

Minutes of a Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, on Tuesday, May 7, 2002, at 7:00 p.m.

**Present:**

Robert Kozakiewicz,	Supervisor
Edward Densieski,	Councilman
James Lull,	Councilman
Barbara Blass,	Councilperson
Rose Sanders,	Councilperson

**Also Present:**

Barbara Grattan,	Town Clerk
Melissa White,	Deputy Town Clerk
Dawn Thomas, Esq.,	Town Attorney

Supervisor Kozakiewicz called the meeting to order at 7:07 p.m.

Supervisor Kozakiewicz: "The time being 7:07 p.m., I call tonight's meeting to order. Do we have anybody who wants to lead us-Vince, do you want to lead us in the Pledge of Allegiance?"

(At this time, the Pledge of Allegiance was recited, led by Vince Tria.)

Supervisor Kozakiewicz: "Before we get into the minutes, what I'd like to do is go down to the floor and present a proclamation. I'd ask Virginia and Henry Pfeiffer to come up. I had the distinct pleasure today- do you want to come up as well to receive our proclamation? Today is May- May 7<sup>th</sup> and the month of May is Older Americans Month and it's my pleasure to be presenting to two of our older Americans, a proclamation dated today and asking that this month be recognized by all of our residents as Older Americans Month.

I'm just going to read a couple of the Whereas which I don't usually do, but I'm going to in this case.

Whereas, experiencing age is a process through which we (inaudible), but through which we are afforded the luxury of enhancing the enrichment of the many individuals who bring together this hard working and good natured community; and

Whereas, there are several thousands in the Town of Riverhead who

are 60 years and older who have a great deal of wisdom, experience and fortitude to contribute (inaudible) generations.

I want to just wish you the best, congratulate you and ask that everybody join me in recognizing this as Older Americans Month. Virginia- "

Virginia: "I will accept this plaque on behalf of our seniors and I will gladly take it over to the center and place it on the wall. But, you know what? I'd rather be placing it down on Shady Tree Lane. But it will get there sooner or later."

Supervisor Kozakiewicz: "All right."

Virginia: "And I just want to thank all of the Board members that voted for our new center and I thank you very much."

Supervisor Kozakiewicz: "You're welcome. Thank you. Okay. Now for the business."

Is there a motion to approve the minutes of the Town Board meeting of April 16, 2002?"

Councilman Lull: "So moved."

Supervisor Kozakiewicz: "So moved. Is there a second?"

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved by Councilman Lull and seconded by Councilwoman Sanders. Vote, please."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The minutes are approved."

Supervisor Kozakiewicz: "Okay, Reports, please."

**REPORTS:**

Receiver of Taxes

Total taxes collected to date,  
\$41,070,393.36

Utility collections report,  
\$160,510.20

Town Clerk	Monthly report for April, 2002 total collected \$13,440.84
Police Department	Monthly report for January, February and March, 2002
Riverhead IDA	Annual report for fiscal year 2001
Sewer Department	Discharge monitoring report for March, 2002
Recreation Department	Monthly report for February, 2002, \$42,059.84
	Monthly report for March, 2002 \$18,371.50
Building Department	Monthly report for April, 2002 total collected \$81,744.00

**APPLICATIONS:**

Shows & Exhibition Permits	Agricultural Heritage Festival 9/8/02, Peconic River front 12-5 p.m.
	Cooley's Anemia Foundation - Sept. 21, 2002 bike-a-thon municipal parking lot adjacent to the Peconic River front
	Central Suffolk Hospital, May 10 and 11 - 9 a.m. to 6 p.m. Hospital parking lot - garden festival
Parade Permit	Wading River Shoreham Chamber of Commerce - May 5, 2002 - 9-10:30 a.m. 4K walkathon for breast cancer
	Jamesport Fire Department - 10K run August 25 - 9 to 11:30 a.m.

Site Plan

Twomey, Latham, Shea & Kelly  
southeast corner of Griffing  
Avenue and West 2<sup>nd</sup> Street -  
demolish existing building and  
constructing a new two story  
office building

LIPA Subdivision - northside  
of Sound Avenue, Jamesport  
construction of a substation

Special Permit

Peter Soullas - 146 Sound Ave.  
renovations to become a two  
story family dwelling

**CORRESPONDENCE:**

Crown Sanitation

DEIS submitted to support the  
change of zone and special  
permit petitions

C.J. Boegerding  
Thomas Del Prete

opposition to Crown Sanitation  
change of zone

Helga Guthy  
Elizabeth Zaleski  
Stephen Weinstein

Regarding the Keyspan property  
in Jamesport

Supervisor Kozakiewicz: "Thank you, Melissa. Are there any  
Committee reports?"

Councilman Densieski: "Mr. Supervisor, Saturday, May 18<sup>th</sup> is  
the STOP date. It's 8:00 a.m. through 3:00 p.m. I'd just like to  
read some of the things that you can bring down there and STOP stands  
for Stop Throwing Out Pollutants.

You can bring adhesives, alcohols, antifreeze, aerosols, paint  
solvents, degreasers, herbicides, photo chemicals, pool cleaners,  
stains and varnishes, preservatives, cleaners, used motor oil, oil,  
gasoline, all types of batteries, paint, pesticides, flourescents,  
etc., etc.

Instead of throwing this out into the regular garbage, we ask  
that you take it down to the Riverhead landfill on Youngs Avenue and  
have them properly taken away. That's Saturday, May 18<sup>th</sup>."

Supervisor Kozakiewicz: "Okay. Any other Committee reports?"

Councilwoman Blass: "Mr. Supervisor, I would just like to notice the fact that the scoping hearing for the master plan which was originally scheduled for May 22<sup>nd</sup> now has to be rescheduled, May 29<sup>th</sup> at 3:00 due to a conflict with the Town Board meeting which is the subject of a separate resolution this evening. So I especially ask the media to help us with this because we did send out some notices already. If you could help us get the word out. It is being rescheduled May 29<sup>th</sup> at 3:00, the scoping for the master plan. Thank you. GEIS master plan."

Councilwoman Sanders: "Mr. Supervisor, I would just like to announce, make sure everybody is aware of the grand opening of the skate park, the long awaited skate park this Saturday, 10:00. A ribbon cutting ceremony will be at noon. There are a lot of events and festivities scheduled for the day, music and groups that are coming to perform for the kids and give them some clinics. So we welcome as many people as we can. It's supposed to be a beautiful day. Yes?"

Councilman Densieski: "Rose, I know you've been working on it for about six years and the Recreation Committee. Are you going to be there skating?"

Councilwoman Sanders: "I'm thinking about it."

Supervisor Kozakiewicz: "Aggressive in line or skateboard?"

Councilwoman Sanders: "I'll surprise you."

Supervisor Kozakiewicz: "All right. Okay. Any other Committee reports? If not, the time of 7:15 having arrived, I'd like to call to order the first public hearing. Melissa, could you read the affidavit of publishing and posting, please?"

Public Hearing opened: 7:15 p.m.

Melissa White: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on May 7, 2002, at 7:10 p.m. regarding the extension of the Water District to be known as Extension No. 72 - Reeves Farm."

Supervisor Kozakiewicz: "Thank you, Melissa. Dennis Kelleher."

Dennis Kelleher: "Good evening. Thanks."

Supervisor Kozakiewicz: "I think we want the folks out there to see, too. You- we've had a map and plan on file in the Town Hall in the Town Clerk's office- had a chance to look at that, so."

Dennis Kelleher: "Okay. Good evening. My name is Dennis Kelleher from the engineering firm of H2M. We are the consulting engineers for the Riverhead Water District.

If the Board would please- I'll take 30 seconds maybe just explaining what a Water District extension public hearing is because we have four of them in a row. They are going to sound similar but really- I know the Board understands, but for the public to understand.

The Riverhead Water District does not cover the entire town."

Supervisor Kozakiewicz: "Excuse me? Is the mike on? Yes."

Dennis Kelleher: "I'll speak up, sorry. The Riverhead Water District does not cover the entire property within the town of Riverhead. Its boundaries are smaller than the entire town. So whenever a developer, a proposed building or an existing building that is located outside the existing Riverhead Water District boundaries would like to hook up to the Riverhead Water District to obtain public water supply, they must petition that Town Board and the Town Board must schedule a public hearing. And as part of that, an engineering study is conducted to determine if the Riverhead Water District can provide water to the site and it determines the cost of providing water to the site.

So we now have four separate public hearings for the proposed extension of the Riverhead Water District.

The first public hearing is proposed Extension 72 known as Reeves Farm. The developer of the proposed project has petitioned the Town Board to extend the Water District boundaries for the proposed Reeves Farm subdivision and golf course. The subject property is located along the Reeves Avenue just east of Roanoke Avenue. The property is proposed to be developed into a 75 lot subdivision and an 18 hole golf course.

Again, this hearing is not to approve the subdivision of- the site plan or the subdivision, but really just the extension of the

boundaries of the Riverhead Water District.

In order to provide water to the site, approximately 9,000 linear feet of water main will need to be installed along Roanoke Avenue and Reeves Avenue through the subdivision.

What I have on the map is- first I have highlighted in yellow- it may be a little difficult to see- yellow, is the proposed extension boundaries. I'll talk about that in a second. Highlighted in blue is the proposed water main that would be needed to be installed along Roanoke Avenue, which is at the bottom blue line, running up Reeves and then running through the proposed subdivision, approximately 9,000 feet of pipe.

The estimated water use for the project has been estimated at 22,500 gallons per day on an average day and on a peak summer day, 67,500 gallons. That is not for the golf course. The golf course will not be using the Riverhead Water District to irrigate the greens. They'll be using- "

Supervisor Kozakiewicz: "So it's only going to be domestic water use- "

Dennis Kelleher: "That is correct."

Supervisor Kozakiewicz: "-- not the golf course for their irrigation requirements?"

Dennis Kelleher: "That is correct."

Supervisor Kozakiewicz: "Okay."

Dennis Kelleher: "The estimated cost of providing water to the entire project is estimated at \$392,000. This includes construction costs, engineering costs, inspection, legal and contingencies. This entire cost will be paid by the developer. In addition to that, a key money- key money fees in the amount of \$2,500 per unit for a total of \$187,500 will be paid by the developer. This money will be used by the Riverhead Water District to improve its- to make capital improvements to the District, such as to construct new wells, repaint elevated storage tanks, and things like that.

In addition to the subject property being the golf course and the subdivision, there were several lots that will front the proposed water main that's being installed along Roanoke and Reeves. We have

recommended to the Board that we include those lots at this time into the extension. Those property owners will not have to pay any of the cost of this extension. We just did not want to leave holes through the Riverhead Water District as we are going through. These people will have the right to hook up to the Riverhead Water District.

Again, they would just have to contact the Riverhead Water District to get approval to do that. They will get the benefit of the fire protection as fire hydrants will be located along the way. So we are recommending that several lots be included at the same time."

Supervisor Kozakiewicz: "You read my mind because as you just mentioned, Mr. Kelleher, there are a number of parcels that are not the Reeves Farm parcel that are depicted on this proposed extension. So they would have the benefit of public water. They would also have the downside of having to pay a District tax. Is that correct?"

Dennis Kelleher: "That is correct."

Supervisor Kozakiewicz: "Okay. Just so that's clear. Thank you. Anybody who would like to address the Board either for or against this proposed extension to Reeves Farms? Not seeing anybody indicate a desire to do so, close the public hearing, the time being 7:20 p.m."

Public Hearing closed: 7:20 p.m.

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Public Hearing opened: 7:20 p.m.

Supervisor Kozakiewicz: "At this time, Barbara, would you read the affidavit of publishing and posting, the time still being 7:20 p.m., of the next public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on May 7, 2002, at 7:15 p.m. regarding the extension to the Water District to be known as Extension No. 70 (Mid Road Properties)."

Supervisor Kozakiewicz: "Thank you, Barbara. Mr. Kelleher."

Dennis Kelleher: "Dennis Kelleher, from H2M, consulting engineers for the Water District. The developer of the subject property petitioned the Town Board to extend the boundaries of the

Riverhead Water District. The development is a proposed 126 unit retirement community to be located north of Middle Road.

On the plan I have here, actually highlighted in yellow is the proposed subdivision, retirement community. Highlighted in blue is the proposed water main that will feed the proposed complex. Highlighted in green is the existing water main that presently exists on Middle Road.

In order to provide water to the development, approximately 8,500 linear feet of water main will need to be installed through the complex. Two connections will be made to the existing 12 inch pipe on Middle Road. We estimate the water use for the development at 18,900 gallons per day on an average day and 37,900 gallons per day on a peak day.

Noting that the Riverhead Water District is currently constructing a well No. 11-1, the Riverhead Water District will have sufficient water capacity, pumpage capacity to provide the needs of this proposed extension.

We estimate the cost of extending the water main and providing water to the subject property at \$426,000. This cost to include the construction costs, engineering, inspection, legal and contingencies. This total cost will be paid by the developer.

In addition, key money fees in the amount of \$1,500- excuse me, \$157,500 will be charged against the project and paid by the developer. And these key money fees will be used to make improvements to the Riverhead Water District.

Again, it should be noted that several properties- it should be noted that several additional properties have been included beside the subject development of the retirement community. Hard to see but, again, highlighted in pink is the proposed retirement community. Highlighted in yellow to the left of the pink is the additional lots that are being included and because the water main is passing the frontage of this property and they will have access to the water main.

It also should be noted that the water main running through the proposed retirement community will be installed on private property in comparison to being on Town of Riverhead roads. In order for that to be accomplished, the developer will need to grant the Riverhead Water District easements so once the pipes are installed if we ever need to repair the pipes in the future, the Riverhead Water District will have

access to the pipes for conducting the repairs."

Supervisor Kozakiewicz: "Thank you. Is there anybody who would like to address the Board either for or against the proposed extension Mid Road Properties on Middle Road? Not seeing anybody, declare the public hearing closed, the time of 7:24 p.m. having arrived."

Public Hearing closed: 7:24 p.m.

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Public Hearing opened: 7:24 p.m.

Supervisor Kozakiewicz: "Barbara, if you would, the time still being 7:24 p.m., read the affidavit of publishing and posting for the next public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York, on May 7, 2002, at 7:20 p.m. regarding the extension to the Riverhead Water District to be known as Extension No. 74 (Riverhead Bay Motors)."

Dennis Kelleher: "Dennis Kelleher, H2M. The Town Board was petitioned by the proposed developer of a commercial establishment on a piece of property along Route 58, has frontage on Route 58 just east of the intersection of Pulaski Street. The piece of property actually fronts Route 58 and then also goes back to Pulaski Street.

Part of this property is already in the Riverhead Water District. I've highlighted in pink the frontage on Route 58 is already in the Riverhead Water District. Highlighted in yellow are the areas above the blue line is part of the proposed Bay Motors property that is not in the Riverhead Water District, but because we are providing water to a proposed building on the property, we need to bring the entire property in.

The proposed building is for an automobile showroom. The- it can obtain its water by connecting to the- the existing 12 inch pipe which is highlighted in green on Route 58. However, normal Riverhead Water District policy is that if a developer is developing a piece of property and there is frontage along another side road, that the developer will need to pay for the cost of installing water main in that frontage just in case someone next door needs to obtain water.

So we're proposing at this time, highlighted in blue to install approximately 500 feet of water main on Pulaski Street. At this time, there is no water main on Pulaski Street so we will install this pipe what we call dry. It will be installed, dead ended on both sides. It will be pressure tested and then it will be left in service- left out of service until a point it may be needed in the future.

Again, the proposed project will obtain its water from the existing water main on Route 58."

Supervisor Kozakiewicz: "Question. Is that typical where we ask the property owner who's asking to be included to improve- "

Dennis Kelleher: "That is correct."

Supervisor Kozakiewicz: "-- along both frontages or more than one frontage if they're on more than one frontage?"

Dennis Kelleher: "We normally do not do more than one frontage. However, since the frontage- the water main already exists on the north frontage, we felt it was reasonable to ask them to pay for the frontage on the south side.

We estimate the water use of the proposed development at 900 gallons per day on an average day, and a peak of 2,700 gallons on a peak day.

The estimate cost of installing the 500 feet of pipe is- we have estimated it at \$28,000. This entire cost will be paid by the developer. In addition to that, key money fee of \$7,500 will be assessed against the developer."

Supervisor Kozakiewicz: "How did you arrive at that number, the \$7,500 key money?"

Dennis Kelleher: "We came up with it based on- actually Suffolk County Department of Health Services standards for- "

Supervisor Kozakiewicz: "For flows?"

Dennis Kelleher: "Correct."

Supervisor Kozakiewicz: "Okay."

Dennis Kelleher: "It's based on a single family home being

assessed the price of a key money charge of \$2,500."

Supervisor Kozakiewicz: "So you're equating this to three?"

Dennis Kelleher: "It's equivalent to three homes."

Supervisor Kozakiewicz: "Okay. Thank you. Is there anybody else who would like to address the Board either for or against this proposed extension to Riverhead Bay Motors? Not seeing anybody indicate so, close the public hearing the time of 7:28 p.m. having arrived."

Public Hearing closed: 7:28 p.m.

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Public Hearing opened: 7:28 p.m.

Supervisor Kozakiewicz: "The time still being 7:28 p.m., Barbara, I think, one more affidavit of publishing and posting for Mr. Kelleher."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York, on May 7, 2002, at 7:25 p.m. regarding the extension to the Water District known as Extension 71 (Country Trails Subdivision)."

Dennis Kelleher: "One last time. Dennis Kelleher from H2M. The developer of the proposed subdivision known as Country Trails has petitioned the Town Board to extend the Riverhead Water District boundaries to include his entire subdivision.

This subdivision- the majority of this subdivision is already located within the Riverhead Water District. However, approximately 10 acres are located outside the Riverhead Water District.

On the map that's on display, I'll quickly go over the color highlights. Again, the green line represents the existing water main that presently exists on Mill Road and on Osborn Avenue. The blue would be the proposed water main which I'll talk about in a second which we will run- tying it- connecting from Mill Road running through the proposed subdivision and tying into a new main that will be installed on Osborn and then we will be installing additional pipe on Osborn. Highlighted in yellow is the portion of the subdivision that is outside of the Riverhead Water District. Highlighted in pink is

the area that's already within the Riverhead Water District.

So I'll just go over here a second to show you the difference. This small portion here is not within the Riverhead Water District. This portion here is within the Riverhead Water District.

The proposed subdivision is to include a 26 lot- residential lot community. Approximately 3,200 linear feet of water main will be installed to provide water to the subdivision. As I mentioned before, the water main will be installed- will be tapped into the existing water- 12 inch water main on Mill Road, will be installed through the subdivision and then new pipe will be installed along Osborn Avenue the entire frontage of the property.

We estimate the water use for the proposed subdivision at 7,800 gallons per day on an average and 23,400 gallons per day on a peak summer day.

Again, noting that the Riverhead Water District is currently under construction for a new supply well, No. 11, the Riverhead Water District will have sufficient capacity to provide water to this extension.

The total cost of installing public water to this site is estimated at \$148,500. This cost includes construction costs, engineering, legal and contingencies. This entire cost will be paid by the developer. In addition, key money fees in the amount of \$2,500 per lot will be assessed against the project, for a total of \$65,000. This also will be paid by the developer. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody who would like to address the Board with respect to this proposed water extension? No? I declare the public hearing closed, the time of seven- was there a hand? No. 7:31 p.m. Okay."

Public Hearing closed: 7:31 p.m.

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Public Hearing opened: 7:31 p.m.

Supervisor Kozakiewicz: "The time still being 7:31 p.m., we go to our last public hearing. Barbara, would you read the affidavits of publishing and posting, please?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York, on May 7, 2002, at 7:30 p.m. regarding the petition of Riverhead Centre, LLC."

Supervisor Kozakiewicz: "Thank you. We're going to have to have everyone sworn on this one because I think we have a special permit in front of us."

Dawn Thomas: "Mr. Cuddy, do you swear the testimony you are about to give to be the truth, the whole truth, and nothing but the truth?"

Charles Cuddy: "I do. I'm Charles Cuddy. I represent the applicant, Riverhead Centre. I can say now that Riverhead Centre is where Home Depot is instead of just the northeast corner of Mill Road.

This is a technical application that we're making. It does not change any of the zoning. The zoning remains the same. The lumber yard is in the Industrial A area which is 13.3 acres. The Business B portion is 36.4 acres. We'll have retail stores. The number of square feet is exactly the same, 395,000 square feet to be at this site that is coverage. The coverage percentage-wise which is the Business B special permit, which had been previously approved by this Board, remains exactly the same, 16.32 percent.

The reason we're here is because we have a new conceptual site plan that we want attached to our special permit. The conceptual site plan takes out the movie theater and unfortunately we can't have a theater at this time, and in place of the theater puts 40,000 square feet of retail space. We have given you a conceptual site plan that shows that and shows the buildings in place of the theater.

To support this, we have also given you three reports and I'd ask, Mr. Supervisor, that these be made part of the record. You can either incorporate them or I'll put new reports in, whichever you prefer."

Supervisor Kozakiewicz: "Well, can you just identify for the record- "

Charles Cuddy: "Yes."

Supervisor Kozakiewicz: "-- what those three reports are and then unless there's an objection by the Board, we would deem them made

part of this public record."

Charles Cuddy: "The three reports are from Dunn Engineering having to do with the traffic. The traffic actually decreases because of these uses as opposed to the theater, decreases in the p.m. and decreases on Saturdays which are significant time periods. There's also a retail impact study done by Al E. King (phonetic) and that concludes that the additional retail stores, in fact, do not create any significant impact for the town of Riverhead.

And the third report that we have is the Langdon Engineering (phonetic) report having to do with parking and having to do with wastewater. The parking is less because, again, we have the need for fewer spaces because of the theater. The wastewater flow drops from 39 to 37,000 gallons per day and, again, this is a decrease as opposed to an increase. So what ultimately happens here is that this conceptual site plan and the uses will have less impact than the prior use. And I would ask that this Board consider and approve this technical amendment so that our special permit for Riverhead Centre coincides precisely with a site plan that will be approved for Riverhead Centre shortly. Thank you."

Supervisor Kozakiewicz: "Okay. Unless there's any objection, we'll deem those reports made part of this record today as part of this public hearing.

I have a question. Other than the change you described, is there any other change to the previously approved site plan and special permit?"

Charles Cuddy: "There is no other change."

Supervisor Kozakiewicz: "Okay, thank you. Is there anybody else who has any questions for Mr. Cuddy? Okay. Is there anybody else who is going to present any testimony on behalf of Riverhead Centre? Is there anybody who would like to be heard either for or against this proposed petition of Riverhead Centre LLC? No? Okay."

Councilwoman Blass: "Then I would just like to make a comment, if I could?"

Supervisor Kozakiewicz: "Sure."

Councilwoman Blass: "Thank you. Mr. Cuddy, we have had some discussion about the fact that there is parking that is in excess of

the code, what the code requires and you did bring to my attention the fact that our code doesn't necessarily take into account the fact that if you have a use that has 150 to 100 employees, we don't factor that into the parking schedule, but that's a practical issue that you have to deal with. And in light of that, the parking that you are showing on the amended site plan is in excess of what the code does require. And my only comment, although it's probably more appropriately addressed at the site plan stage, is that perhaps we could consider practically how that parking is or will be working for you or not working for you over the course of time.

And in the event- because we're talking about several hundred parking stalls in excess of what the code required. In the event that it turns out that practically speaking you really don't need all of those stalls, we would hope that we would be able to remedy the situation such that perhaps we could at that point do a reverse land bank, something that, again, only time will tell, but it's difficult to consider that kind of excess without taking into consideration if they are indeed not needed, then perhaps we can put them to better use in another way, or that area."

Charles Cuddy: "I've indicated to you that we absolutely have no problem considering all of that and taking care of that. Yes. Mr. Giannos is here and he also has confirmed that."

Councilwoman Blass: "Okay, thank you."

Supervisor Kozakiewicz: "Thank you. If there's- is there anybody else given the additional comments who would like to address the Board either for or against?"

Councilman Densieski: "That's a first."

Supervisor Kozakeiwicz: "If not, I declare the public hearing closed, the time of 7:38 p.m. having arrived."

Public Hearing closed: 7:38 p.m.

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Supervisor Kozakiewicz: "We are going to go to the open comment period. We have a five minute rule. I am going to bring up something which the Board discussed and I think we're going to fine tune it probably at work session and that is the idea of having a discussion on resolutions only and then opening up the hearing to non-resolution

matters in light of the heavy agendas that we have and the tremendous amount of resolutions that we've got. But we're not going to undertake that today. Our game plan is I think we talked about looking at doing this the beginning of June. So we'll fill you in more as the next meeting comes along. We had a couple of different discussions on this and certainly it proved itself worthwhile in the past and we're thinking about doing that so resolutions can be taken up and those who wish to address other things will have a chance to comment after the resolutions are taken up.

With that said, Tony Mancuso.

Also, while you're stepping up, speaking of resolutions, there are a couple that we need to address as a Board as well, but one of them involves a resolution which will look to pay Allen Videos (phonetic) for the work that they performed to date. There is a resolution that's on to approve the amended site plan of OC Riverhead 58 which is Applebees amended parking scheme. We have a tabled resolution which we are considering taking off the floor which is Douglas and Agnes Stark, Glenwood Oaks, and we also had from last meeting a series of resolutions which involve mutual aid agreements, Haz Mats, and there's also a resolution which deals with Riverhead Commons, which is Serota.

So saying that, I'm sorry to keep you up there, Mr. Mancuso. Go ahead."

Tony Mancuso: "Tony Mancuso, East Meadow Road, Baiting Hollow. Good evening, Mr. Supervisor and esteemed Town Board. I'd like to go on record, once again, and state my objection to changing to the industrial zone for Crown Sanitation. I know that basically this needs to be substantiated with data and facts and this is not the form this evening for that, but it is available when necessary.

I would like to also bring something else to the Board's attention if I may tonight and bear with me if I may sound a little melodramatic but I've noticed that every meeting starts when we all stand and do the Pledge of Allegiance to the flag of the United States. And that flag represents our country and it represents our beliefs and our commitment to what we hold sacred in our country.

I also noticed that we have a flag of Riverhead that is right behind you. Now that's another flag that we're committed to. And, Mr. Supervisor, you have taken an oath to defend that flag as well as the American flag. And if you look at the American, excuse me, if you

look at the Riverhead flag, you'll notice that part of it symbolizes the waters of the Peconic, it symbolizes the agricultural land that we are so adamant to preserve, and it shows a farmer with a plow in the middle of the seal tending the fields. That is what Riverhead is about.

It is also about that out of 35,000 square acres of land that's deemed agricultural in the county of Suffolk, 20,000 of that is here in Riverhead. And so I just want to state once again that we, your constituents, as a community are committed to defending not only the American flag but defending the Riverhead flag and our township and our homes and we are committed through this administration or any additional proceeding administration to defend that and keep agricultural land where it's possible and to fight Crown Sanitation. And I thank you for hearing me out."

Supervisor Kozakiewicz: "Thank you, Mr. Mancuso. Rolph Kestling."

Rolph Kestling: "Rolph Kestling, Wading River. The first one is a real easy one. Resolution #454."

Supervisor Kozakiewicz: "Go ahead."

Rolph Kestling: "Would you please read the first sentence?"

Supervisor Kozakiewicz: "Authorizes the Town- are you talking about the name of the resolution or the first sentence, the first Whereas?"

Rolph Kestling: "The first sentence."

Supervisor Kozakiewicz: "Whereas, on December 18, 2002- it should be 2001."

Rolph Kestling: "Yeah, that's right. That's what I- "

Supervisor Kozakiewicz: "All right."

Rolph Kestling: "Okay?"

Supervisor Kozakiewicz: "Good point."

Rolph Kestling: "You need a proofreader."

Supervisor Kozakiewicz: "That's true."

Rolph Kestling: "On the last Town meeting, I asked you about Little Flower."

Supervisor Kozakiewicz: "Correct."

Rolph Kestling: "And you said you didn't have a chance to read it."

Supervisor Kozakiewicz: "Yes. I understand that- well, we got a report provided to us by Mr. Barnes. I understand Mr. Barnes also spoke to you two days ago and explained the situation up there and explained that there had been a visit. They had met with one of the individuals who is in charge. There had been work that was going on and he explained it to you. I have the report on my desk which I understand he shared with you."

Rolph Kestling: "Well, first of all, he just mentioned that they're working on a building there but is this one of the buildings that were covered under the covenants which they are not allowed to use for residence any more?"

Supervisor Kozakiewicz: "They're not making it into a residents from what I understood from that report."

Rolph Kestling: "Well, they must have a site plan. The site plan would show what it's going to be."

Supervisor Kozakiewicz: "Yeah, I have the paperwork on my desk, Mr. Kestling. I understand he explained that to you what they were proposing to use it for."

Rolph Kestling: "Well, I know they want, according to Mr. Barnes, they're going to use it as offices but if all of a sudden you look at the plan and you see a whole bunch of bathrooms and things like that- "

Supervisor Kozakiewicz: "Understood. But as I said, that's what- they've gone up there, they've spoken to them and I know that information was shared with you."

Rolph Kestling: "As long as they're adhering to what they promised they wouldn't use it for residents because having these sex offenders there- "

Supervisor Kozakiewicz: "Okay."

Rolph Kestling: "Thank you."

Supervisor Kozakiewicz: "Thank you. George Schmelzer."

George Schmelzer: "Have you an answer, Bob, from your Fred Thiele yet, his bunch of pack of lies?"

Supervisor Kozakiewicz: "I actually received a copy of a transcript from the hearing that took place up in Albany where Mr. Thiele stated that the proposed segment equalization rate had been discussed with the town of Riverhead and that the town of Riverhead didn't have a problem with it, so he- I will be speaking with Mr. Thiele, yes."

George Schmelzer: "Well- "

Supervisor Kozakiewicz: "I did not yet because the information just came to my office around 12:00 today."

George Schmelzer: "Well, you've got a chance now to get back at him now. I should tell him if you've got 18% of the students, you should pay 18% of the taxes of the budget."

Supervisor Kozakiewicz: "Actually, I spoke to George Duffy."

George Schmelzer: "That's all you've got to do. We don't care how you get it but get it up."

Supervisor Kozakiewicz: "Actually, I spoke to George Duffy who, I'm sure you know, it's 19% of the students and they do, in fact, pay 19% of the taxes."

George Schmelzer: "Well, they'd rather pay 12 like before, see. Riverhead town was costing them half a million a year a few years back, really. You ought to do something, get this straightened out."

Supervisor Kozakiewicz: "Well, as I pointed it out, it's 19% of students; 19% taxes."

George Schmelzer: "Yeah, well, do something in Albany so it gets changed."

Supervisor Kozakiewicz: "You want them to pay more than 19%?"

George Schmelzer: "No."

Supervisor Kozakiewicz: "Oh."

George Schmelzer: "Just what the percentage of students. Same as every town. And let it go at them. Riverhead town has been a sucker for years. I found out- "

Supervisor Kozakiewicz: "Do you think we should consider what was discussed in one of the letters to the editor, consider separating the school district boundary?"

George Schmelzer: "Well, if they want to, what we take on, I found out 20 years ago, I forget who was Superintendent then, I said you're educating these students for 20 years. It's part of the Manorville school district. I showed him a tax map. He looked at me, didn't answer me. He looked pretty sick. But then he wrote all the people, you've got to go to Eastport, no. Then somebody had some authority on the Town Board here, they got Riverhead to take over that road. Suckers. What suckers. They didn't take any land- any woodland to pay taxes, just that roadway. South side was Manorville-Eastport, were laughing at us for 20 years. Didn't know the difference. Really. That's why they should call the town of Riverhead-less, really."

Supervisor Kozakiewicz: "Thank you, George. Thank you for the compliment."

George Schmelzer: "And anybody- yeah, well, it's true. Anybody moves into Youngs Avenue near the dump, they complain about. The more people that move in, the dump's got to get bigger to take care of the garbage, so what are they kicking about? Should have moved somewhere else. I don't feel sorry for them."

(Unidentified - from the audience): "Don't feel sorry for you, George."

George Schmelzer: "I know they don't. And, how about that \$30 million dollars you want to spend, throw away for the farmers? I told you before. Zone it farm use only. They want to change the zoning, okay, cost us nothing. Really. Barbara, you call yourself a conservationist?"

Councilwoman Blass: "I don't have labels for myself."

George Schmelzer: "You don't know?"

Councilwoman Blass: "No. I said I don't consider myself a particular conservationist, environmentalist or anything of that nature. People- for other people to put labels on other people- I don't abide by labels, George. I- "

George Schmelzer: "You're an environmentalist? What are you then?"

Councilwoman Blass: "-- I take the merits of a program. People have different- "

George Schmelzer: "I thought you were a conservationist. Do you have a flower garden or a vegetable garden?"

Councilwoman Blass: "I have a vegetable garden, a small one, sir, yes."

George Schmelzer: "Well, do you know what's the- now, when the Indians first taught, you know the Indians taught the colonists, they taught them how to raise corn. You know what they told them? Put a little fish under the corn, see. Now it's a shame you wasted that fish that was dumped in front of your house. You're not much of a conservationist, see."

Supervisor Kozakiewicz: "George, George."

George Schmelzer: "Now, you should have taken that fish and put it in your garden. Now the nitrogen from fish doesn't leech. We have nitrate (inaudible), it gets sodium left in the soil. Too much it kills the soil."

Supervisor Kozakiewicz: "All right, George, I'm going to ask you to sum up. It's been five minutes."

George Schmelzer: "Okay. I've got to take- your time you're talking to me, I've got to take that out."

Councilwoman Blass: "Sir, I didn't waste the fish. The person who left the fish in front of my house wasted the fish."

George Schmelzer: "Well, you should have used the fish. It was

a shame you wasted it. Put it to good use. You've got- sodium nitrate is only made from air and water and it leeches."

Supervisor Kozakiewicz: "All right."

George Schmelzer: "But there's nothing better than a fish meal or fish for fertilizer, really."

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

George Schmelzer: "You really mean that?"

Supervisor Kozakiewicz: "If you really are done. All right, thank you. Chuck Bowman."

George Schmelzer: "Yeah, okay. So long."

Councilman Densieski: "So long."

George Schmelzer: "I've got to go now."

Supervisor Kozakiewicz: "Okay."

George Schmelzer: "Can't stand to listen to this stuff."

Supervisor Kozakiewicz: "Have a good evening."

George Schmelzer: "Okay. It is pretty good. Okay. So long. Thank you."

Supervisor Kozakiewicz: "You make that call, Chuck."

Chuck Bowman: "Good evening, Members of the Board. I will be brief. I'd like to appear here to speak in opposition of the granting of the exemption to the moratorium on subdivisions to Zoumas Homes in Baiting Hollow.

I think my comments you'll find are equally applicable to other exemptions that either have been granted or proposed by this Board. In the past, I've been very impressed and you know I do have some expertise in this field. I have my company here that works all over the northeast. I've invested heavily myself in the town of Riverhead. I raise my family here and I care a lot about the town of Riverhead.

You've hired a wonderful planning company that I've worked with.

I have a great deal of confidence with the Board and with the planning company that is working on the master plan. However, I see the exemption and what is becoming now a theme of applying for exemption to the moratorium as something to really be concerned about.

The one in Baiting Hollow if you look at your own legislative intent and criteria for granting an exemption, there has to be proven to the Board an unreasonable hardship on the property owner. That unreasonable hardship has to be unique to that property. And I don't believe that unreasonable hardship can be that they have a contract of sale to a developer. I think that's very important. Environmental impacts are supposed to be looked at as well as compatibility to the master plan as it will turn out. I don't think that has been done.

What we have in Baiting Hollow is an attempt to put attached dwellings on farmland without a change of zone, without benefit of the master plan update, and really for the benefit of the property owner, the developer, without distinguishment between that property or any other farmlands in the area.

I am certainly not one to be opposed to development at all. I just think it has to be analyzed. I think SEQRA has to be complied with, and I don't think that this Board should be allowing an (inaudible) run around the very well intentioned moratorium to allow you to do a complete and comprehensive review and come up with a decision on what the future of Riverhead is to be. And I would really hope that you take that into consideration and follow your own criteria. Thank you."

Supervisor Kozakiewicz: "Thank you. Sandra Mott."

Sandra Mott: "Sandra Mott, Riverhead. First-- I have five concerns. The first, fireworks permit which I'm certain you'll all approve which is an annual event at the race track. I hope that you'll continue to make sure that the direction, intensity and length of those fireworks are away from the Glenwood Village community as it stands right now.

My second concern is that I was advised by someone when I was shopping that the Calverton Enterprise area, whatever it's called these days, isn't going to have any security at the gate after Thursday.

My third concern is the animal shelter relocation and rebuilding and all inclusive nature continue to be considered since it hasn't

happened yet. Maybe Home Depot now that they're in town would like to build it. Mr. Giannos, how about that? You can do something very constructive for the innocents of the town.

My fourth concern is the Glenwood Village extension. You're indicating you are going to bring it out of the-- off the table and you'll be bringing it out of the moratorium. I understand that it didn't have exactly the 70/30 criteria that had to be met and if that's the case, then it shouldn't be approved. And also the fact that lead is in the soil most likely from the fact that it's adjacent to the race track. I called Mr. Gaffney's office, Mr. Michael Carraciolla's office and the Suffolk County Department of Health. Everyone seems to consider the fact that lead is a very important thing and very dangerous. Here's a brochure. I'll give it to you when I finish. You can read it.

And, finally, my concern is your five minute restriction here. Based on Mr. Freedman's (phonetic) article in Newsday of April 3<sup>rd</sup>, Riverhead, it's time to clock chatter which I didn't find amusing at all. I'm going to read you my letter to the editor which was never printed in the Newsday.

Dear Editor: Mr. Freedman's article, Riverhead, It's Time to Clock Chatter, misses the point completely. As an active participant in the Riverhead Town Hall meetings, let me tell you that the five minute comment time is an arbitrary time restriction. There has never been a resolution presented nor voted on nor is it in any town procedures or code formalizing the time restriction placed on a citizen's right to voice their concerns at a public meeting.

As to Mr. Densieski's remarks about going to a work session, unless you are on their agenda, you cannot participate verbally. You can only observe. Board members are part time. State statutes do not require specific days and hours that they work. Some are more accessible and concerned and prepared than others, example Rose Sanders and Barbara Blass.

The future of Riverhead is dependent on a full review of the issues. If it only took five minutes, imagine how much more could be accomplished by the very well paid elected officials and staff. Plus, if each subject was so simple, they could cut the employment rolls and we could save a fortune on salaries and benefits.

It is apparent that the unpaid citizen advocates and taxpayers are in many cases better informed and versed than the Board members

and their staffs. I have been told by one member, he doesn't read the SEQRA reports until after the public hearings, yet we are expected to know chapter and verse when asking our questions. Long winded, no; just prepared with the facts. With vested interest, for example, our homes, families and quality of life, we better be prepared to speak up.

And, Ed, if you are not interested in the public's opinions, you don't deserve to be in office. You are in the wrong business. Public service is a privilege.

Remember, Mr. Freedman, who have the guns been aimed at in the Middle East? Israel and Afghanistan. The news media. It's the old adage, kill the messenger. Will the Town Halls of Riverhead, Southampton and Southold be next? The police officers assigned to protect the Board already are armed. Either you'll need to find a new job or watch your words, Mr. Freedman. I don't intend to hold my tongue ever. The truth shall prevail."

Supervisor Kozakiewicz: "Bill Kasperovich."

William Kasperovich: "William Kasperovich from Wading River. Some weeks ago I had asked the Town Board to designate what the street that I live on is called, what is the designation and no place in print is there any indication and I haven't heard anything of any progress or any research or opinion or what have you. So I bring this to your memory, Mr. Kozakiewicz, to further pursue this.

I also since I have not been outdoors much these past weeks, I noticed the markings of a major surveying program being done in Wildwood Acres area. Can you inform me or tell me what is being done in this area? It is not just the private property or minor subdivision; it's major surveying."

Supervisor Kozakiewicz: "Where exactly have you seen the major surveying going on and what have you seen?"

William Kasperovich: "Well, there's marking on the Hulse Avenue- Hulse Landing Road and 16<sup>th</sup> Street and in the middle of the street going towards Hulse Avenue and then on Hulse Avenue, markings on the road that are not the type of markings that you would find for a private development- properties. I'm asking whether the Town is aware of any such surveying in progress."

Supervisor Kozakiewicz: "I could guess that this has something

to do with drainage but I don't want to guess. Can we get back to you? Because I think that's what it might be but I don't want to say that for sure. Bill, I don't know. I'll get back to you."

William Kasperovich: "Now, the reason I bring this up is that this area, the original site plan has- which was approved by the town- "

Supervisor Kozakiewicz: "Was open space development, right?"

William Kasperovich: "Open space development."

Supervisor Kozakiewicz: "Right."

William Kasperovich: "I believe that's correct."

Supervisor Kozakiewicz: "Right."

William Kasperovich: "But this plan has vanished, both in the county's offices and in the town's offices and nobody wants to take the trouble to search through papers that go back 60 years. Consequently I'm alert to this and after the county had surveyed, the county itself- the survey notes and drawings also seems to have gone back to Pennsylvania from where the survey- surveyors originated. So I'm alert to major surveying in my area because there is no- nothing on paper that shows the original approval.

I also would like to know whether the Town Board is aware of any development to be done or other than what has been accomplished in the past and continues to be accomplished year by year on Hulse Avenue."

Supervisor Kozakiewicz: "Are you asking if there's been further subdivision applications filed?"

William Kasperovich: "No. Hulse Avenue is a- "

Supervisor Kozakiewicz: "The roadway, which is- "

William Kasperovich: "A 50 foot right of way- "

Supervisor Kozakiewicz: "Right. From- and it was part of that resolution that you and I have talked about numerous times back in the '70's."

William Kasperovich: "Yes."

Supervisor Kozakiewicz: "Subject matter of."

William Kasperovich: "Yes."

Supervisor Kozakiewicz: "Right."

William Kasperovich: "Now on and off I've heard gossip about that street being resurfaced but before it can be resurfaced you've got to have some survey work. And I'm alert to whether anything has been done in that area."

Supervisor Kozakiewicz: "I don't know the answer."

William Kasperovich: "All right."

Supervisor Kozakiewicz: "I haven't- I have not spoken with Mark as far as any plans to do that area for paving in the near future. I know that he's doing Sound Avenue and a few other locations. Hulse may be one of the ones that he has on his hit list."

William Kasperovich: "All right. Several years ago- "

Supervisor Kozakiewicz: "And I am going to- I'm getting notification that we're past the five minute rule and I know I've intervened, so I'll let you sum up."

William Kasperovich: "All right. Several years ago I brought to your attention a dangerous situation at the intersection of Hulse Avenue and Park Street which is both 50 foot right of way roads, both of which have been spelled out in (inaudible) dimension in the Riverhead resolution to label these public roads that this intersection is at a top of a hill, call it a rise, call it a peak, it's the top of a hill and it slopes sharply down on both sides on Hulse Avenue and not as much but slopes down on Park Street. If a bus- school bus and panel truck meet or approach each other, one of the two has to back up and let the other pass. And this is not a good condition. Since there's enough land and there's enough space to make this a more reasonable turning corner- "

Supervisor Kozakiewicz: "Okay. That's Park and North Country Road- Wading River Road, I mean. Where did you say? Park and Hulse, okay. We'll pass that along to Mr. Kwasna to take a look at with the engineer."

William Kasperovich: "Now this- "

Supervisor Kozakiewicz: "Mr. Kasperovich, I do have to ask you- it's been 10 minutes now. If you would sum up, please."

William Kasperovich: "This is something I've thrown at you, Mr. Kozakiewicz- "

Supervisor Kozakiewicz: "I am telling you it's going to be passed to Mr. Kwasna tomorrow with the town engineer and they will come out and take a look at it."

William Kasperovich: "If they have to come out there and look at it- "

Supervisor Kozakiewicz: "Mr. Kasperovich, I've made my comment."

William Kasperovich: "If they have to come out there and look at it, it's because they're not doing their job."

Supervisor Kozakiewicz: "Wally Binger. Wally Binger."

William Kasperovich: "Now how many times do I have to get up here and bring this to light?"

Supervisor Kozakiewicz: "Mr. Binger."

William Kasperovich: "That you haven't done your job? And damn it to hell, what do you want, blood to go pouring down the street before you- "

Supervisor Kozakiewicz: "Mr. Kasperovich, please, give up the podium. It's been 10 minutes. Thank you."

William Kasperovich: "I don't care if it's 10 hours. You've kept me in the hallway for an hour and five minutes and now never abide by your five minutes."

Supervisor Kozakiewicz: "Mr. Kasperovich, Bill, Mr. Kasperovich- everyone else has been respectful and every meeting you never adhere to it and I try to give you more time. I've given you twice the allotted time."

William Kasperovich: "I'm talking about something that's for the good of the entire township and the people that I live with and I will ignore your nonsensical five minutes. You can't control the

meeting and you have to resort to five minutes, it's because you don't know how to run a meeting."

Supervisor Kozakiewicz: "Mr. Kasperovich, the only problem here is that you do not wish to accede to my desire to- I gave you- now you're up there 12 minutes, now you're up there 12 minutes."

William Kasperovich: "I come up here with a request and you do nothing, year after year you do nothing."

Supervisor Kozakiewicz: "Mr. Kasperovich, this is the reason I need the police here I suppose. Anyway- Mr. Binger, please."

William Kasperovich: "The Gestapo is the way they function."

Supervisor Kozakiewicz: "Mr. Kasperovich, enough. Thank you, Mr. Kasperovich."

Councilwoman Sanders: "Mr. Kasperovich, we will have someone look into that Hulse and Park situation. Thank you."

Supervisor Kozakiewicz: "Mr. Binger."

Walter Binger: "Good evening. My name is Walter Binger. I live on the Main Road in Aquebogue, New York. I'm here to request that the Town Board look into a drainage ditch being built. It's along the east side of the Equestrian Estates subdivision, off Union Avenue. I had a neighbor a number of years ago who called me at my house- I'm going to give you a little background into this first. Okay? Stick with me.

I had a neighbor who called me a number of years ago who complained about drainage from my farm onto his property and I asked him to meet me at the location, we'd go over it, I'd look at it, which he did, I did. When I viewed the site with him, I informed him that to my knowledge the puddle had never ever gotten larger than 20 feet by 10 feet. There was a puddle on my side of the property on Farm Road.

I pointed out from my side of the property, how his land was higher than mine. He had done his own grading and he had graded towards the one corner where he was complaining about the flooding. I told him possibly the flooding was coming from his own side, not mine. I thought he understood and I left- I was assured myself that it wasn't my problem.

He called me a short time later, and again complained at my home. In order to appease him, and this was all I did, I had a two foot berm built along his property at the cost to me of approximately \$250. It could have been more. It's minimal, \$250. It was done by Charlie Mosher (phonetic). I didn't ignore him. He called me again, seven to ten days later, after the berm was built to tell me that the flooding was on his land. I told him it was impossible. I told him I had the berm built. I told him it cost me \$250. I said please don't call me again.

Now this is where the town comes in. I only recently found out that he has complained six or more times to the Town Hall. The Town Hall has made no attempt to notify me by mail, by phone, or by any kind of personal contact even though I had been within these halls to let me know that this was going on. He has information in writing, which I had requested an information- "

Supervisor Kozakiewicz: "FOIL, Freedom of Information."

Walter Binger: "Freedom of Information. I requested to see what he's written, to see the pictures that he has given in. I don't even know if the pictures are of my own farm. Now, from this we have come to this point.

I came home Saturday and they are building a ditch alongside my farm. The ditch is 30 feet wide, presently four feet deep. It goes uphill towards the north, when they think it's going to downhill, it's going to bring water towards the location. The ditch is now 600 feet long. Okay?

I called Town Hall Monday morning, the first time available and I asked to talk to the engineer's office, after receiving no phone call by noon, I called the second time, the engineer's office. They referred me to the Planning Department. I was told it was the Planning Department's requirement or the Planning Department's department. The Planning Department called me back in the afternoon and they invited me to participate in a meeting this morning, Tuesday, a.m., about this same ditch. The town consulting engineers were going to be there and I wanted to give them my input. I wanted to question the ditch, why it was being built. I was informed by the people at this meeting, the Planning Department, although my contention is no flooding ever occurred, the ditch was required by the Planning Department to alleviate flooding although my contention is no flooding has occurred.

The new homeowners have been told that flooding occurred. The new homeowners have been told that they have to have this ditch on the back of their property. In fact, I'm sorry. The new homeowners were told it would be a grade towards the edge of the property, becoming higher. I recently spoke to a homeowner tonight just before I came to this meeting.

I was also told by this new homeowner who has not moved in yet, back up a little bit. I was told Saturday by the excavator who was hired by the town- I must add that. This was what I was told by the excavator, it is required- "

Supervisor Kozakiewicz: "By which department?"

Walter Binger: "By the town. That's all I was told."

Supervisor Kozakiewicz: "Which- which- you don't know which department?"

Walter Binger: "What I was told, it's required by the town."

Supervisor Kozakiewicz: "Okay. All right."

Walter Binger: "Okay. I met with the Planning Department. I since found out it's possibly under their jurisdiction, this ditch. The owner also told me that this is a verbal only agreement. There is no written agreement with anybody in the town. The town is requiring verbally that the homeowner sign off on this. The ditch is being put in there. I don't like the ditch. They don't think it's going to be a ditch. Okay.

Now, I was told by the Planning Department today that no permits are required, there are no site plans for the ditch, there are no plans at all for this ditch, there are no surveys for this ditch. It appears to be 1950's engineering. They're trying to get the water to go back to the recharge basin that's in the back corner of the property. At the rate they're going, the ditch will be 10 feet deep by the time they get to the back of this. Okay. It is now headed towards the south end where the flooding supposedly occurred. There is no flooding. I've made this contention. Had I been asked by anybody a number of years ago, I don't know when it started. There is no flooding. I haven't been- I'm home. I haven't been informed by the homeowner since I told him not to call me again.

Now, the recharge basin that's in there, I start- I'll start

with- I'll get onto that, too. The recharge basin- "

Supervisor Kozakiewicz: "You're asking us to look into this, I assume. Is this the nature of your question?"

Walter Binger: "I'm asking you to look into this. I'm also asking you to look into additional- something else that is related why we're there. Okay? The recharge basin is approximately 100 foot from the environmentally sensitive ponds. The bottom of the recharge basin is 18 feet above sea level, the ponds are 12 feet above sea level. The recharge basin is six feet above the elevation of the environmentally sensitive ponds within 100 feet of it. I'd like the Town Board to look into what's going on, why this ditch is required. It is ugly. I have given one of the Town Board members pictures of the ditch in its present state. I'm told it's going to be landscaped. I'm told it's going to be a beautiful thing to see.

The homeowners have not been told that it's going to be a ditch. I don't like the ditch next to my property. I don't want the ditch next to my property. Should I some day in the very distant future, decide to sell it for housing, I don't want any sump. It is a sump. Call it whatever you want. Call it a ditch. It's a sump being built. It's 1950's technology. I want to know why it's there. I want to know why how come there's no permits required. I want to know how come nobody knows and needs to review any plans or surveys for this location. Thank you."

Supervisor Kozakiewicz: "You're welcome. Anybody else who would like to address the Board who hasn't submitted a card? Yes, hand in the back. Oh, yes, Mr. Binder. Art Binder, I mean."

Art Binder: "Good evening, Art Binder, Baiting Hollow. Earlier today I was approached by a young lady and asked if I would read this before the Town Board and I said I would.

Once upon a time there was a beautiful town surrounded by water, lush and green fields, abundant with nature's bounties from vegetables to grapes, potatoes to corn, nursery stock to well, you name it. One day a beautiful little girl by the name of Little Red decided to go and visit her granny. Her granny didn't live that far. The weather was beautiful and Little Red really needed to exercise. So walk to granny she would.

Past the beautiful farmland, Little Red walked. The vineyards, the nursery plants and freshly plowed fields, just welcomed Little Red

on her journey to her granny. When all of a sudden and out of nowhere came this horrendous crunching and crashing noise that shook Little Red right down to her Buster Brown's. My Lord, cried Little Red. What in the world is happening? Is life as we know it over? Is granny okay?

As Little Red started running up the hill towards granny's house, she ran right into the most awful sight she had ever witnessed. For there in the middle of a winter wheat field was the monster she had feared, the big, bad concrete crusher, spewing, belching, crushing, crashing, hiccuping, and with such a voracious appetite, it was sure to instill fear in hearts of all people who cared about the qualities in life that are really important, the air we breathe, the water we drink, the peacefulness and quiet, as the sun arises from the eastern sky only to set hours later to the west.

My God, thought Little Red, what has happened here? Who has allowed this to be?

That's it."

Councilman Densieski: "Art- "

Art Binder: "Come on, Ed, did you write that? Come on? You're Little Red."

Supervisor Kozakiewicz: "Anybody else who would like to address the Board? Hal Lindstrom, please, and then Mrs. Lindstrom thereafter. I probably should have said Mrs. Lindstrom first."

Councilman Densieski: "Yeah, ladies first."

Supervisor Kozakiewicz: "I saw Hal's hand first, I'm sorry. Bruce, were you wishing to speak?"

Hal Lindstrom: "Hal Lindstrom, Riverhead. I'd just like to put in a request or to look into possibly putting in a double stop sign on the corner of Osborn and Middle Road. Because of the angle on the road on Osborn, it sort of curves around."

Supervisor Kozakiewicz: "I actually spoke to the Highway Superintendent about that very issue today."

Hal Lindstrom: "Okay."

Supervisor Kozakiewicz: "I think not only is it the curve but also the fact that there's the four way stop- you're talking about the one on Middle did you say? I'm sorry."

Hal Lindstrom: "Osborn and Middle, yeah. There's only one- "

Supervisor Kozakiewicz: "Because you have a four way at Middle and Mill and there's a four way at Middle and Roanoke and I think that some of the people that are traveling east and west on Middle are presuming that there's also stop signs north and south on Osborn and we have seen some occurrence of accidents there. So I've asked Mark Kwasna to look at that."

Hal Lindstrom: "Yeah. It's an angle on Middle Road and then you have the curve on Osborn and it's quite dangerous. So if you can look into that."

Councilman Lull: "I agree, Hal, with the need for signage there but I have a feeling that we'll be talking about something a little bit more expensive. I believe the traffic committee might very well be proposing a flashing red light, four directional red light."

Hal Lindstrom: "I see, yeah. Okay, thank you very much."

Supervisor Kozakiewicz: "Mrs. Lindstrom, do you mind if Bruce speaks before you, since he's up? Thank you."

Bruce Tria: "Bruce Tria, Vice-President of Riverhead Business Improvement District. And I'll get this out of the way now because I know Councilman Densieski is waiting. I do live in the town of Southampton but I work in the town of Riverhead."

Supervisor Kozakiewicz: "I'm glad you did get that out of the way. Go ahead."

Bruce Tria: "I also felt that since some of the speakers got well in excess of five minutes, that perhaps I could take an hour. But I understood that the Board was considering a resolution that would limit social services agencies in the Business Improvement District."

Councilman Densieski: "It's not social- it's agencies in general. And it doesn't limit them. What it does is make them require a special permit. In other words, if there's an agency that the Town Board desired to have on Main Street, we'd have the ability

to have them but if it's an agency that we wouldn't want, say a drug rehabilitation, we could- we have the ability to say no."

Bruce Tria: "Well, I don't want to seem cynical, Ed, but nine times out of 10 you want to ask for a special permit, you get a special permit. And you know from having attended the BID meetings and I'm sure the Supervisor knows from hearing from the BID President on a regular basis, that the BID is really, really opposed to the idea of additional social services type agencies. I mean certainly the BID likes having the Department of Agriculture down on Main Street and other agencies like Cooperative Extension being in the BID district are very good for the BID district.

But given the fact that the town is investing serious money in Grangebél Park, considering that we've been talking about revitalization for 20 years in Riverhead, perhaps it is time to put the brakes on completely on social services type agencies in downtown. The BID would be very supportive of such resolution."

Councilman Densieski: "If we put the brakes on all agencies then we eliminate the possibility of the good ones coming. I think we'll use discretion and I believe that's the idea behind this, is to eliminate the agencies that we don't want down on Main Street."

Bruce Tria: "Does the Town Board see this resolution coming to the fore in the near term?"

Councilman Densieski: "In about an hour. It's on the agenda."

Bruce Tria: "Tonight. I must have missed it when I thumbed through it."

Councilman Densieski: "Yes, you did."

Councilwoman Blass: "You may not have known it from the title, but it's Resolution 489."

Supervisor Kozakiewicz: "Business D."

Bruce Tria: "Business D."

Supervisor Kozakiewicz: "A change to Chapter 108."

Bruce Tria: "Thank you, sir."

Supervisor Kozakiewicz: "You're welcome."

Bruce Tria: "I appreciate it."

Supervisor Kozakiewicz: "All right. Mrs. Lindstrom."

Kathy Lindstrom: "Kathy Lindstrom, Baiting Hollow. I have a question on Resolution #9. I hope I can ask this tonight. Is there a limit to the number of planes that Northeast Holdings can fly in each week?"

Supervisor Kozakiewicz: "They will be limited on their hours of operation, is what they'll be limited to."

Kathy Lindstrom: "No limit on the number of planes landing?"

Supervisor Kozakiewicz: "The agreement doesn't- no."

Councilman Densieski: "They have to adhere to the zoning and the zoning, I believe, the word says several. So."

Kathy Lindstrom: "Several a day?"

Councilman Densieski: "Yes, I believe it's several a day. I don't know if the applicant's here can tell us exactly how many they're proposing, but they have to adhere to the zoning."

Kathy Lindstrom: "All right. And the zoning is several a day so you could assume maybe three or four a day?"

Councilman Densieski: "From what I was told from the applicant there wouldn't be that many. There would be certain days where there was no flights at all. On other days there may be a couple flights. That's what I was told."

Kathy Lindstrom: "But it wouldn't go up to like 200 a week?"

Councilman Densieski: "That's very true."

Kathy Lindstrom: "Okay. Thank you."

Supervisor Kozakiewicz: "Thank you. Yes, hand in the back."

Bob Morse: "Good evening, Bob Morse, Calverton, Baiting Hollow, whatever you want to call it. Interesting about the Crown. I know

you're tired of hearing about it but I keep bringing it up because I don't want it. I don't care if you put it in a 50 foot hole and you put a dome over it, I don't want it. Don't change the zone code. It shouldn't be changed.

You want open space? He bought it, he doesn't use it for open space. He uses it for his own business. I think it's wrong. I think the people in this town are going to be very upset. I think they're going to fight- if you decide to go through with this. I don't get a reading whether you want it or don't want it. You're walking like right down the middle of the road."

Supervisor Kozakiewicz: "We haven't got to that point yet because we have to go through the environmental impact statement."

Bob Morse: "If- well, the impact statement is one thing. I don't want the zone change. It's got nothing to do with it. I don't care if there's dust, concrete, I don't care. I don't want the zone change. And I think a lot of people here don't want it either and I think that they will hire lawyers to fight you with this."

I've been a Republican all my life, 18 years old I voted Republican, straight Republican. I'm 63 years old now. I lived in Nassau 26 years, I watched the Republican Party destroy Nassau County, one of the richest counties in the world. Interesting to see what happens out here in Riverhead."

Supervisor Kozakiewicz: "Anybody else? Dorothy Pennel."

Dorothy Pennel: "Dorothy Pennel, Jamesport. I wasn't going to until I heard the gentleman from BID and that is an important issue in our town. It's a business improvement, isn't it?"

Councilman Densieski: "Yes, it is."

Supervisor Kozakiewicz: "That's what it stands for."

Dorothy Pennel: "What has happened along the river front with the little schoolhouse?"

Supervisor Kozakiewicz: "We are trying to find some grant funds for that right as we speak to- in order to enable us to redo that schoolhouse so that it can be secured and not fall apart. That's, in fact, going on as we talk."

Dorothy Pennel: "It has been going on for several years now without any improvement at all as far as the town is concerned and I've been to several meetings, not recently."

Supervisor Kozakiewicz: "Well, that project had been slated for improvement and was stopped at the eleventh hour because of questions raised with respect to the way the Buildings and Grounds crew were going to do it. And it was stopped. And I'm talking about three or four administrations ago. You're right. But the town had committed funds to do it, had the Buildings and Grounds crew ready to take it on and it got stopped because some people had issue with the way the reconstruction was going to take place."

And unfortunately that's what took place historically and now the funding that was put in place that year could not roll over and the individual who put a stop to it has now said, you know, however you wish to deal with it and however you wish to reconstruct it, is fine with me. So we are looking to find the necessary funds to get that done and get it back to its original splendor."

Dorothy Pennel: "What was the approximate- "

Supervisor Kozakiewicz: "I think it was a difference of opinion- what's that?"

Dorothy Pennel: "-- the approximate estimate of cost?"

Supervisor Kozakiewicz: "Well, I think at that point in time it was somewhere in the 30's and the work that was being contemplated according to its original restoration was like 160,000 or 180. It was an incredible number- the difference. The town was going to do it for a lesser amount in the- "

Dorothy Pennel: "I remembered- I think I remembered having read about it, this was a few years ago, and it was something like 17,000 and at that time it was felt by the administration who was in office at the time that it was a little bit too much and they talked about moving it to Hallockville. But it's a historical building even though it's- of course it is old and even though it's decrepit but it's been- become that way because it hasn't been kept up by the town. And as things were going down with it and the storms. We had storms and- "

Supervisor Kozakiewicz: "There were floods and there had been freezing instances."

Dorothy Pennel: "That's right. And a berm had never been put up there."

Supervisor Kozakiewicz: "That's right. That's right. Well, I don't think- I think even if you talk to Dr. Gratham, she'll admit that when it was originally put there no one ever anticipated the flood levels being as high as it was because if it had- or anybody had anticipated it coming up that high in the 70's, that would have been the time to put that berm up. Nobody including the Supervisor in office at the time, Dr. Gratham, or anybody else who was involved with that project, ever thought that those flood tides would get that high."

Dorothy Pennel: "Well, I realize- "

Councilman Lull: "Dorothy, we are at the present time- as Bob said, we are at the present time looking into funding. I believe there is funding available and I believe the funding is immediately available. Even if the funding is immediately available, to do the preservation work, the work that will be done will have- all the equipment and everything will have to go through the State Historic Preservation Committee."

Dorothy Pennel: "I realize that."

Councilman Lull: "That will take a while to get those things- to get the equipment approved, the facilities approved. But that- if we get the money which I believe we'll have quite soon, that should be taken- going to the State quite soon, and it will depend upon how fast they get it to us. Because our guys will do it."

Dorothy Pennel: "Well, I'd like to think so because from the standpoint of the river front, there's been much improvement there and from an aesthetic standpoint and with the Business District being improved, it would be an asset to it as opposed to what it looks like now. And I think it should have been taken care of much before this."

Supervisor Kozakiewicz: "Well, as I mentioned, it had been earmarked for improvement and at the eleventh hour the project got stopped, otherwise it would have been done half a dozen years ago and then the funding got lost. So."

Dorothy Pennel: "Great. So then we'll have it by the 4<sup>th</sup> of July of the year 2010."

Supervisor Kozakiewicz: "There you go. Anybody else? Mr. Danowski."

Peter Danowski: "I was looking at #485 adopts the wetlands amendment or change. I was curious about whether you reacted or provided any change in the proposed legislation to cover some of the issues I raised at the public hearing or hearings on this matter.

One of them dealt with possibly grandfathering pending applications. The second talked about a parallel provision to the DEC rules where you are going to make people go through two processes, one with the town and one with the state, and the state has provisions where, as I noted at the public hearings, if you were above the 10 contour or had a pre-existing bulkhead, that you would have exempt or waiver procedures allowed. And I also made comment that this seems to be addressing everyone in the town including the single family homeowner on a single and separate lot who may want to put the most minor of improvements to his building. And I don't know that you made any proposed changes since the last public hearing."

Supervisor Kozakiewicz: "Well, I know the one thing had been eliminated was the flood plain language."

Peter Danowski: "I think we addressed- "

Supervisor Kozakiewicz: "Got knocked out."

Peter Danowski: "We addressed that between I think the first or the second hearing and the last one and I remember my remarks the last time about publication and again tonight the remarks are made that the proposed new ordinance is on file with the Town Clerk. I understand that. I was specifically trying to find that (inaudible) before the Board pass the resolution."

Supervisor Kozakiewicz: "Are you saying that someone had a single family house and they were doing work within a DEC regulated limit, they would not have to go to the DEC?"

Peter Danowski: "I'm saying I think it's pretty obvious and pretty well known that if you're above the 10 contour on a matter, you could get a letter of non-jurisdiction out of the DEC. If you had a pre-existing bulkhead similarly- "

Supervisor Kozakiewicz: "We could do that by rules and regulations in conjunction with this ordinance perhaps."

Peter Danowski: "Well, I don't know that you can do that and certainly it would be my position that these minor matters shouldn't be subject to this kind of process and it's going to be expensive for the single family homeowner for a very minor alteration to a premises.

So I think when you have to go to the DEC as well as the town, you should try to parallel the exemption provisions. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else? Yes, hand-Joan Griffin."

Joan Griffin: "Good evening, Joan Griffin, Baiting Hollow. I just have a few questions about the Crown situation. So what else is new, right? Excuse me, when is the FEIS due to come in?"

Supervisor Kozakiewicz: "I believe that the process is we're going to be acting on hiring an independent consultant. The comments should have been or are about to go out to the applicant. They then prepare the FEIS in response thereto. So a lot of these timetables are not set in stone. They're somewhat fluid, so, we had the public hearing. We had the hearing on the DEIS. Those comments have been assembled. They are put together in a- analyzed by the applicant, and the applicant then prepares the FEIS."

Joan Griffin: "Okay."

Supervisor Kozakiewicz: "So there's- I can't tell you it's tomorrow, but it should be shortly."

Joan Griffin: "Sometime this month, I guess?"

Supervisor Kozakiewicz: "If the applicant wishes to move it along, he's going to have to prepare that."

Joan Griffin: "Okay."

Supervisor Kozakiewicz: "Yes."

Joan Griffin: "The consultants, how do they fit in the plan now? They reviewed the- "

Supervisor Kozakiewicz: "They're hired by us as independent consultants to review that final environmental impact statement and to tell us in what ways it's addressed, all the commentary, or whether it's deficient and needs more data."

Joan Griffin: "Okay. And then I have a question for each of you. I do apologize if I mispronounce anybody's name. Councilman Densieski, close, I'm getting it. I'm getting it."

Councilman Densieski: "Close enough."

Joan Griffin: "What do you think the Crown proposal is exactly?"

Councilman Densieski: "What do I think it is?"

Joan Griffin: "Right."

Councilman Densieski: "I think it's an application for an expansion of a recycling business."

Joan Griffin: "Okay. They're not doing that. They're looking to do the crushing of concrete and wood chipping. Not expanding an existing business. They're looking to expand into other businesses. And Councilman Lull?"

Councilman Lull: "It's a petition for a change of zone and a special permit."

Joan Griffin: "And the special permit, do you feel is for the current business they're doing or the concrete and wood chipping?"

Councilman Lull: "It's recycling. It's all recycling."

Joan Griffin: "But it's new- "

Councilman Lull: "There's different levels of recycling."

Joan Griffin: "-- type of business they're doing. It's not the existing business."

Councilman Lull: "They're doing some recycling there, they're doing it for us."

Joan Griffin: "Right. But it's- they're not doing concrete crushing and wood chipping."

Councilman Lull: "No."

Joan Griffin: "Okay. So they're expanding into new recycling

fields."

Councilman Lull: "It's like saying moving from selling kayaks to selling motor boats. Yes."

Joan Griffin: "Okay. And Councilman Sanders- Councilwoman Sanders."

Councilwoman Sanders: "It's a rezoning application. It's an application to expand their present business and it's an application to extend what they do now to additional operations."

Joan Griffin: "And Councilwoman Blass?"

Councilwoman Blass: "It is a petition to change a zone on adjacent property. There's a special- attendant special permit petition to allow for construction and demolition debris processing and they are currently taking construction and demolition debris onto the site but they are not processing it. This would be furthering their business, expanding their business by processing what they're currently taking in and shipping out. They would be processing and selling the product at that point. So it is an expansion of an existing operation."

Joan Griffin: "And Supervisor Kozakiewicz?"

Supervisor Kozakiewicz: "As I think everyone has alluded to, this is two applications. There's a change of zone application to take the 13.99 acres of land that's west of their current operation, the two acres, and change it from agricultural to industrial zoning, and then there's an application for a special permit to allow for the processing of wood and the processing of concrete."

Joan Griffin: "Thank you. And this piece of property, the 13.99 acres, this is located south of Sound and north of Route 58. It's my understanding that that's a greenbelt now, trying to preserve the land that's in there."

Supervisor Kozakiewicz: "In 1997 there had been a greenbelt of certain acreage established. That's correct."

Joan Griffin: "Okay, so- "

Supervisor Kozakiewicz: "This particular parcel, I'm not sure when it was last farmed."

Joan Griffin: "Okay. And- "

Supervisor Kozakiewicz: "I know it had been farmed years ago by my uncle but I think he probably stopped farming it about 10, 15 years ago."

Joan Griffin: "Okay. Thank you very much."

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

Larry Oxman: "Good evening, Larry Oxman. I came here as an observer but apparently the Resolution 485 with regard to the freshwater wetlands, part of that involves changing the setbacks from freshwater wetlands?"

Supervisor Kozakiewicz: "It delineates a setback. In the past it just defined an area that was regulated as wetlands, floodlands and flood plains and what this is doing is establishing an area of jurisdiction that's 150 feet from those aforementioned wetlands, watershed lands, fresh water wetlands, tidal wetlands, water courses, and other natural resources."

Larry Oxman: "So when you say jurisdiction, that doesn't necessarily mean that you- "

Supervisor Kozakiewicz: "That's the setback. No."

Larry Oxman: "That's the setback- "

Supervisor Kozakiewicz: "No. That is not the setback. It's jurisdictional so that when we have a wetland that's been mapped out either on a town map or on a DEC map, the- if it's within 150 feet of that limit, then it's within the CAC's jurisdiction. It's within- I mean, it's within the control of Chapter 107."

Larry Oxman: "Just out of curiosity, why wouldn't that limit be the same as the DEC's of 100 feet versus 150?"

Supervisor Kozakiewicz: "You know, there's other jurisdictions that have gone further, Larry. Some have put in more extensive. This was- we've had the public hearing three times or four times already on this, so."

Larry Oxman: "All right. Thank you."

Supervisor Kozakiewicz: "All right. Anybody else who would like to address the Board? Yes, sir?"

Bill Callas: "My name is Bill Callas. C-A-L-L-A-S. I live at 78 Southfield Road in the Manors at Baiting Hollow. No surprise, I'm objecting to the resolutions to Crown. For 34 years I worked for Con Edison, one year as a power plant electrician, 33 years in the purchasing and stores department.

For five years I was the manager of the general supply section and was responsible for purchasing and inventory control of the company's concrete and fabricated concrete products requirements. Through 1983, I can tell you with (inaudible) that most concrete products contained some amount of asbestos that was used in the products to bind them together. We all know that when you start grinding the asbestos that's in there is harmless at this point, but when you start grinding and tearing them up, the asbestos becomes friable and now escapes to the atmosphere.

We also know that there is no water bath that will 100% keep all the debris or friable materials from escaping into the atmosphere. The reason I'm bringing it up is I live driving a mile away from Crown. I guess as the crow flies, it's a little bit shorter. In 1997 I retired from Con Edison because I have asbestosis. I was required- I retired because I shouldn't be around, you know asbestos. It would just advance the disease. So I'm now concerned. This to me now is a matter of life or breath, you know. I am concerned for my life.

I just moved here a year ago. I bought a quarter of a million dollar home. I've been coming out to Riverhead since I sent my kids to Mercy High School. I've been coming out here a long time. This is a beautiful town. You cannot let this thing go through. You must stop it. And I'm sure I am not the only resident of this town that is suffering from asbestosis or (inaudible) or all those other diseases you hear about on television. So for me it's personal, it's very personal, me and my family.

I would also like to say and using- if the Board approves Crown's application, I'll use Councilman Ed's words, then this decision stinks, stunk and stank, whatever you said."

Councilman Densieski: "Close enough."

Bill Callas: "And we people of Baiting Hollow and Calverton will remember each and every one of you come election time. Thank

you."

Supervisor Kozakiewicz: "Thank you. Anybody else? Yes, hand in the back, come on up. Oh no, you don't want to come up? Okay. Do we want to take a break and take a couple moments because we have a couple we have to wrangle through. Okay. So we'll take a brief recess, the time being 8:41 p.m. We'll reconvene- what do you think 15 minutes? Okay."

Recess: 8:41 p.m.

Meeting reconvened: 9:20 p.m.

Supervisor Kozakiewicz: "Are you ready, Barbara? Let the record reflect that the time is 9:00, no, actually, it's 9:20. First announcement. Somebody is the owner of a packet of information from the Board of Appeals, Town of Hempstead. It was- it looks like a variance for that was involving a- ah, okay. Chuck. Right. We wanted to make sure it got back to its rightful owner."

And while Barbara is away, I guess what I'll do is adjourn the Town Board portion and ask that the Board would allow me to convene the CDA portion and, hopefully, Barbara will make it back in time."

Meeting adjourned: 9:20 p.m.

Meeting reconvened: 9:22 p.m.

Supervisor Kozakiewicz: "Let the record reflect the time of 9:22 and we'll reconvene the Town Board portion. Barbara, resolutions."

Resolution #428

Councilwoman Sanders: "Authorizes the Town Clerk to publish and post public notice to change the date of a Riverhead Town Board meeting from Tuesday, May 21<sup>st</sup> to Wednesday, May 22<sup>nd</sup> at Town Hall. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #429

Councilwoman Blass: "This resolution establishes a yard waste fee, that being \$5.00 per vehicle daily fee. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "This is a new program. We're still tweaking it a little bit. There may be other resolutions to follow. But, yes."

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

Resolution #430

Councilman Lull: "Amends Town Board Resolution #423 supporting the East End Transportation Council's SEEDS study. SEEDS, Sustainable East End Development Strategy Study for the years 2002 and 2003 at \$75,000- \$7,500, sorry, per year. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Supervisor Kozakiewicz: "Joey, on this one, this is SEEDS. We're doing both, 2002 and 2003 as opposed to just 2002? 2002."

Councilwoman Blass: "Just 2002."

Supervisor Kozakiewicz: "All right, the resolution should be amended then. Is there a motion to amend just to authorize this fiscal expenditure for the year 2002?"

Councilman Lull: "I move that we amend the resolution just to simply cancel 2003 in the second Whereas clause."

Supervisor Kozakiewicz: "All right."

Councilwoman Blass: "And I second that- "

Councilman Lull: "Oop, in the third Whereas clause."

Councilwoman Blass: "And the third."

Supervisor Kozakiewicz: "Yeah, it's three times it's referenced. Okay, very good. So it's also second as amended?"

Councilwoman Blass: "As amended."

Supervisor Kozakiewicz: "All right. Vote, please. Barbara was second as amended."

The Vote: "Sanders."

Councilwoman Sanders: "I just have a question. Is that \$3,500 then or \$7,500?"

Councilwoman Blass: "No. I think it's \$7,500."

Councilman Lull: "\$7,500."

Supervisor Kozakiewicz: "3,500 for the year."

Councilwoman Sanders: "It's not 7,500?"

Supervisor Kozakiewicz: "Right."

Councilwoman Sanders: "So we have to correct that as well."

Supervisor Kozakiewicz: "Yup, yup, \$3,500."

Councilwoman Sanders: "Right? Yes."

Barbara Grattan: "Wait a minute. 2003 is in three places, the first paragraph, second paragraph- "

Supervisor Kozakiewicz: "It's out of all of them. Out all of them."

Barbara Grattan: "Okay."

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

(Some inaudible discussion among the Board members)

Councilwoman Blass: "I'm sorry, Joe, I'm going to have to ask you again. The original resolution was \$3,500 per year for two years, fiscal years 2002 and 2003. The suggested change was \$7,500 per year for 2002 and 2003, wherein you just suggested \$7,500 for one year or \$3,500 for one year?"

Joey McClellan: "For the year 2002, all towns have to pay a salary of \$35,000- "

Councilwoman Blass: "Okay."

Joey McClellan: "Okay? And it's split up with the towns paying \$7,500 apiece."

Councilwoman Blass: "7,500."

Supervisor Kozakiewicz: "All right."

Joey McClellan: "We sent them, Southold, according to Southold, we sent them 3,500."

Supervisor Kozakiewicz: "This resolution is a mess."

Councilwoman Blass: "Okay."

Joey McClellan: "Or 3,000 and we have to send them the remainder because we made a mistake."

Councilwoman Blass: "Okay. So we were on the right track with the original amendment. We're merely striking the year 2003 completely, but the fee of \$7,500 is accurate for the year 2002."

Supervisor Kozakiewicz: "Very good."

Barbara Grattan: "And how about in the first paragraph?"

Councilman Lull: "No, that was the one we- "

Barbara Grattan: "That's the one you adopted when- "

(Some inaudible discussion among the Board members)

Supervisor Kozakiewicz: "The total that's supposed to be paid

is \$7,500 for the year 2002. Correct? All right."

Councilwoman Blass: "As amended."

Supervisor Kozakiewicz: "That we understand. So whatever we paid them already, we'll pay them the difference between that amount and \$7,500. Okay. Very good."

Councilman Densieski: "A little discussion. What exactly are we getting for our money? Just so I know."

Joey McClellan: "A lot of boring meetings."

Councilman Densieski: "Yeah."

Joey McClellan: "I mean- "

Councilman Densieski: "I mean what is the end goal or whatever? I just- "

Supervisor Kozakiewicz: "The end goal is to coordinate all of the east end transportation needs as part of the sustainable east end development strategy to be part of that process so that all of the area, the five east end towns, the villages, all are working in a conjoined and unified measure to try to deal with the issues that are affecting all of us."

Councilwoman Blass: "And that's a great (inaudible), Ed, because if you want to know for sure you can attend the next SEEDS meeting, Thursday, May 23<sup>rd</sup>. And this is really an announcement for the public as well. 6:30 to 10:00 p.m. at the Calverton Enterprise Park gatehouse building. It is the second meeting that they're actually having in Riverhead. Councilwoman Sanders and I and I think Mr. (inaudible) and a couple other people attended the other."

They are actually very interesting meetings in spite of what Joey has said. They take regional transportation and other land use issues and they talk about them together as a- "

Councilwoman Sanders: "Regional- a regional approach."

Councilwoman Blass: "Yes. Regional impacts so having said that in the middle- "

Councilman Densieski: "I'll check my schedule."

Councilwoman Blass: "-- I'm sure you will, Ed."

Barbara Grattan: "Now, Councilwoman Blass, could I have your vote?"

Councilwoman Blass: "My vote is yes."

Supervisor Kozakiewicz: "I don't think we've had a from Sanders."

Councilwoman Sanders: "Can I vote?"

Barbara Grattan: "As amended. You voted."

Councilwoman Sanders: "I asked a question."

Barbara Grattan: "You voted yes."

Supervisor Kozakiewicz: "No, question."

Barbara Grattan: "Okay. Go ahead."

Supervisor Kozakiewicz: "Let's go."

Councilwoman Sanders: "I'm leaving. Yes."

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

Supervisor Kozakiewicz: "That was hard work."

Resolution #431

Councilwoman Blass: "This resolution approves the application of Ed Densieski for an Agricultural Heritage Festival. I move that with enthusiasm, Ed."

Councilman Densieski: "Thank you."

Councilwoman Blass: "You're welcome."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "Yes. This is the third annual Heritage Festival. On behalf of all the volunteers that make it happen, I'll vote yes."

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

Councilman Lull: "Just for the heck of it, Ed, give the date."

Councilman Densieski: "September 8<sup>th</sup>. Thanks, Jim."

Councilman Lull: "Yes."

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

Supervisor Kozakiewicz: "With a rain date of September 15<sup>th</sup>.  
Yes."

Councilman Densieski: "Thank you all."

Supervisor Kozakiewicz: "I'm not trying to doom it, believe  
me."

Barbara Grattan: "Do you drive a tractor?"

Supervisor Kozakiewicz: "Yup."

Barbara Grattan: "Resolution is adopted."

Resolution #432

Councilman Densieski: "Approves the application for a fireworks  
permit of Riverhead Raceway. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "I'll be there. Yes."

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

Resolution #433

Councilwoman Blass: "Approves the second application for fireworks permit for Riverhead Raceway. This was later on in the summer, August 24<sup>th</sup>. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #434

Councilwoman Sanders: "Approves the application of Cooley's Anemia Foundation for a bike-a-thon event on September 21<sup>st</sup> with a rain date of September 22<sup>nd</sup> between the hours of 6:30 a.m. and 6:30 p.m. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "Yes. I would like to thank all the folks from Atlantis, the aquarium, who were a big help with this, and also the chief of police. There's quite a bit to this. There's a bike-a-thon; there's a walk-a-thon, and it's for a very good cause. And everybody is chipping in and I'd like to thank everybody involved. Yes."

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

Resolution #435

Councilman Densieski: "Amends site plan of Cherry Creek Golf, Inc. So moved."

Councilwoman Sanders: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "Can we change the last Resolve, the second to the last Resolve, not to exceed six as opposed to six months."

Supervisor Kozakiewicz: "Noted."

Councilwoman Sanders: "Thank you. Yes."

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

Resolution #436

Councilman Densieski: "Excludes subdivision petition of NF Golf Resorts from the moratorium on residential development. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass."

Councilwoman Blass: "Yes. And I really can't wait for this moratorium, this particular local law to expire and to be replaced by a new one. Yes."

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

Councilman Densieski: "Yes. I'd like to thank all of the attorneys who pointed all the loopholes out and gray areas in our moratorium. Yes."

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

Resolution #437

Councilwoman Sanders: "Excludes subdivision petition of Zoumas Contracting and Home Builders from moratorium on residential development. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "There's no reduction in yield. I don't believe that's the proper acre to have attached to home housing. I'm going to vote no."

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

Supervisor Kozakiewicz: "As you can guess, this whole 70/30 issue has been quite the subject of a lot of heated debates amongst this Board. The local law when it was put in place provided for exceptions and also provided for exclusions. They are in different sections of that local law. And I believe that when this was done by the Board, the 70/30 was really been done to try and achieve a reduction in yield.

Unfortunately being the drafters of our own local law, we're bound with what we had put in place which was an exclusion that described it as 70/30. We've talked about this quite a bit and what happens from here is that it goes to the Planning Board and the Planning Board can put their further refinements if you will upon it. But under the exclusion, it seems to carry muster as we have described it and I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #438

Councilman Lull: "Approves the site plan of Buckley renovations, Main Road, Aquebogue. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #439

Councilman Densieski: "Approves an extension of military leave of absence. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Blass, yes; Sanders- "

Supervisor Kozakiewicz: "They missed this one up, boy."

Barbara Grattan: "Yeah, they sure did. You see now, I caught that right away."

Supervisor Kozakiewicz: "Yeah."

Councilwoman Sanders: "Yes."

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

Supervisor Kozakiewicz: "Notice how they made the print down at the bottom to identify who made it really small so we can't figure out who messed that up? Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #440

Councilwoman Sanders: "Amends resolution authorizing the attendance of one police detective at FBI training conference entitled Forensic Video Analysis Course. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #441

Councilwoman Sanders: "Authorizes inspector to attend class for Firewise Communities Workshop on September 24<sup>th</sup> through the 26<sup>th</sup>. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #442

Councilwoman Blass: "This resolution authorizes the attendance of employees at International Municipal Signal Association Certification School. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #443

Councilman Lull: "Authorizes the attendance of the Chief of Police at 2002 Nation Summit Funding and Evaluating Emergency Preparedness and Response Plans for First Responders. So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Densieski: "Oh that's me. Yes, second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "You know, you make the guy a Chief of Police and now you've got to send him on seminars. Yes."

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

Resolution #444

Councilman Lull: "Is an amendment to Resolution #60, change in date of a class. So moved."

Councilwoman Blass: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

Councilwoman Blass: "But can't we do something about just that first sentence. I mean can't we say it in a different way. I know it's ministerial at this point, but you know, the resolution has changed?"

Supervisor Kozakiewicz: "Yeah, it should say- "

Councilwoman Blass: "You know, wherein the facts relative to or something. The dates of the prior- the prior resolution referenced the dates which have now changed and Whereas, but that is-- okay?"

Councilwoman Sanders: "It's pathetic."

Supervisor Kozakiewicz: "However you want it. We can knock out the first Whereas even and just put Whereas the day of has changed as follows and another change, so eliminate the first Whereas. How's that?"

Councilwoman Sanders: "Better."

Supervisor Kozakiewicz: "Okay. Vote?"

Barbara Grattan: "What are we doing with this?"

Supervisor Kozakiewicz: "We're taking out the first Whereas."

Barbara Grattan: "Okay, Whereas date of fire/arson?"

Supervisor Kozakiewicz: "No, Whereas- "

Councilwoman Blass: "Whereas Resolution #60 has changed."

Supervisor Kozakiewicz: "Right."

Barbara Grattan: "Okay."

Supervisor Kozakiewicz: "The resolution didn't change, though. Okay."

The Vote: "Sanders."

Councilwoman Sanders: "Yes, as amended."

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

Councilwoman Blass: "Yes, as amended."

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

Barbara Grattan: "Did anybody make an amendment to that?"

Supervisor Kozakiewicz: "I got it."

Resolution #445

Councilwoman Blass: "This resolution accepts the retirement of Police Sgt. Thomas R. Lynch effective June 2, 2002. So moved."

Councilman Lull: "And second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "Yes. Sgt. Thomas Lynch was an excellent cop. I want to thank him for his service and wish him the best of luck in retirement. Yes."

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

Councilman Lull: "Yes. Tommy, thanks for many years of service."

Supervisor Kozakiewicz: "Yes. We've been hearing that this retirement was likely due to the injury that Sgt. Lynch had sustained to his right knee. It's now official and good luck with retirement. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #446

Councilwoman Sanders: "Authorizes attendance of Assessor at seminar. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #447

Councilman Densieski: "Approves the six month temporary sign of Payless Shoes. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "It's times like these when I realize how important this job really is. Yes."

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

Councilman Lull: "At least he didn't say shoeless pays. Yes."

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

Resolution #448

Councilwoman Sanders: "Approves six month temporary sign permit of Bundles. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #449

Councilwoman Blass: "This resolution creates a Community coalition Juvenile Law Enforcement Advisory Board. So moved."

Councilman Lull: "And second. Just a quick note. The- so many of the grants that we apply for need or are supposed to have a citizen's advisory board and they are specifically noted as what should be on each board. What we've done is take all the groups that

we submit for grants and take everything that they say we should have on the multiple boards, we've made it a single board to deal with all the grants that we apply for. Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #450

Councilwoman Sanders: "Authorizes Town Clerk to publish and post annual financial report summary for the year ending 2001. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "That should be some interesting reading at night. Yes."

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

Resolution #451

Councilman Densieski: "Authorizes a loan to Sprinkles of Fun. So moved. That's what it says."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded. Couldn't have made that one easy, huh?"

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "This is part of an economic development program to try to help downtown revitalize. I think it's a great program. I'm glad somebody's taken advantage of it. Yes."

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

Resolution #452

Councilman Lull: "Ratifies the AFLAC NY agreement with all three labor unions in the town, and had requested that the town participate in AFLAC cancer plan so, therefore, the program will be undertaken by the town with all costs of the program to be borne by the employees. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #453

Councilman Lull: "Authorizes the execution of an agreement with Ivy Acres, Inc. which includes the planting and maintaining of flowers and bushes in the downtown area which they do such a wonderful job. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

Councilwoman Blass: "Discussion. The only question I have is when we talked about this at work session, Jack clearly has said and I have, you know, my notes that it was supposed to have been two years starting April."

Supervisor Kozakiewicz: "Yeah, we double checked and it's actually three. The last time payment was paid was through March 31 of 2000 and it should be covering 4/1/2000 through March 31. And if you do the quarterly payments of \$6,250, that comes out to annual payments of \$25,000."

Councilwoman Blass: "Okay."

Supervisor Kozakiewicz: "Yeah, I double checked because- "

Councilwoman Blass: "You did? Because- "

Supervisor Kozakiewicz: "-- when he went down, he said you're right and- "

Councilwoman Blass: "I did try to- he was not in today to try to verify it."

Supervisor Kozakiewicz: "And the period was needed to be covered was the- "

Councilwoman Blass: "Okay, thank you for verifying that."

Supervisor Kozakiewicz: "Yup."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "I'd also like to take the opportunity to say that the flowers downtown in summertime in Riverhead rival most others and I vote yes for that."

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

Resolution #454

Councilwoman Sanders: "Authorizes the Town Supervisor to execute change orders GC01 through GC07 for senior citizen human resource center. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded with that one change in the first Whereas, where it should say December 18<sup>th</sup>, 2001."

Councilman Lull: "Oh, that's the wrong one."

Councilwoman Blass: "That's okay, Jim."

Councilman Lull: "455- "

Supervisor Kozakiewicz: "All right."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #455

Councilwoman Sanders: "Authorizes Town Supervisor to execute change order for Stotzky Park skate park. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #456

Councilman Densieski: "Authorizes the Town Supervisor to execute a change order No. 1 for the municipal mechanics maintenance facility. So moved."

Councilman Lull: "And second."

Supervisor Kozakiewicz: "I'm reading the second Whereas and it doesn't make any sense."

Councilwoman Blass: "729- "

Supervisor Kozakiewicz: "We'll have to correct- the basic sense of this change order resolution and I move and second it is to provide for two items I think it was we were described the other day by engineering which are change order in the amount of \$6,289.10. We'll have to get that second Whereas to be the corrected amount to Stuart Berger Construction Corp. I think it was \$129,000. But I don't recall that off the top of my head exactly. So, moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #457

Councilman Lull: "Authorization to publish bids for diesel fuel. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

Barbara Grattan: "Do we have a notice? Do you have a notice?"

Councilwoman Sanders: "I don't."

Supervisor Kozakiewicz: "I saw one."

Barbara Grattan: "You did?"

Supervisor Kozakiewicz: "Yeah, but I don't see it in here. Okay, the machine ate it."

Barbara Grattan: "Okay."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #458

Councilman Densieski: "Awards the bid for a 2002 four wheel drive pickup truck for the water department. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #459

Councilwoman Sanders: "Awards the bid for grass seed and lawn chemicals. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Blass, yes; Sanders, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #460

Councilwoman Sanders: "Awards bid for 2002 four wheel drive pickup truck. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Supervisor Kozakiewicz: "This is where we need Sal Mastropolo. We have two pickup trucks and this one is \$4,000 less."

(Some inaudible discussion among the Board members)

Supervisor Kozakiewicz: "Buildings and Grounds. This is Buildings and Grounds."

Councilwoman Blass: "This one, and the other one was water district."

Supervisor Kozakiewicz: "Water department."

Councilwoman Blass: "Yeah, I know but this one didn't say."

Councilwoman Sanders: "Sorry, Barbara."

Supervisor Kozakiewicz: "Okay. Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #461

Councilman Densieski: "Awards bid for spill containment system for the Riverhead Scavenger Waste District. So moved."

Councilman Lull: "And second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #462

Councilman Densieski: "Grangebél Park bulkheading and foot bridge capital project budget adjustment. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #463

Councilwoman Sanders: "This is a budget adoption for the 2002 recreational capital improvement budget. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #464

Councilman Lull: "2002 public parking riverfront improvements capital project budget adoption. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #465

Councilwoman Sanders: "2002 Juvenile Accountability Incentive Block Grant Computer Network Consolidation Project. So moved."

Councilman Lull: "Second. I'm impressed."

Councilwoman Sanders: "Do you want me to say that again?"

Councilwoman Blass: "Looked it up."

Supervisor Kozakiewicz: "That's not what it says on mine."

Councilman Densieski: "I'd like to be able to say it one time."

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

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #466

Councilman Densieski: "Scavenger waste transfer station capital project budget adoption. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #467

Councilman Densieski: "Sound Avenue and Edwards Avenue traffic light improvement budget adoption. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "Mr. Supervisor, I know this is a very important issue with the community down there. Do we have a time line on this?"

Supervisor Kozakiewicz: "Like as soon as we get this adopted. I understand this is coming off a State bid so we're looking to process the purchase order as soon as this gets done."

Councilman Densieski: "Good. Yes."

Supervisor Kozakiewicz: "And, hopefully, in a month."

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

Resolution #468

Councilwoman Sanders: "2002 Middle Road Riverhead Sewer District pump station improvement. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #469

Councilwoman Blass: "This is a BID 2002 downtown revitalization project budget adjustment. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass."

Councilwoman Blass: "What did I say? What? I said adjustment. I meant adoption. Sorry. Yes."

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

Councilman Densieski: "I would just like to read the third Whereas. Whereas, the purpose of the grant is facade restoration and construction of exterior handicapped accessibility improvements. With that said, I'll vote yes."

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

Resolution #470

Councilwoman Sanders: "Stotzky Park skateboard complex capital project budget adjustment. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #471

Councilman Lull: "2002 ambulance vehicle capital project budget adoption. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #472

Councilman Lull: "General fund budget adjustment. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #473

Councilman Densieski: "C.D.B.G. 1995 budget adjustment. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "What does that mean?"

Councilman Densieski: "Okay. I'll be happy to tell you what it is. This is a grant Andrea secured for us for the phase II of the Polish Town shutter program that took place in Polish Town. If you saw any of them, they're quite lovely."

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

Councilman Lull: "It's nice to see the part II of the facade improvements in Polish Town coincide with part II of the facade improvements downtown. Yes."

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

Resolution #474

Councilman Densieski: "Polish Town beautification project budget adjustment. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #475

Councilwoman Blass: "This resolution accepts the performance bond of Sound Housing LLC (Building #14). So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #476

Councilwoman Blass: "This resolution authorizes the release of a performance bond for East End Cardiology. So moved."

Councilman Lull: "Yes. I'm sure they'll be glad to hear that. Yes. Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "I would just like to mention that this is one of the nicest projects that has been done in town for a while. They did landscaping, they did the architectural work, and I would hope that more developers and builders would take a look at this and follow suit. Yes."

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

Resolution #477

Councilwoman Sanders: "Accepts performance bond of Sound Housing LLC (Building #12). So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #478

Councilman Densieski: "Accepts performance bond of Sound Housing LLC for Building 13. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #479

Councilwoman Blass: "This resolution accepts the performance bond of Eagle Auto Mall Corp. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #480

Councilman Lull: "Accepts the performance bond of Wading Woods Associates LLC. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #481

Councilwoman Sanders: "Accepts the performance bond of Winna Realty. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #482

Councilman Lull: "Authorizes the release of the performance bond for Auto Zone, Inc. So moved."

Councilman Densieski: "Discussion on that."

Supervisor Kozakiewicz: "Discussion."

Councilman Densieski: "Due to recommendations from the Handicapped Committee, we understand that the sign requirements have not been met properly yet so we'd like to table this. Move to table."

Supervisor Kozakiewicz: "Is there a motion to table?"

Councilman Densieski: "Yes."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Sanders: "Second."

Councilman Lull: "I'll second."

Barbara Grattan: "Jim?"

Councilman Lull: "Whatever."

Barbara Grattan: "Sanders?"

Supervisor Kozakiewicz: "All right. Motion and second to table

based upon failure to comply with the handicapped sign. Okay. Vote."

The Vote: "Sanders, yes; Blass."

Councilwoman Blass: "Yes, to table."

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

Resolution #483

Councilman Lull: "Authorizes the release of performance bond for Jenny Joe Realty Corp. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "A nice addition to Polish Town. They've done a nice job fixing up their location. Yes."

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

Resolution #484

Councilwoman Blass: "This authorizes the release of a performance bond for PC Richard & Son. So moved."

Supervisor Kozakiewicz: "Is there a second? Was that a second?"

Councilwoman Blass: "Are you whistling that, Ed?"

Councilman Densieski: "Yes."

Supervisor Kozakiewicz: "All right."

Councilman Densieski: "Was I supposed to second that?"

Supervisor Kozakiewicz: "Yeah, you were supposed to second that. I thought maybe the whistle was a second. Okay. Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #485

Councilwoman Blass: "This resolution adopts a local law to repeal and replace Chapter 107 entitled Wetlands, Floodplains and Drainage of the Riverhead Town Code. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #486

Councilwoman Sanders: "Adopts a local law amending Chapter 106 entitled Waterways of the Riverhead Town Code. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #487

Councilwoman Blass: "This adopts a local law to amend Chapter 101 entitled Vehicles and Traffic of the Riverhead Town Code. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #488

Councilman Densieski: "Adopts a local law to amend Chapter 101 entitled Vehicles and Traffic of the Riverhead Town Code. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "I'd just like to ask a question. Have all these gone through the Committee, Jim, or are they in the process?"

Councilman Lull: "They're in the process, I think. They've been looked at."

Councilman Densieski: "Okay."

Councilman Lull: "We had a change in chief so it's been- "

Councilman Densieski: "Okay. Thank you. Yes."

Councilman Lull: "I'm meeting with him tomorrow morning."

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

Supervisor Kozakiewicz: "Yeah, actually these- this one and the prior resolution involve the placement of stop signs in Great Rock Drive and Sound Breeze Trail which was a subdivision that when we accepted the roads, we needed to also place stop signs up there. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #489

Councilwoman Sanders: "Adopts a local law amending Chapter 108 entitled Zoning of the Riverhead Town Code (Business D District). So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #490

Councilman Densieski: "Authorizes the Town Clerk to post and publish a public notice of a public hearing to consider a proposed local law for an amendment of Chapter 101 Vehicles and Traffic of the Riverhead Town Code. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #491

Councilwoman Blass: "Authorizes the Town Clerk to publish and post public notice of public hearing to consider a proposed local law for an amendment of Chapter 101 Vehicles and Traffic of the Riverhead Town Code. So moved."

Supervisor Kozakiewicz: "The reason I'm still bothered. The prior notice, I'm going back to the prior resolution which was 490, we had the public hearing date on the wrong day. It should be the 22<sup>nd</sup> of May at 7:10. I just want to make that notation. So while- "

Councilman Lull: "This one is right, the second one."

Supervisor Kozakiewicz: "The second one is right. So, Barbara, we'll need to get you an amended notice for tomorrow. All right. So moved and seconded, that's Resolution 491."

Councilwoman Blass: "491, that's correct. Moved and- "

Councilwoman Sanders: "I didn't second it. Seconded."

Supervisor Kozakiewicz: "Oh it wasn't seconded. Okay. Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #492

Councilman Lull: "Authorizes the Town Clerk to publish and post

public notice of public hearing to consider a proposed local law for an amendment of Chapter 101 Vehicles and Traffic of the Riverhead Town Code, the specific weight limits on Youngs Avenue. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #493

Councilman Lull: "Authorizes Town Clerk to publish and post public notice of public hearing for a local law for an amendment of Chapter 101 Vehicles and Traffic of the Riverhead Town Code. This one for safety crossings near the new skatepark. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #494

Councilwoman Blass: "This resolution authorizes the Town Clerk to publish and post a help wanted ad for two positions on the Landmarks Preservation Commission. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #495

Councilwoman Sanders: "Ratifies appointment of a Park Attendant II to the Riverhead Recreation Department. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Densieski, yes. The resolution is adopted."

Resolution #496

Councilwoman Blass: "This resolution appoints temporary clerks to the Tax Receiver' Office. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #497, 498, 499, 500, 501, 502, 503

Councilman Lull: "Not 3, that's a different-- "

Councilwoman Blass: "Different category."

Barbara Grattan: "Okay."

Councilman Lull: "Those resolutions 497 through 502 appoints part time assistant recreation leaders to the Riverhead Recreation Department. They are James Murphy, Philip Ponte, Edmund Lubus, Kevin Biglin, Caprice Crippen, Christine Spero. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. Those resolutions are adopted."

Resolution #503, 504

Councilman Lull: "And 504, both appoint park attendant I to the Riverhead Recreation Department, Chris Barker and Kyle Stevenson. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolutions are adopted."

Resolution #505

Councilman Lull: "As a follow up to the other bunch, appoints a lifeguard training, CPR and first aid instructor to the Riverhead Recreation Department. That would be to hold instructions for those who are going to be overseeing the skate park. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull."

Councilman Lull: "Instructor is Jill Kruger. Yes."

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

Resolution #506

Councilwoman Blass: "This resolution authorizes the execution of an indemnification agreement between Andrew Baldelli, John Fritz, Anthony Lauro and the Town of Riverhead. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #507

Councilman Lull: "Authorizes the Supervisor to execute a letter agreement with Dvirka and Bartilucci, P.C. for consulting services for the environmental review of the change of zone and special petition of Reliance Leasing (Crown Sanitation). So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Lull: "507."

Councilman Densieski: "Yeah, mine says River Club on 507."

Barbara Grattan: "No."

Supervisor Kozakiewicz: "There's two of them. There's two that say 507. It should be 508."

Barbara Grattan: "507 is Crown; 508 is River Club."

Councilwoman Blass: "So you're on 507- you're on this one?"

Councilman Densieski: "507A."

Supervisor Kozakiewicz: "507A, Crown Sanitation."

Councilman Densieski: "Okay."

Councilwoman Blass: "That's yours."

Councilman Densieski: "Okay, second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #508

Councilwoman Sanders: "Authorizes the Supervisor to execute letter agreement with Dvirka and Bartilucci, P.C. for consulting services for the environmental review of the special permit petition of the Riverclub, L.L.C. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Densieski: "Discussion."

Supervisor Kozakiewicz: "Yes."

Councilman Densieski: "I expected another Riverclub resolution here tonight the (inaudible) resolution to the county and I'm just

wondering if it's timely to do this now. I would rather see the other resolution myself."

Councilwoman Blass: "I think we have to do a concurrent situation."

Supervisor Kozakiewicz: "Yeah, but this has got to go. The other one should have been on."

Councilman Densieski: "Time sensitive. Okay. That's fine. Okay. If it's time sensitive, I understand. Okay."

Supervisor Kozakiewicz: "Make sure it's on next meeting."

Councilman Densieski: "Okay, thank you."

Barbara Grattan: "Has it been moved and seconded?"

Supervisor Kozakiewicz: "It was offered and seconded and then there was discussion. Vote."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull."

Councilman Lull: "These consulting services are at the expense of the developer. Yes."

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

Resolution #509

Councilman Lull: "Approves the site plan of Riverhead Commons. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

Councilwoman Blass: "Discussion. Just one of the conditions relative to lighting, number 3, I think, on the declaration and covenants wherein we talk about causing direct glare on neighboring properties. I guess that is currently in the code that way, Rick, and what we're trying to do is sort of clarify it with that additional condition that talks about the photometric- "

Councilman Densieski: "Barbara, I think-- are you referring to full cut offs so there's no (inaudible) light going up?"

Councilwoman Blass: "Well there's some concern about neighbor- the spill over and we've had- "

Councilman Lull: "Same builder in Wading River, right?"

Councilwoman Blass: "That's correct. And I guess what I'm asking is do we have to keep that particular condition in there as worded or can we not substitute or perhaps use this as an opportunity to put outside limits on what we would tolerate in terms of foot candles that fall outside the property. Is there any opportunity to do that now?"

Rick Hanley: "Well, we hadn't done that analysis. I don't think I could do that off the cuff."

Councilwoman Blass: "Okay."

Rick Hanley: "So what it essentially does is suggest that the standard covenant or the standard criteria for glare is outside the property line which would mean on neighboring properties."

Councilwoman Blass: "Okay."

Rick Hanley: "The second condition has to do with the foot candle intensity within the site itself."

Councilwoman Blass: "Okay."

Rick Hanley: "So I understand where you are going with this. I think we should probably work on having a standard foot candle intensity within a site. Yes. Hopefully, we'll move in that direction."

Councilman Densieski: "Yes. I don't think it's a big impact on the developer if we let him know now. Unlike other projects where- "

Rick Hanley: "Right. Yes. Yes."

Councilman Densieski: "Okay, so you guys will be working together on that."

Rick Hanley: "We hear you."

Supervisor Kozakiewicz: "Okay. Discussion? Okay. Vote, please."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "I believe that a lot of our tax base comes from Route 58. Yes, I know we have to deal with the traffic but we've got awful high taxes in this town and I believe our commercial districts should be on Route 58. I don't go shopping but from all the women I talk to, Target is a great store. So I'm going to welcome them to Riverhead. I vote yes."

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

Councilwoman Blass: "Are you implying that only women go shopping, Ed?"

Councilman Densieski: "Oh, no, no. I didn't say that. Be careful, there's more fish coming."

Councilwoman Blass: "Don't forget the tartar sauce this time, for sure."

Councilman Lull: "Yes."

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

Resolution #510

Barbara Grattan: "Resolution to pay bills, 510."

Councilman Lull: "So moved."

Councilwoman Blass: "Second to pay bills?"

Supervisor Kozakiewicz: "Is there a second?"

Councilman Sanders: "Second."

Supervisor Kozakiewicz: "Okay. Who moved it and who seconded it?"

Barbara Grattan: "Lull moved it and Sanders seconded it."

Supervisor Kozakiewicz: "Vote, please."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. Bills are paid."

Resolution #511

Supervisor Kozakiewicz: "511 would be the amended site plan of OC Riverhead 58. Is that- "

Councilman Densieski: "Allen Video."

Councilman Lull: "No. 511 is Allen Video."

Supervisor Kozakiewicz: "Okay, all right. And this is to pay for services provided for March 19, April 2, April 16 and May 7. Okay."

Councilwoman Sanders: "And not to go beyond."

Councilwoman Blass: "And not go to- "

Supervisor Kozakiewicz: "That's all it's authorizing now so okay. I think I've been given a clear directive from the Board that we want to tell Cablevision where they can go, what they can do, and we're going to advise Allen Video, because we're doing that now, that we will be paying them for the services they provided to date but we're discontinuing the relationship as a-- show protest to the way Cablevision has been treating us. So.

Have the residents write to Cablevision and scream to Cablevision and tell them to do what they've been doing in the past which was picking up the cost for providing that service to us, and that's who they should be writing, calling, complaining to. Thank you."

Councilwoman Blass: "Just to ask Mr. Supervisor that if we have access to these tapes or do we own these or just employing the services of this individual or paying him for the services that he's rendered on these particular dates, but we actually don't own these tapes. Is that correct?"

Councilman Densieski: "It says payment of services."

Councilwoman Blass: "Right. I just wondered where they are."

Supervisor Kozakiewicz: "The tapes are at Cablevision."

Councilwoman Blass: "Okay."

Supervisor Kozakiewicz: "They- they're taken from-- as I understand it in my conversation they go right from Allen Video. After they conclude, there's a beginning portion and a trailer and then the tapes are delivered to the Cablevision offices."

Councilman Densieski: "I heard you take them home, Bob."

Supervisor Kozakiewicz: "Yeah. I have my own private recording device underneath here, so."

Councilman Lull: "Actually I heard Tim takes them home."

Supervisor Kozakiewicz: "All right."

Councilman Lull: "Anyway, I'll move 511."

Supervisor Kozakiewicz: "Is there a second?"

Barbara Grattan: "Do I have a copy of that resolution?"

Supervisor Kozakiewicz: "You will in a moment."

Councilwoman Sanders: "Seconded."

Supervisor Kozakiewicz: "And moved and seconded."

Barbara Grattan: "Okay. So that's Lull and Sanders."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "I think it is- I don't know if it's legal for us to subsidize people that don't have Cablevision and have the taxpayers pay for something that they don't receive. I know for a fact that Cablevision can do it and I strongly recommend that they come in and do it because I don't think it's the town's job to pay for the service. So with that message sent, I agree with the Supervisor. I would recommend that people call Cablevision. I believe the town board and the school board's meeting should be televised and I think they should pay for it. And with that said, I'll vote yes."

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

Councilman Lull: "And that's part of the negotiations, if I'm

correct, Mr. Supervisor? Yes."

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

Supervisor Kozakiewicz: "Well, we've had some trouble getting to the point of negotiating this item in light of past resolutions. The bigger problem as we've already alluded to is when we have some control over the tapes, there's some presumption that we're doing something with the tapes and that's what's been stressed to Cablevision- "

Councilman Densieski: "We?"

Supervisor Kozakiewicz: "-- many times. And what- this should be Cablevision's doing. They had taken it as a courtesy to the towns and I think it alleviates any so called evil motives. So, anyway, this is going to pay for their services we've been provided to date. Yes."

Barbara Grattan: "The resolution is adopted."

Councilman Densieski: "I wonder if that's going to get cut out."

Resolution #512

Councilman Lull: "512."

Supervisor Kozakiewicz: "512."

Councilwoman Sanders: "I have some minor amendments."

Supervisor Kozakiewicz: "This-- mentioned it earlier."

Councilwoman Sanders: "In the second Whereas paragraph, January 20 should be changed to May 7, 2002. In the last Whereas paragraph, Young & Young should be added after prepared by, Young and Young Land Surveyors."

Supervisor Kozakiewicz: "Okay. So let's just go back. First, the second Whereas, we're changing the date of January 20, 2000, to May 7, 2002. Okay? And then where are you going to? Where?"

Councilwoman Sanders: "In the last Whereas paragraph."

Supervisor Kozakiewicz: "The last Whereas paragraph."

Councilwoman Sanders: "Where it says prepared by- "

Supervisor Kozakiewicz: "Oh, prepared by should say Young and Young."

Councilwoman Sanders: "Young and Young Land Surveyors."

Supervisor Kozakiewicz: "Okay."

Councilwoman Sanders: "And the second- I'm sorry, the- yes, the second Resolve clause on the second page, the date of January 20, 2000 should also be changed to May 7, 2002."

Supervisor Kozakiewicz: "Okay."

Councilwoman Sanders: "And the last paragraph, right after it says OC Riverhead 58 LLC, it should say slash Applebees Restaurant."

Councilwoman Blass: "Can I just clarify whether the last- the first, no, the last paragraph on the first page, the first Resolve also should not be- just asking whether that- "

Supervisor Kozakiewicz: "No, it should be May 7. 2002."

Councilwoman Blass: "January 20<sup>th</sup> should also be changed to May 7<sup>th</sup>?"

Supervisor Kozakiewicz: "2002."

Councilwoman Blass: "That as well. Okay, thank you."

Supervisor Kozakiewicz: "Okay? Is there a motion?"

Councilman Densieski: "Approves amended site plan of OC Riverhead 58 LLC. That's correct, OC?"

Supervisor Kozakiewicz: "OC."

Councilman Densieski: "Okay."

Supervisor Kozakiewicz: "OC."

Councilman Densieski: "So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "Yes. This is for an additional 14 parking spaces to a previously approved site plan."

Barbara Grattan: "The resolution is adopted."

Supervisor Kozakiewicz: "All right. We had a couple of tabled resolutions. The municipal aid and assistance agreements. Is there any desire to take those off the table in light of the discussion?"

Councilman Densieski: "No sir."

Councilman Lull: "I will move that, Bob, to take Resolutions 381, 382, 383 from 4/16 which authorizes the Supervisor to execute municipal mutual and assistance agreements between Riverhead Town and the Town of Brookhaven, Town of Southampton and Brookhaven National Lab for hazardous materials incidents. So moved."

Supervisor Kozakiewicz: "Is there a second to move those off the table?"

Councilwoman Blass: "I will second based upon the amended agreements as submitted by Deputy Scott DiSimone. Thank you, Mr. Supervisor. I will second that motion."

Supervisor Kozakiewicz: "Good. Moved and seconded to take off the table."

Councilwoman Blass: "To take off the table. Yes."

Supervisor Kozakiewicz: "All right, vote, to take off the table."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "Here we go again. Off the table? Yes."

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

Barbara Grattan: "Okay, the resolution is off the table."

Supervisor Kozakiewicz: "Now, is there a motion to move them in a block since we're doing them in three?"

Councilman Lull: "I will."

Supervisor Kozakiewicz: "Councilman Lull to move the resolutions, Resolution 381, 382, and 383. Is there a second?"

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "All right, here we go."

Supervisor Kozakiewicz: "Now we go."

Councilman Densieski: "The Riverhead Ambulance Corps started out as part of the Fire Department and then they separated and now we have a separate taxing district just for the ambulance. And it's expensive but it's a good service and we need it and I'm glad we have it."

I believe hazardous responses should be handled by the Fire Department and if they can't handle it, I think it should go to Suffolk County who already provides the service to us free of charge.

I want to read a couple of the- just a couple. I did this last time. I'm not going to go and spend a lot of time on it. Just read some of the wording from the document. Obligation to create, train, equip hazardous materials response team."

Supervisor Kozakiewicz: "Are these the old agreements or these the ones that are amended? Because some of them were amended--"

Councilman Densieski: "It's in my packet. I don't know, you tell me."

Supervisor Kozakiewicz: "I, do you have a memorandum from the Deputy Town Attorney in front?"

Councilman Densieski: "Okay. Let me finish."

Supervisor Kozakiewicz: "Okay."

Councilman Densieski: "If you want to correct me, that would be fine."

Supervisor Kozakiewicz: "Okay."

Councilman Densieski: "Here's another word, reimbursements. Rights and privileges of providers employees. Providers employees workman's compensation. And I can go on and on. There's a lot of things about this that I think are going to lead to a new department. I think they're going to lead to big expenses for the town taxpayers. I know the people that worked on this worked very hard and it's an honorable thing and- but I think it's going to cost us more money than we can afford. I think the Fire Department should be trained in hazardous responses and if they can't handle it, Suffolk County should handle it.

I think we're going to- when we got the van a couple years ago from Brookhaven town for free, I voted against that also because slowly we're building another empire in Riverhead. It's going to be the haz mat response team and I would give you a conservative estimate by the time we're done even though some of it will probably be grants, you will probably looking at about a million dollars.

I don't see one fireman in the audience tonight to support it and we did have the Commissioners come in. I'm just not sure that Riverhead is ready for a hazardous response team and I know for a fact we can't afford it, at least not yet. I know there's no expenditure dollars by doing this resolution but I know what happens after we do. This is the first step of many steps and I don't think we are financially capable to carry this out.

We are supposed to- public safety is supposed to be our number one obligation and I certainly agree with that. But I think we can call Suffolk County and have them respond and we have our fire departments that have been handling all these emergencies so far doing an admirable job. So with that said, I'm forced to vote no."

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

Councilman Lull: "Actually I was the one who asked to have it tabled last time. I was uncomfortable with the words mutual aid because this is not really a mutual aid agreement. What we are doing, we are making- we are having an arrangement with these three different

organizations, the Town of Southold, the Town of Southampton, Town of Brookhaven and Brookhaven National Lab. They will respond to our emergencies but we will not be able to respond to their emergencies. We can respond with people and people from our own fire department and police department, if it is necessary.

The Fire Marshal came before the Town Board when we were working on the last budget, the budget for this year, and asked for a haz mat program. The total program was something over \$140 to \$150,000. Part of that was the actual haz mat training. Part of it was putting together a team. Putting together a team was one part of it, the other part of it was the materials. We voted against that. What we did is we allowed for the materials. I think we budgeted something in the neighborhood of \$30,000 for materials but not for a team. We are not building a mutual aid team.

And I understand Ed's caution about that. But nonetheless I don't believe that if we are if we keep our vision on this and make sure it doesn't grow out of proportion as we had in our history last year said that we did not want it to have happen, I believe the mutual aid being able to call upon Southampton, Brookhaven or Brookhaven National Lab when frequently Suffolk County especially if there's a major incident, Suffolk County takes a very long time. They may not get there in one day. But we will depend upon the other three and we'll also depend upon our environmental for clean-ups. Yes."

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

Supervisor Kozakiewicz: "I haven't been an up date proponent of the haz mat idea and I think we've been talking about these resolutions for at least about maybe two and a half, three years now. One historical footnote. I think if I remember correctly, the original volunteer ambulance was not part of the Fire Department but part of the Police Department and if my memory serves me right, they were in the building behind the Police Department, when it used to be down on Main Street where the Hy Ting is. So I think it was part and parcel of the Police Department when they started out and I think nobody will take back the service that the ambulance department provides.

We have had a lot of discussions with the Fire Department about this haz mat situation. I think one of the reasons we don't have any of the Fire Department representatives here is because they were here at the Thursday work session and I think they got a sense when they left the work session that this was probably going to be received

favorably. So maybe that's the reason why they're not here. But I'm not going to speak for them.

I agree with Jim. The wording mutual aid is a concern because it does imply some reciprocal benefit that would be provided from the Town of Riverhead. I don't think that's what we wanted to do. I don't think we have a desire to create a haz mat team and, in fact, when we've asked the Town Attorney to go back- the Deputy Town Attorney to go back, we wanted that clarified and the amended language clearly recites the fact that there's a representation or an understanding that a haz mat team is not being- is not an obligation for the Town of Riverhead.

I think we should be very vigilant to not let this get away from us but given what happened last year with September 11<sup>th</sup> and given what happened with a lot of the anthrax scares, we know that there may be times when we may need quicker assistance than what the County emergency services people can provide. I vote yes to see how this will work and certainly take the precautionary words from Councilman Densieski to heart."

Barbara Grattan: "The resolution is adopted. The resolutions are adopted."

Councilman Densieski: "I'd like to take 306 off the table. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass."

Councilwoman Blass: "I'm voting yes on this. Again, I'm not happy with the exclusions for any of the resolutions we've had this evening, but I think it is important to note that in the event that there are changes of zone that this Board adopts prior to any of these exempted applications or prior to when they are actually finalized if you will, that they would be subject to new zoning, and I think that's an important point to make. That goes for the subdivisions as well. So I- even though they may be excluded from this current moratorium, if they do not receive final approval by the time this Board may or may not take action in terms of rezoning, they would be captured and be subject to new zoning. But nevertheless, this technically complies with the exclusion provision so I'm voting yes."

Barbara Grattan: "Densieski, this is to take off the table."

Councilman Densieski: "Yes."

Barbara Grattan: "Lull."

Councilwoman Blass: "Oh, I'm sorry about that."

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

Supervisor Kozakiewicz: "That's true. That was only to take it off the table. Now a vote again, let's do it again. Is there a motion to vote on 306?"

Councilman Lull: "All you have to say is ditto."

Councilwoman Blass: "I will say ditto."

Supervisor Kozakiewicz: "Is there a motion to move it?"

Councilman Lull: "I'll move 306."

Supervisor Kozakiewicz: "Okay."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded. Well, that made it easy. It's the same two people who were originally on the resolution."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes."

Barbara Grattan: "I forgot your name."

Supervisor Kozakiewicz: "See what an impression you made?"

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

Supervisor Kozakiewicz: "Any further business? Nope? Yes, we do?"

Councilman Densieski: "Motion to adjourn."

Supervisor Kozakiewicz: "Adjournment. Thank you."

Meeting adjourned: 10:25 p.m.

*Barbara Gratten*  
*Town Clerk*