

John White: "Okay. Now, I didn't make the last meeting, I was out of town, of the Committee. My understanding before that is that we were asking to have that bought with greenways money; that wasn't going to cost the town any money I didn't think. Has something changed on that?"

Supervisor Kozakiewicz: "That initial proposal was something that the residents in the community had some concerns about. They thought it was a little too ambitious and it would result in too much traffic, so the town dropped back, third down, punted and said okay let's try this a different way and that's why it's being proposed this way. It's, I think, the proposal is for a bathroom and a less intense recreation use down there."

John White: "Right. Originally it was talked about that it was a bandshell and everything like that."

Supervisor Kozakiewicz: "Right. Right."

John White: "And at that point in time, that was going to be all money from the county if I was correct."

Supervisor Kozakiewicz: "That was 100% under active parkland greenways. Correct."

John White: "Okay. So now being that it's been changed, we can't get the 100% from the county?"

Supervisor Kozakiewicz: "No. It's a different program."

John White: "Okay. So, that clarifies that. There was also some correspondence on the back here regarding the Henry Perkins location. Could you tell me what that was about?"

Supervisor Kozakiewicz: "That was a letter from the Business Improvement District basically putting us on notice of a problem they've been encountering with the Henry Perkins Home for Adults. The people- I really don't want to state what the letter exactly said. If you wish, I could share the contents with you outside later."

John White: "Okay. As you are aware, I am a property owner downtown Riverhead also and I have had a problem, I have spoken to the police department on numerous occasions. I found an elderly man on the roof of the building, locked himself up there. One time he was there- it was a weekend coming up, I think I was there, I happen to stop by there on Saturday- on Friday and saw him there and it was the middle of the summer. He had been up there for like three days."

Supervisor Kozakiewicz: "Yeah, the complaint essentially was one asking the town to try to use its resources to see that the property owner of that facility use more enforcement to ensure that that doesn't go on."

John White: "I'm here to testify that I'd like to see that also. Just one other question. On Number 251 regarding National changing from Riverhead Economic Development Zone to Islip. What is that?"

Councilman Kent: "Well, they weren't in an Economic Development Zone in Riverhead."

John White: "They were not?"

Councilman Kent: "They were not."

Supervisor Kozakiewicz: "No. They have located to one in Islip and under the regulations, before they can relocate or as part of the relocation I guess I should say more exactly, in order to be eligible for benefits a hearing has to be conducted by the municipality they left."

John White: "Okay. So it's not a matter of the building was done in a zone and that we're losing tax money or anything like that."

Supervisor Kozakiewicz: "No. Well, they were within the town and had been in a building so that structure is still there and that property is still there."

John White: "Right. I believe it's for sale now."

Supervisor Kozakiewicz: "Right."

John White: "Right."

Supervisor Kozakiewicz: "Right."

Councilman Kent: "They were renting there though."

Supervisor Kozakiewicz: "Right."

John White: "Oh, they were?"

Supervisor Kozakiewicz: "They were leasing space, that's right. They weren't the owner of the property."

John White: "That was like the brother or something like that or the owner, I think. I think that had to do with Miller at one time, didn't it?"

Supervisor Kozakiewicz: "I believe they did, yes."

John White: "Okay, that's it. Thank you very much."

Supervisor Kozakiewicz: "Eve Kaplan."

Eve Kaplan: "Eve Kaplan, North Fork Environmental Council. Yeah, I'd like to commend the town on the recent resolution on the 50/50 deal in Miamogue Point. I know that's something that the Civic Association definitely supports; we support. I think some of the other Civic Associations also support."

I have a question about TS Haulers. I'd like to just find out what's been going on as far as enforcement and what the status is."

Supervisor Kozakiewicz: "I've asked the Town Attorney to prepare papers in order to follow up based upon the Town Board's vote"

so that we can go back in to Judge Bromley Hall, I think it was, to act in conjunction with that so to close them down. So the Town Attorney has been asked to do those papers."

Eve Kaplan: "Okay. Is there any time line for that?"

Supervisor Kozakiewicz: "As soon as she can get to it is the time line. She indicated she would do it as quickly as she can get to it. Unfortunately, we have her doing some other things such as the group home hearing today."

Eve Kaplan: "So then- so then you go back to court and you get an enforcement- "

Supervisor Kozakiewicz: "A TRO which would then be converted I assume into a preliminary injunction and then into a permanent injunction."

Eve Kaplan: "Okay. And how many- I don't know- oh well- I don't know if you can discuss litigation, but have any papers been filed against the town?"

Supervisor Kozakiewicz: "Not that I'm aware of."

Eve Kaplan: "Okay. Thank you."

Supervisor Kozakiewicz: "I saw another hand I think earlier, went up. Nobody else?"

Councilman Kent: "Vince Tria?"

Supervisor Kozakiewicz: "No, Vince was just looking at his pencil to see if it was still sharp. I would like to take a 10 minute recess and then we'll come back and take up resolutions. All right? So let the record reflect that the time of-- what is that, 1:41."

Recess: 1:41 p.m.

Meeting reconvened: 1:56 p.m.

Supervisor Kozakiewicz: "It's now 1:56. I'd like to reconvene the meeting and at this point adjourn it so that we can go to the CDA portion."

Meeting adjourned: 1:56 p.m.

Meeting reconvened: 2:01 p.m.

Supervisor Kozakiewicz: "Take up resolutions."

Resolution #221

Councilman Lull: "#221 improves the implementation of the recommendations of the parking study to create parking necessary to serve the proposed new Suffolk County Supreme Court facility to be located on Griffing Avenue in Riverhead. The town employed Cashin Associates to study the feasibility. They provided us in a document called the Courthouse Complex Parking Study, identified the means by which this can be done. We have decided to implement their scenario #1; they provided us with four workable scenarios. We have decided to move forward with scenario #1 so we can make that determination and send it to the county. So moved."

Councilman Kent: "Seconded. Discussion on that."

Supervisor Kozakiewicz: "Yeah, I was going to say moved and seconded and then discussion. Because there are a couple things that are left blank and I think there's one Whereas which may not be totally accurate, the second Whereas which talks about a resolution which committed to providing parking. I'm not sure if we did that or whether that was by a letter and by resolution."

I know there was a prior letter which committed to certain amount of parking for 16 courtrooms and then there was I think a subsequent reduction in the number of courtrooms and some discussion by the Board with regard to this. So-

Councilman Kent: "By this resolution, are we precluding any further negotiations with the county as to the number of spaces that would be necessary to be constructed by the town?"

Supervisor Kozakiewicz: "I have had a lot of discussions with the county, Mr. Gatta (phonetic) as well as Mr. Bartha with regard to the number of spaces. They've been somewhat firm in their resolve as far as the number of spaces that they are looking for. I don't know if there's- I don't want to say it's totally precluded but I want to be honest in saying that in discussions with the county individuals they've been somewhat adamant about a certain number."

I know we've tried for a lesser amount in light of the fact that

there's nine as opposed to the original 16 and one of those being a ceremonial courtroom. So I guess to answer your question, I would say it remains a possibility, however, the likelihood is somewhat slim."

Councilman Kent: "Also, are we committing to the expenditure of funds at this time? This is just a basically a policy statement that we're improving the implementation without dedicating any monies to the- "

Supervisor Kozakiewicz: "At this point, that's correct. What we're doing is adopting scenario #1 as set forth in that parking study and, therefore, we're also indicating that we will act to authorize funding necessary and then within six months we'll also retain counsel to further assist us in the acquisition of those parcels identified in scenario #1."

Councilman Lull: "And also, Chris, we have already obviously have a bond issue outstanding for the purchase of some of that land that we're talking about that does not involve the- creating the parking and there's other- some of the other lands we're talking about may end up being land that is leased rather than purchased, so we can't commit to any specific figures at- "

Councilman Kent: "Well, I've been supportive and I will continue to support the acquisition of the properties bounded by Osborne, Railroad Avenue, Cedar and Court Street because I think that would be perfect parking. I know that will only provide 200- 250 spaces of ground parking. We're committing to 600 here. I don't think they will really need 600.

But I would like it to be a situation where we agree if necessary- to go forward with that acquisition and those improvements to create that parking area but the future parking and parking in addition to that would be committed as necessary. And I'm hoping that that could be negotiated with the county."

Supervisor Kozakiewicz: "I know there was also a further item of discussion brought up by Councilman Cardinale, what does this mean or what does this do as far as the county's commitment to go forward and at what point do we get so involved that we can't return.

My understanding from discussions with the county once again are that they're ready to release the design phase for this additional nine courtrooms to the existing courtrooms on Griffing Avenue. In addition to that addition, they are also going to be redoing the

courtrooms that presently exist or remodeling or renovating.

My discussions with the county have been to the extent that we need to take the next step and once we take the next step then they will act to release the design phase so that we'll have some sort of evidence for lack of a better way of describing it, from the county that they are committed to go forward. And, again, we're talking about a two or three period where the design phase would go forward and construction would happen, so I think that would give us time to work with them. We could further fine tune or hone in on some of these issues that are brought forth today and make sure that we are all on the same page and we're both equally committed to seeing this project happen."

Councilman Lull: "This is a pretty limited- resolution limits what we are really committing to but at least it gives us the general parameters."

Councilman Cardinale: "Yeah, I'm- Chris, I've shared with Bob a lot of the concerns you have just discussed. I am mindful that we're under some pressure here. In fact, I think it would be fair to say that the county is bullying us. Because what they're looking to do is to have us in effect by this, if you read it, it says we're authorizing the Supervisor to implement scenario #1 which for the benefit of the public, scenario #1 isn't indicated but it's very brief in our Cashin report that it really indicates the following parking scenarios were developed.

And #1 is that the locations- that they- we would develop new parking- surface parking in three primary locations and the approximate cost of which would be \$5.1 million dollars. So by implementing scenario #1, we're authorizing the Supervisor to go forward with those three places. We are also authorizing him to procure the funding necessary to go forward with the 5.1 and, therefore, by implication acceding to the county's unjustified in my view demand for 600 parking spaces.

And then we're also saying we're going to hire counsel to do it- to assist us, but we've already done that so that's not a big deal. So the real key is to this as I see it is authorizing the Supervisor as per the resolution's language to implement scenario #1. Scenario #1 again indicates that at an approximate cost of \$5.1 not including leasing costs, we will develop surface parking at three primary locations, the most primary of which would be right across from the train station there and our transportation center. But there would be

two other locations.

And I like Jim's idea incidentally which we discussed at the break which is we could limit our other access sites to leasing which would limit our risk. But what bothers me is number one, I don't want to screw up the deal in the sense of not getting the courthouse. I don't want to commit to 600 parking spaces as Chris just said and I'm concerned that if you look at this resolution which was pretty much the terms of which were pretty much requested by the county, it doesn't say when their obligation to build is triggered. It simply says we're implementing scenario 1; we're going to authorize Bob to procure the funding and we're going to get attorneys to help us, but it doesn't say the county is going to build this in consideration of our going out and doing the condemnation and doing the purchasing and doing the leasing.

So we could be stuck here if they renege later. That bothers me a lot. And I frankly, this is not- this is a practical not a political issue. All of us here want the same thing. But I'm just a little concerned about getting snookered here or bullied by the county. So, Bob, is there a time constraint on this? I think there might well be. They want this now so they can- "

Supervisor Kozakiewicz: "They wanted this resolution last year at this time."

Councilman Cardinale: "Yeah, so we've been kind of delaying them a little."

Councilman Lull: "Yeah. What we've really committed to, Phil, we have begun already that's the thing- the \$5.1 million- "

Councilman Cardinale: "Yes."

Councilman Lull: "We are already committed for the- what is it, 2.3, 2.4, something like that, for that railroad- Railroad Avenue area. So we are underway with that. And it will be probably six, eight months before we are- have that fully operational. So we have that much time and we're going to do that. Whether or not it's going to be parking for the courts or it's going to be parking for a new transportation hub doesn't really make any difference."

Councilman Cardinale: "And practically speaking, the trigger mechanism- I guess- the trigger mechanism would have to come from the county where they passed a resolution saying they're committed to this

project- "

Councilman Kent: "It actually says it in the first Whereas clause."

Supervisor Kozakiewicz: "Well they have already adopted a capital budget that would provide for this additional construction and they had authorized a bid or RFP or R- I'm trying to think what the other terminology is, it just went out of my head, to have a design phase done by an architect and they have an architect selected to do the design phase but they haven't released it because they're asking for this evidence of a commitment from the Town Board. Once this is received by them, I'm under the understanding that they will then release the design phase which again is evidence of their willingness to go forward."

Councilman Lull: "And we will probably need to go beyond what we've already done when and if Mr. Gaffney shows up with his golden spade to dig the hole in the ground to start it."

Councilman Cardinale: "Uh- "

Councilman Kent: "I think one of Phil's concerns should be addressed in this resolution though and perhaps in the Resolve clause number two, we can make that authorization to procure the funding contingent upon the county demonstrating their commitment to construct or further demonstrate their commitment to construct the complex which would be their next required commitment, which I think is- you've said that they've already- they've already awarded the engineering- "

Supervisor Kozakiewicz: "They have I think it's Baldazano (phonetic) that's been selected to do the design but they have not released the work because they're waiting for a resolution or something from the Town Board which commits us a little more than what we've been willing to commit to in the past."

Councilman Kent: "You should- the town should only procure the funding necessary upon further demonstration by the county that they're moving forward with the construction and I don't think that changes any type of deal we have with the county. I mean it has to be understood that we are only going to go forward with the capital investment for the parking if they're going forward with the capital investment for the construction."

Councilman Lull: "There's so many- so much language in there,

Chris, it says we are- "

Councilman Kent: "Those are all in the Whereas clauses though. We need to put something in the Resolve."

Supervisor Kozakiewicz: "So just to put an end to the discussion, what you're asking to do is in the second clause- in the Whereas or the Resolved?"

Councilman Lull: "Resolved."

Councilman Kent: "The Resolved."

Supervisor Kozakiewicz: "Is to add additional language contingent upon the further demonstration of the county committing to the construction or evidence of proceeding with- "

Councilman Kent: "The next phase, yeah, the evidence of the next phase to complete construction of the project. That would be somewhere in number two of the three part Resolve there."

Supervisor Kozakiewicz: "Okay. And as I indicated on the first- second Whereas, I think we should just indicate by prior action instead of pursuant to resolution of the Town Board of the Town of Riverhead committed to providing parking to assist in servicing the proposed courthouse facility. And then in the third Whereas since we don't have the resolution number insert prior resolution- prior in front of resolution. Is there any objection to that?"

Councilman Kent: "No."

Councilman Cardinale: "Yeah, that's fine."

Supervisor Kozakiewicz: "Okay. And if there's no further discussion- "

Barbara Grattan: "You've got it written down, Chris, what you're going to do?"

Councilman Kent: "I'm working on it."

Barbara Grattan: "Okay."

Councilman Kent: "I'll give you this, too. I've made the other changes, too. And it's nine courtrooms now instead of ten?"

Supervisor Kozakiewicz: "It's eight and a ceremonial."

Councilman Kent: "Nine and one ceremonial- eight and a ceremonial."

Supervisor Kozakiewicz: "Right."

Councilman Kent: "I thought it was going to be nine and a ceremonial. Okay. All right."

Supervisor Kozakiewicz: "Okay. All right. Vote."

The Vote: "Cardinale."

Councilman Cardinale: "It's my- my understanding is that this resolution we're voting on has the addition- "

Supervisor Kozakiewicz: "Proposed by Chris."

Councilman Cardinale: "-- proposed by Chris, the condition number 2 upon demonstration that the- I guess the design phase, is that the next phase- has been committed to by the county and funded. Therefore, that issue is addressed which was raised by me.

As to the parking spots required, I have a feeling that we're all on the same page as well as I've indicated, but that we probably are on the losing side of the battle. I think everyone on the Board wants 500 or less spots and they want 600."

Councilman Lull: "They want 665 actually."

Councilman Cardinale: "Yeah, they wanted 665 and I think they may be- Bob may be able to convince them to take six, but every spot here is- "

Supervisor Kozakiewicz: "They've indicated willingness to go to six."

Councilman Cardinale: "Yeah, every spot here is what is it, six to \$10,000 so obviously the least required is what is most desired by the town. But with the change indicated and with my confidence that this entire Board would like to bring that number down and will what we can to do so, I would vote yes in order to protect the project."

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

The resolution is adopted."

Resolution #222

Councilman Cardinale: "222 authorizes settlement of New York State Department of Environmental Conservation notice of hearing and complaint dated January 16, 2000 regarding the operation of the Riverhead Town sewage treatment plant. I- this was where effluent was apparently discharged which was severely criticized by the DEC as being before final treatment. Therefore, I move that resolution to resolve this."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale, yes."

Councilman Cardinale: "I understand this to be a settlement whereby we are going to agree to a \$50,000 fine of which \$28,000- I think is going to be suspended, that's nice. I wish the DEC would find something more functional to do than harass municipalities. But I'm going to vote yes because I think this is a reasonable resolution."

The Vote (Cont'd.): "Kent, yes."

Councilman Kent: "As Phil states, we're actually going to only pay \$22,000 of the fine; \$8,000 is going to fund a clam re-seeding program, the rest will be forgiven or suspended or waived if we meet all the- if we comply with the other terms of the settlement. And I vote yes."

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

Resolution #223

Councilman Lull: "Accepts the Suffolk County National Bank irrevocable letter of credit of Gendot Associates, Inc. and Zoumas Contracting Corporation for road and drain improvements for the Map of Deep Hole Road. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #224

Councilman Kent: "224 sets the registration fees for the Riverhead Recreation Department for, I believe, it's the spring and summer programs. So moved."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #225

Councilman Lull: "Accepts the resignation of Michael Raughter as a school guard- school crossing guard. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #226

Councilman Cardinale: "Resolution #226 is a bond resolution authorizing the issuance of \$382,000 serial bonds of the Town of Riverhead to pay the cost of a settled claim for medical expenses of Augustine Mayo. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "I'd like to make a comment before- before this vote. Steve Haizlip was asking about this bond. It is

unique and it's instructive to understand it as I have learned to over the last week by inquiring of our attorney on this. And it is also fascinating, the facts. And it's also- my remarks are policy oriented and have nothing to do with politics because none of us could be blamed for any of this because it all started a year- 10 years ago, a decade ago.

A decade ago apparently the Town elected to become self-insured as to the medical benefits of its employees for a short period and they would administer it through a third party administrator by the name of Lawrence. And the general gist was despite the fact that apparently Jack Hansen who has been here forever recommended against it, is that we would cover all our employees' medical expenses up to \$60,000 as self insurance. The question was whether we were a large enough group to do that. And that after \$60,000 the (inaudible) Insurance Company would cover any serious claim.

About a decade ago, Mr. Mayo fell on his head and severely injured himself while at work. Normally speaking that would go to Workman's Comp. It did but unfortunately one of the ways that you can only- one of the few ways that you can lose your Workman's Comp benefit is by being intoxicated voluntarily when you fell on your head. And he was and he did because nobody at the Highway Department sent him home when he came in so intoxicated.

The next thing that happens is that he has a malpractice case because they didn't treat him quickly or good enough at the hospital and nobody put a claim against successfully the malpractice settlement proceeds which I believe are about \$900,000 which he received.

The next thing that happened is remember that insurance company, (inaudible) Insurance Company, that was supposed to cover everything over \$60,000? Well, it's not an insurance company. It's an Arizona company that went broke and nobody put a claim against them for the overage between 382 and 60.

Now the town is faced with effectively picking up- being left holding the bag to pick up the \$382,000 which the trauma center up in Massachusetts expended in the care of Mr. Mayo. And we have nowhere to go to pick up the insurance. The insurance company is in bankruptcy in Arizona I'm told by the attorney, Mr. Slejeski (phonetic) handling this at Michael Clifford's office. The malpractice settlement has been distributed without it being held up to lien it for the claim here.

I have- and the object of this resolution is to settle it for 382-- which is \$382,000 which is 3% of tax increase on this town- on the town taxes, on the basis that if we get stuck up there in Massachusetts in court we could go for a million dollars which is 10% or 8%.

Eventually we're probably going to do this. I tell you the story because I think you need- that you deserve to know it and it's not personal because none of us had anything to do with it but it does- it is instructive on how bad mistakes- mistakes made years ago come back to haunt the public 10 years later.

I am not yet convinced and, therefore, I'd like the Board- well, I know that the Board is not going to be able to vote this today because we only have four of us here and we need four votes, because I want to look at the contract between the CSEA and the employees in 1991 to determine what exactly we promised Mr. Mayo. Did we promise him a specific insurance benefit- "

Supervisor Kozakiewicz: "Phil, are you looking to table this?"

Councilman Cardinale: "Yes, I'm looking to table it."

Supervisor Kozakiewicz: "So we can stop you and then we can have that inquiry done."

Councilman Cardinale: "Yeah, rather than- "

Supervisor Kozakiewicz: "Because if that's what we're going to do and if the vote's not going to go today, we might just- if there's a second to table."

Councilman Kent: "I will second to table because if Phil's not prepared to vote for it, it's going to be voted down."

Supervisor Kozakiewicz: "Which, which- doesn't make a lot of sense at this point. I think we should table it. A motion to table. Second to table. Vote, please."

The Vote: "Cardinale."

Councilman Cardinale: "Yes, to table."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Kozakiewicz, yes.
The resolution is tabled."

Resolution #227

Councilman Lull: "Authorizes the Town Clerk to publish and post a help wanted ad for a part time clerk typist in the Senior Citizen's Programs/Nutrition Department. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #228

Councilman Lull: "Classifies action and declares lead agency on special permit site plan of Sprint Spectrum LP d/b/a Sprint PCS and refers petition to the Planning Board. So moved."

Councilman Kent: "I'll second it and then I'd like discussion on this."

Supervisor Kozakiewicz: "Moved and seconded. Yes."

Councilman Kent: "We're declaring it to be an unlisted action but we're not stating whether it will have an impact on the environment. Is that correct? We're doing that purposefully based on the lessons we've learned in the past with Bell Atlantic. Is that- "

Supervisor Kozakiewicz: "That's what I understand."

Councilman Kent: "We're reserving our rights to later determine that this does have significant impact and will require an environmental impact statement."

Supervisor Kozakiewicz: "I believe that's to be- that's the case. Yes. We're not further acting as far as negative declaration or positive declaration at this time. We're deferring that categorization until we hear back from the Planning Board, right."

Councilman Kent: "Planning Board decision. Okay."

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

Resolution #229

Councilman Lull: "Amend Resolution 172 which regards transfer of properties to Long Island Partnership Housing Development Fund Company, Inc. It's just a mislabeling of map numbers, has to be changed. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "In particular, there was one parcel where we had the tax map number one digit off, instead of 105, 106. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #230

Councilman Cardinale: "230 is amending Resolution 108."

Barbara Grattan: "Oh, okay, I'm sorry."

Councilman Cardinale: "To the Riverhead- of the Riverhead- Resolution 108 which was adopted in February of this year. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "Yeah, this appoints Walter Orth to the Recreation Department as a bus driver. I vote yes."

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

Resolution #231

Councilman Cardinale: "231 appoints a provisional accountant in the Accounting Department. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "This is a request of the Accounting Department, specifically Bob Hansen- Jack Hansen to put another professional in the Accounting Department, in view of the traumatic additional work required by a change in the accounting procedures for governmental entities. I have two memos, one is Jack's which makes a good case for doing this and the other is a memo from one of my colleagues, Ed Densieski, who isn't here which makes a good case for not doing this.

The gist of what Ed is saying is that within the-- 10 or 12 staff within the Accounting Department, that should be sufficient for this purpose. On the other hand, that does not address the issue of whether we need a professional- a new professional staff member.

Charlene Kagel was replaced by a grants administrator and I said at that time that I was concerned about another professional position in there. I still am. I am going to abstain on this vote because I believe that further discussion is required to determine whether- and perhaps an analysis of the Accounting Department to determine whether if we're going to put a new professional member in there, perhaps we can use some of the account clerks in other departments. So I'm going to abstain."

The Vote (Cont'd.): "Kent."

Councilman Kent: "I wish I'd been present during the discussion of the grants coordinator. Unfortunately I wasn't, another thing I missed."

Councilman Cardinale: "She was hired incidentally."

Councilman Kent: "I know, I heard that after the fact. I think we need the accountant position for a couple of reasons. One, Charlene Kagel was the only accountant that we had on staff other than Jack who is the Department Head, he's the finance director. And we need to replace her with an accountant because we need an accountant on staff.

And, secondly, the new requirements that have come down from the

general accounting office of the federal government requires additional types of accounting for their inventory that the town has and it also requires an accountant. It's amending the ways in which the town has to report and it's requiring a great deal of additional recording and reporting requirements. So I do believe we need the accountant. And the person that we hired for grants coordinator I don't believe meets the requirements that we have and I think we need to fill this position.

I'm hoping that in the future if we do happen to have vacancies that come up in the Accounting Department, that we will not seek to fill those positions. Perhaps one of the account clerk typists, if that position becomes vacant, we can choose not to fill that position.

But I do believe we need this accounting position- this accountant position and we are appointing Debra Cuzzo provisionally which means there are further requirements that she has to meet and there are ways for the town if we determine that we do not it, we can decide to terminate the position. She understands that and she's willing to accept it anyway because this is a great place to work and working for Jack is a real great thing and all of his employees love him. In fact, all the employees in the town love him. So I will vote yes on this appointment of a provisional accountant."

The Vote (Cont'd.): "Lull."

Councilman Lull: "We knew last summer that the Accounting Standards Board was going to be requiring from the town the kind of accounting that first of all can only be done by a professional accountant and, secondly, which goes beyond anything the accounting department does at this particular time.

We have already seen to this with- by adding some personnel in various other departments who can help with the reporting and the inventory which is going to be necessary for this. We did include this particular position in our budget in the Accounting Department budget for this year and with that in mind, I vote yes."

The Vote (Cont'd.): "Kozakiewicz."

Supervisor Kozakiewicz: "I know that there's been a memo from the Accounting Department as to the need for the position and a memo from Mr. Densieski as to observations he made, why he felt the position is not necessary.

Let me start out by noting that the provision or the standard which we refer to as Gasby 34 (phonetic) is a real thing. Anyone who was at the Association of Towns knows that this was a topic of discussion. In addition thereto, there were a number of vendors touting their wares to help out with Gasby 34. So Gasby 34 is a real thing.

I now there was some comparison between our township and Southampton and perhaps between our town and the school district. I know that with respect to the school district in the nature of payroll and that's the payroll side only, they employ six people. We employ two for the purposes of handling our payroll.

Southampton, I know there was some discussion about how many people were part of the business office or the accounting division there, and I think there were six. However, that did not include people that would have been within the payroll division which is separate and distinct as well as the data processing division which is separate and distinct and which is all part of our one office downstairs which is where we have centralized all of these particular duties.

I believe that based upon a comparison in that manner and based upon taking a look at what the school has and based upon the fact that our situation is a little bit different from the school as far as our abilities to address Gasby. Unlike the school, we have a sewer district infrastructure that needs to be accounted for and we also have a highway system that needs to be accounted for. We also have a water district system that needs to be accounted for. So it goes beyond the physical buildings and plants that are part of the town structure.

Based upon all of that, I see that there is a need for this person and this position and, therefore, vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #232

Councilman Lull: "Authorizes the attendance of two detectives at a training conference in Albany, New York from March- excuse me, May 21st through May 25th. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "I'm going to vote yes and point out that we do know the numbers but the police department puts them in a memo attached to the resolution to answer the concern of Bill Kasperovich. I vote yes."

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

Resolution #233

Councilman Kent: "233 authorizes the attendance of Capt. Hegermiller at a training conference to be held in Albany, New York on April 17th and 18th. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #234

Councilman Kent: "Resolution 234 authorizes Justice Allen Smith to attend a training course for new justices to be held March 30th and 31st at Menands, News York which is I've been told somewhere between Albany and Troy. There has to be about 50 feet between Albany and Troy and that's called Menands. So I move that resolution."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "This is a required course. There is no fee for it. I'm sure that Allen Smith can teach this course, not just take it but I'm going to vote yes."

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

Councilman Lull: "If you have ever driven from Albany to Troy, you have to go across that great big bridge. That's the Menands Bridge. That's where it is."

Councilman Kent: "That's where Menands is. So this course is going to be on the bridge, right?"

Councilman Lull: "Yes. Yes."

The Vote (Cont'd.): "Kozakiewicz."

Supervisor Kozakiewicz: "Well, actually having gone to law school in Albany there is a little area called Menands that's not the bridge. I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #235

Councilman Kent: "Resolution 235 is a public parking district budget adjustment. This takes money for appropriated fund balance, \$5,000, to put into light installation and improvements in the Peconic parking lot. I've been told that the lights have been damaged by birds. I move the resolution. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "Before I vote, could someone explain-- the appropriated-- Chris, I think you understand this. The appropriated fund balance, is that within the same- "

Councilman Lull: "It's the parking district."

Councilman Kent: "Yeah, it's within the same 117."

Supervisor Kozakiewicz: "That's the 117."

Councilman Cardinale: "That's the current number?"

Supervisor Kozakiewicz: "Right."

Councilman Cardinale: "I vote yes."

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

Resolution #236

Councilman Cardinale: "236 is 1020 Twomey Avenue Chapter 54 project budget adoption. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #237

Councilman Kent: "237 is the budget adjustment water project- it's Extension No. 59 Deep Hole Road water project and it's a budget adjustment taking developer fees in the amount of \$224,060 and putting them into the various project numbers. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #238

Councilman Lull: "Budget adjustment. This is also in the water project- also in the water department. It's Extension 58 Foxwood Village, it's a budget adjustment from developer's fees to construction and so forth. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #239

Councilman Cardinale: "This is a general fund budget adjustment. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "Yeah, a question on the second of these. The appropriated fund balance is being hit for \$27,500 for planning land preservation consultant. What is that?"

Supervisor Kozakiewicz: "This is for Peconic Land Trust."

Councilman Cardinale: "Okay. Is this an overage or- I assume it is."

Supervisor Kozakiewicz: "Part of it is an overage from last year. Part of it is to address this year's work that will be performed by Peconic Land Trust as part of their consulting services to the Farmland Select and the acquisition of farm parcels."

Councilman Kent: "I actually had a question about that also, Bob. Because I know how we did it in the past. When we have closings and we expend the money, we can take money back up to 10% I believe for administrative overhead. Are we going to refund the fund balance?"

Supervisor Kozakiewicz: "I think one of the things that we- "

Councilman Kent: "I know last year I don't think we had any closings, or maybe only one."

Supervisor Kozakiewicz: "We had a couple of closings. We had Schneider- "

Councilman Kent: "Right. We didn't have enough to fund the balance because we usually- we cut ourselves or we take money from the proceeds for administration and we refund the account. So in this- "

Supervisor Kozakiewicz: "I know we do those budget adoptions when we do the closings, that's part of the setup. Also, I know that

with regard to farmland acquisitions, we're still waiting monies from the state that we had previous grant approvals from. And I understand contracts were sent and they're on their way so, hopefully, with those contracts, we'll be able to look forward to, I think, it's '99 and 2000 funds which are approximately \$400,000."

Councilman Kent: "Okay."

Councilman Cardinale: "Uh- "

Supervisor Kozakiewicz: "This was to establish a budget because as you know we have been meeting with the Farmland Select and Peconic Land Trust agreement with the town had been voted upon. Maybe this was done also last meeting, Chris, the Peconic Land Trust agreement. And we're just- we looked at last year's bills and they were approximately \$20,000 so we estimated and that's why we have the \$27,700 being encumbrances from the year 2000 and an estimation that this year's will be approximately \$20,000."

Councilman Cardinale: "I think I'm supposed to vote. I vote yes."

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

Resolution #240

Councilman Kent: "This is the Animal Shelter donation fund budget adjustment. These are donations that have been received and are going to be used- oh, no, it's an appropriated fund balance we're using for this. But it's within the department, so \$1750. So moved."

Councilman Lull: "I'll second. The appropriated fund balance is the appropriated fund balance in the donation fund. So that is money that has been donated and it sounds like you're putting \$1500 in the spay neuter program. It sounds like a lot of spay neuters but the fact is it's an up front payment so that we don't have to go through the paperwork and so forth. When somebody is adopting an animal, they can just get it done."

Supervisor Kozakiewicz: "Yeah. While- just to make note before I move and second this, that this is again to establish a budget line so that when- for the course of the year when we deal with the spay and neuter program we have these- this budget set up and it's for the entire year. So that when that occurs as pointed out by Jim, the

budget adjustment or the budget is already established. Moved and seconded."

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

Resolution #241

Councilman Lull: "Fast on the heels of the project that we just talked about, \$5.1 million prior that is the parking commitment, this is the Railroad Street urban renewal capital project budget adjustment switching \$2 million dollars from serial bond proceeds to land acquisition and demolition of property and legal expense. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #242

Councilman Cardinale: "242 is a Water District building renovation capital project budget adjustment. So moved."

Councilman Lull: "I think this is \$44,000 for Gary's new stereo set. Yes. So moved. Seconded."

Councilman Kent: "What's R&M? Refuse and maintenance? R&M? Repair and maintenance. Okay."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #243

Councilman Lull: "Is also Water District. It's repair and maintenance reserve fund budget adjustment developer's fees \$44,000 to \$44,000 for the project. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #244

Councilman Kent: "This is transferring gifts and donations of \$10,000 received by the AgFest Committee fund and putting it into contractual expenses. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #245

Councilman Lull: "Mr. Cardinale, I'll switch with you."

Councilman Cardinale: "Yes. This approves the application of the Riverhead Country Fair Committee."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #246

Councilman Lull: "Approves the application of the Polish Town Civic Association. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "So that was seconded by Cardinale?"

Councilman Kent: "Yes."

Supervisor Kozakiewicz: "Okay."

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

Resolution #247

Councilman Kent: "This approves the temporary sign permit of Aeropostale. So moved."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #248

Councilman Lull: "Authorizes the Supervisor to execute a change order for Suffolk Theater curblin and alleyway modifications. So moved."

Councilman Kent: "Oh, yes. This adds \$9100 to that alleyway project we've been working on because of an underground oil tank that they didn't know about that they later discovered and they have to remove it and they have to remove a tree so it's \$9100 and I second it."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #249

Councilman Kent: "This authorizes the Supervisor to execute another change order for the town-wide gas conversion project. That's why we have Taco Bell in town, right? This is for \$15,191.45. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #250

Councilman Lull: "Resolution and consent approving the dedication of highways known as Hidden Pond Path, Roberts Path, Meghans Way, Castle Court and two recharge basins. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "I just have a question on this, Bob. This Hidden Pond Path has nothing to do with the Hidden Pond subdivision?"

Supervisor Kozakiewicz: "No. This is part of White Spruce Acres."

Councilman Kent: "Okay. I wondered- "

Supervisor Kozakiewicz: "Oh, no, Meadowcrest. I'm sorry. There was also Meadowcrest. I'm sorry."

Councilman Kent: "Okay. I was stealing the name before, Hidden Ponds."

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

Resolution #251

Councilman Kent: "251 is consenting to the relocation of a National Response corporation from the town of Riverhead to the town of Islip Economic Development Zone. As was noted earlier, when someone is looking to locate within an Economic Development Zone, they have to have and they're coming from another town, they have to have the approval of that town to relocate to an Economic Development Zone in another town.

We had a public hearing on this, they had expressed that they had some interest in locating within the Economic Development Zone located at Calverton but that we were not ready to meet their telecommunication needs I think is what they told us. And they also had expressed interest in being closer to their parent corporation so that was the reasons they gave. And I'll move the resolution."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "I'm going to vote yes and note that the presence of this company within the town of Riverhead- it was established at the hearing was not induced by their receipt of any tax exemptions or abatements. They were- and, therefore, it wasn't as if Islip was stealing someone who we had benefitted. So I vote yes."

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

Resolution #252

Councilman Lull: "Authorizes the Town Attorney to order an appraisal for property owned by Charles E. Raffe in connection with the acquisition of 747 East Main Street, Riverhead, New York, tax map number 600-127-7-16. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #253

Councilman Cardinale: "This adopts a local law to amend Chapter 101 Vehicle and Traffic of the Riverhead town code. So moved."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #254

Councilman Kent: "Yes. Resolution 254 authorizes the Town Clerk to publish and post a public hearing notice to consider the demolition of buildings owned by Craig Wells pursuant to Chapter 54 of the code of the town of Riverhead entitled unsafe buildings and collapsed structures. So moved."

Councilman Cardinale: "Seconded."

Councilman Kent: "I have a question. This is the same property that we're purchasing development rights?"

Supervisor Kozakiewicz: "Yes. I- "

Councilman Kent: "In this one, we're saying that Craig Wells' address is in Gordon, Nebraska? And on the other resolution we say he is receiving notice in Aquebogue. So, I just want to know where is Craig Wells?"

Supervisor Kozakiewicz: "Craig Wells does live in Nebraska. I know that he left. I think the other one well, we'll have to get some clarification on this. I just noticed this and apologize for it having conflicting language in it. I know that Craig- he's one of the sons of Vernon Wells who is the property owner who approached the Farmland Committee indicating that he had a desire to enter into the sale of agricultural lands.

I think that what we need to verify- and I know he's in Nebraska because I know the Wells family and I remember he had made a decision to continue with growing potatoes and felt that he couldn't do it in Riverhead and did relocate to Nebraska. So I think the proper notification would be Nebraska. Mr. Barnes?"

Leroy Barnes: "I think we changed our records to say Nebraska but I don't know if they changed the body of the resolutions. But you can amend that on the floor, right?"

Supervisor Kozakiewicz: "Your Chapter 54 states that."

Councilman Kent: "Your Chapter 54 is Nebraska."

Leroy Barnes: "Yes."

Councilman Kent: "The other one that talks about the acquisition of Farmland rights- "

Councilman Lull: "It's not up to date yet."

Councilman Kent: "It's okay. We'll fix that when we come to it. I just wanted to- "

Supervisor Kozakiewicz: "I think that second resolution,

Resolution 263 should be amended to reflect the proper address."

Councilman Kent: "Okay, we'll fix that when we get to it."

Leroy Barnes: "Are all those things being sent to Vernon?"

Supervisor Kozakiewicz: "Vernon will be aware of them, yeah."

Barbara Grattan: "Okay, we're at the vote."

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

Resolution #255

Barbara Grattan: "Resolution #255, Councilman Lull."

Councilman Kent: "I don't have Resolution 255. I only have the notice of public hearing. It's about the Tanger movie theater."

Barbara Grattan: "Tanger."

Councilman Lull: "All right."

Barbara Grattan: "Nobody has it?"

Councilman Lull: "Schedules- okay, 255 schedules a notice of public hearing for the change of zone of the Tanger movie theater. And the change of the- the public hearing will be held on the 3rd of April at 7:10. So moved, sorry."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale, yes; Kent."

Councilman Kent: "Yes, to set the public hearing."

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

Resolution #256

Councilman Cardinale: "256 schedules notice of public hearing

special permit petition of Demir Petroleum. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #257

Councilman Kent: "This authorizes the Town Clerk to publish and post notice of a public hearing for a special permit for Long Island Partnership Housing Development Fund Company, Inc. to consider allowing, I believe, a residential development in property zoned Business C. And this public hearing will be April 17th. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #258

Councilman Lull: "Authorizes the Town Clerk to post and publish public notice to consider a proposed local law for an amendment of Chapter 101 Vehicles and Traffic of the Riverhead Town Code. It's stop signs on Roanoke Avenue and the corner of Middle Road and Roanoke Avenue. Public hearing to be held on March 20th. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale, yes; Kent."

Councilman Kent: "Oh, yes. This would make that intersection a four way stop. It sets the public hearing for that. Yes."

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

Resolution #259

Councilman Lull: "Nobody has any objections, we've talked about this already and I kind of like would like to do 259 through 265. We've talked about them as a group. These are seven resolutions dealing with seven, actually nine different pieces of property that we're going to be holding public hearings on on March 20th for purchasing development rights. The total amount of the acreage is- "

Councilman Kent: "Except two of them require a small amendment."

Barbara Grattan: "260, though Jim, has got to be changed- "

Councilman Kent: "Okay. We'll just amend 260 to read Amp, Inc. Tyco Electronics Corp. as successor in interest I believe is what it has to say."

Barbara Grattan: "Tyco."

Councilman Lull: "Yeah, and then Craig Wells, 263- "

Councilman Kent: "And Craig Wells we just have to amend his address."

Councilman Lull: "Yes."

Councilman Kent: "Have they been in the paper? Are we ratifying or are these- "

Supervisor Kozakiewicz: "No, these didn't go in the paper."

Councilman Kent: "Are we going to make it in time? How much-"

Supervisor Kozakiewicz: "It would be the 15th when they would appear."

Councilman Kent: "Is that enough notice?"

Supervisor Kozakiewicz: "That would be five days."

Barbara Grattan: "I already sent them to the newspaper today."

Supervisor Kozakiewicz: "Oh, you did send them to the newspaper."

Barbara Grattan: "But I'm going to- I have to take a couple of them out because there's a whole bunch of them and I felt bad for them."

Supervisor Kozakiewicz: "I guess the question I have is whether it will give us enough time. Can we- "

Councilman Kent: "What's the requirement under our own law for notice prior to a public hearing?"

Supervisor Kozakiewicz: "See under our chapter, our ag chapter whether we have a certain time period by which to have these published. Because these were to have been taken up Tuesday night- "

Barbara Grattan: "They were going to be published- "

Councilman Kent: "I thought we were going to ratify them today."

Supervisor Kozakiewicz: "But they didn't go into today's paper."

Barbara Grattan: "Not this- they'll be in next Thursday's."

Councilman Kent: "Yesterday's paper. Okay, so we'll put these aside."

Supervisor Kozakiewicz: "We'll put these aside for the moment."

Barbara Grattan: "You want to pull these, is that it?"

Supervisor Kozakiewicz: "We'll, we'll have to amend the date."

Councilman Lull: "We'll just amend the date."

Councilman Kent: "I will just move to table them for now and we could maybe call them back today."

Supervisor Kozakiewicz: "Right."

Barbara Grattan: "Oh, yeah, that's no problem."

Councilman Lull: "All right. So let's move to table them for the next few minutes."

Resolution #265

Councilman Cardinale: "265- "

Councilman Lull: "266 would be next."

Barbara Grattan: "Yeah, I'm sorry. That goes with the other one."

Resolution #266

Councilman Cardinale: "266 approves the special permit petition of Jonathan Perkins Cooperidge Inn. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

Barbara Grattan: "Seconded by Lull."

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

Resolution #267

Councilman Kent: "This approves the special permit petition of CSC Acquisition Corp. - Cablevision telecommunications facility on Route 58. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #268

Councilman Lull: "Approves the site plan of addition to Cooperidge Inn restaurant. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #269

Councilman Cardinale: "This approves the site plan of CSC Acquisition Corporation - Cablevision, Route 58. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #270

Councilman Kent: "Resolution 270 terminates the employment of Charles Rizzo as a part time crossing guard in the police department. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #271

Councilman Lull: "Terminates the employment of part time crossing guard, Louise Parine, in the police department. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #272

Councilman Cardinale: "This is a highway department budget adjustment with the department, \$50,000 from appropriated fund balance to employee overtime and contractual expenses. So moved."

Councilman Lull: "Yes. But guess what? Snow."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #273

Councilman Lull: "Authorizes increase and improvement to the Riverhead Water District plant improvements, office control center. So moved."

Councilman Kent: "This is that same 44,686 we discussed earlier and I second it."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #274

Councilman Kent: "This is an order establishing a lateral water main for the Meadows at Aquebogue, part of the Riverhead Water District. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #275

Councilman Cardinale: "This is an order establishing a lateral water main for Darren Development Corp. and Riverhead Water District. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

yes. The resolution is adopted."

Resolution #276

Councilman Cardinale: "This is a- awards a bid for installation of water mains and appurtenances at Shade Tree Acres, Riverhead Water District. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #277

Councilman Kent: "This is an order establishing Extention No. 63 to the Riverhead Water District for Saddle Lake condominiums. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #278

Councilman Kent: "I move to table Resolution 278."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Move to table; second to table."

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

Resolution #279

Councilman Kent: "This authorizes the town to publish and post a help wanted ad for an Economic Development Zone coordinator in the Community Development Office."

Councilman Cardinale: "Seconded."

Councilman Kent: "So moved."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #280

Barbara Grattan: "Resolution #280 to pay bills."

Councilman Lull: "So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The bills are paid."

Councilman Kent: "Can we recall Resolutions 259 through 265?"

Supervisor Kozakiewicz: "Ten days."

Councilman Kent: "Ten days? So we don't have enough notice time."

Supervisor Kozakiewicz: "Nope."

Barbara Grattan: "Why do you want to change the date?"

Supervisor Kozakiewicz: "No. I don't want to change the date. The problem is we won't have these published until the 15th of March which is next Thursday and we need 10 days before we can- between the publishing so- "

Barbara Grattan: "So all these have got to be tabled."

Supervisor Kozakiewicz: "So that- well, they don't have to be tabled. We can amend the notice, however, I don't know what we have on April 3rd."

Councilman Kent: "A heck of a lot."

Barbara Grattan: "Well we have a lot but you're going to have a lot- put them on- they say that this is going to be nothing. So put them on."

Supervisor Kozakiewicz: "We need to know what the last hearing is on April 3rd so that we can do these in (inaudible) thereafter."

Barbara Grattan: (Inaudible)

(Some discussion with Barbara Grattan)

Barbara Grattan: "The next one would be 7:25. So that means we have quite a few because we go five minutes."

Supervisor Kozakiewicz: "Yeah, yeah. So we have four on already."

Councilman Kent: "So this is going to be the third- but these won't be- "

Supervisor Kozakiewicz: "These won't be long. Unfortunately I'm not sure- one of those was maybe long. All right."

Barbara Grattan: "So change them- go for it."

Supervisor Kozakiewicz: "7:25 through- "

Councilman Kent: "So you want to start the-- 259 would be April 3rd at 7:25."

Barbara Grattan: "Yup."

Supervisor Kozakiewicz: "Right."

Councilman Kent: "Resolution 260 would be at 7:30, the 3rd day of April. 261 would be the 3rd day of April at 7:35. 262 would be at 7:40. Oh, that's going to be a late night, huh? 263 would be at 7- what are we up to? 7:45?"

Councilman Lull: "263 at 45, yes. 264 at 7:50."

Supervisor Kozakiewicz: "7"50."

Councilman Kent: "7:50 would be the next one."

Councilman Lull: "And then 265 would be 7:55."

Councilman Kent: "7:55. Probably actually- actual time would be about 10:45."

Supervisor Kozakiewicz: "Oh, man, this is going to be a bad day."

Councilman Lull: "You know, could we schedule them all at 7:25 and just take them in order? Can we do that?"

Supervisor Kozakiewicz: "I don't think so."

Councilman Kent: "They are individual properties. I think we have to take- this is a legal requirement."

Councilman Lull: "Okay, did we move it off the table yet?"

Councilman Kent: "We can move the whole package as one though."

Supervisor Kozakiewicz: "With the amendments."

Councilman Kent: "Oh, we also have to amend 260."

Supervisor Kozakiewicz: "We have to amend 260 to identify the owner as Tyco Electronics Corp., same address."

Councilman Lull: "And 263."

Supervisor Kozakiewicz: "And 263 to- 263 which is Craig Wells to reflect the Nebraska address."

Councilman Lull: "Yup."

Barbara Grattan: "Who's doing that?"

Councilman Lull: "Okay, with those amendments, I move all seven resolutions."

Councilman Kent: "And I'll second them."

Barbara Grattan: "And you seconded it?"

Councilman Kent: "I'll second it. Yes."

Supervisor Kozakiewicz: "Moved and seconded as a group with the amendments."

The Vote: "Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolutions are adopted."

Councilman Kent: "Any tabled resolutions today? No?"

Supervisor Kozakiewicz: "Nothing."

Councilman Kent: "Anything off the floor?"

Supervisor Kozakiewicz: "Any other motions? Motion to adjourn?"

Councilman Cardinale: "Seconded."

Barbara Grattan: "Did anybody first that?"

Councilman Cardinale: "Yeah, Bob made his own motion."

Supervisor Kozakiewicz: "I made a motion."

Councilman Kent: "Okay. So long."

Meeting adjourned: 3:04 p.m.

Barbara Grattan
Town Clerk