

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, September 3, 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
Dawn Thomas, Esq.,	Town Attorney
Sean Walter, Esq.,	Deputy Town Attorney

Supervisor Kozakiewicz: "You're ready? Okay. I'd like to call this Town Board meeting to order. Jeff, would you lead us in the Pledge of Allegiance?"

(The Pledge of Allegiance was recited, led by Jeff).

Supervisor Kozakiewicz: "Thank you. All right. We don't have any presentations today so we'll go right to the approval of the minutes of the meeting of- Town Board meeting held on August 20, 2002. Is there a motion?"

Councilman Lull: "So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Sanders: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded. Vote, please."

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes. 5 yes."

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

**REPORTS:**

Recreation Department

Monthly report for June.

Total collected was  
\$23,610.00

Town Clerk

Monthly report for August.  
Total collected was  
\$8,142.32

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

**APPLICATIONS:**

Shows & Exhibition Permit

Riverhead Country Fair -  
October 13, 2002 - 11 a.m. to  
5 p.m.

Site Plan

Amended for TRW Realty to  
construct a 10,000 square foot  
automobile sales showroom  
building

Barbara Grattan: "That concludes Applications."

Supervisor Kozakiewicz: "Correspondence."

**CORRESPONDENCE:**

Petition

From concerned citizens of  
Riverhead petitioning the  
legislature to conduct a  
feasibility study along Route  
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Barbara Grattan: "That concludes Correspondence. Nobody loves  
us. Nobody's writing to us."

Supervisor Kozakiewicz: "Well, either that or it's the time of  
the year. Getting ready for school. School opens tomorrow."

Barbara Grattan: "Short Agenda. That's it."

Supervisor Kozakiewicz: "Any Committee reports?"

Councilman Densieski: "Yeah, I've got a couple, Mr. Supervisor.  
I'd just like to note that Saturday, October 5<sup>th</sup>, is the next STOP day  
for hazardous materials, paints, thinners, fertilizers, anything that

you want to get rid of. You can take them up to the landfill on Youngs Avenue and the Town will take them away for you.

Also, I'd like to commend one of our department heads, Leroy Barnes. I just found out this week that you can now access any building department application by computer. Mr. Barnes has taken it upon himself to have everything available over the Internet in his department and I think that some of the other departments could take note of that.

Also, I'd like to remind everybody that this weekend is the- this Sunday rather is the 3<sup>rd</sup> Annual Heritage Festival. The downtown parade starts at 12:00 with the Festival right after. The same price of no admission. And I'd like to invite everybody to come down. It's a real nice day, especially for kids. Everything is for free and I'd like to thank all the volunteers who spent a lot of time and effort to make it a good day.

Mr. Supervisor, we'd like to see you on a tractor down there, if possible."

Supervisor Kozakiewicz: "As long as it's a red one and not a green one. I'm just partial. I grew up on a farm where we didn't have any green tractors because they were all red."

Councilwoman Blass: "Okay."

Councilman Lull: "We had gray. They were Ford tractors."

Councilwoman Blass: "Do they make pink tractors- okay."

Supervisor Kozakiewicz: "Any other Committee reports?"

Councilman Lull: "Well, not really a Committee report but I just want to point out to everybody at 7:00 on September 11<sup>th</sup>, the Riverhead Clergy Council is conducting a service of respect and remembrance at the Riverhead High School. They are honoring volunteers and remembering people who died at the World Trade Center. Everyone is invited and I hope you can attend. It should be a very nice service."

Supervisor Kozakiewicz: "Barbara, you had something?"

Councilwoman Blass: "Yes. With regard to the master plan, Mr. Supervisor, the written comment period for the scoping document was

originally due to close this evening and I'm respectfully suggesting in light of the fact that our document, our full document was released a little bit later than expected, if we could possibly extend that comment period through to the last Friday in September, which I believe is the 27<sup>th</sup>, to afford the public an opportunity to have input in the draft scope of issues for the GEIS."

Supervisor Kozakiewicz: "I believe there's no objection to that and, in fact, we would accept all written comments through and including that date."

Councilwoman Blass: "Thank you."

Supervisor Kozakiewicz: "Thank you. Also, I had a couple quick ones, too. I had a call from Steve Haizlip who's not here today because he's, I understand, in Central Suffolk Hospital. Hopefully, it's nothing serious. I got the call kind of late. He did, however, want me to mention that tomorrow is a blood drive at the Moose Lodge from 1:00 to 7:45 p.m. and that anybody who can give blood and is able to give blood, to please do so. That's at the Moose Lodge."

Also, I had a very interesting call over the weekend with respect to the animal shelter and I wanted to publicly say thanks to the volunteers up there as well as to Lou Corinaci (phonetic). I understand that in order to facilitate the adoption of two cocker spaniels, he took a drive up to Dutchess County on his own time this weekend to see that the two dogs which were otherwise unable to gain adoption were, in fact, adopted out and made a facility up in Dutchess County. He did this on his own time and based upon his commitment to those four legged creatures, he did that. And I wanted to commend him as well as the animal shelter and the number of adoptions they are doing as well as the individual who has been volunteering their time by going on, and I'm sorry, I just lost your name which is horrible, spending anywhere between 40 and 50 hours a week finding homes for these pets. So I wanted to give them both a plug publicly."

And with that said, and the time of- for the first hearing having arrived, the time being 7:10 p.m., Barbara, would you read the affidavits of publishing and posting, please?"

Public Hearing opened: 7:10 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York, on September 3, 2002, at 7:05 p.m. regarding the consideration

of an amendment of Local Law No. 108-200 to revise an Empire Zone formerly known as Economic Development Zone."

Supervisor Kozakiewicz: "All right. I'm just going to make a couple of preparatory comments. I'm not sure Lori Taggert- are you here to address the Board with respect to this application?"

The public hearing notice pretty much describes the reason we are calling this public hearing. We are looking to amend Local Law 108-200 which was designed to establish the former- what's called the Economic Development Zone, what's called the Empire Zone now, to include 28.08 acres downtown and to take 139.45 acres, hopefully I got this right, that is not currently located within the Grumman property, and to apply it there as well as- well, relocate it within the fence. I should say that we're taking some and then relocating it within the Industrial A zone core.

We're also looking to create 48 plus or minus acres of Empire Zone at Gabreski Airport in Westhampton and 25 acres of zone along the Peconic River in Riverside, a portion of Southampton. The two aforementioned boundary amendments or changes, Gabreski and the Riverside locations would be within the Town of Southampton, outside the Town of Riverhead.

I would like to note because I know a lot of discussion has come up about this whole zone, that unlike other economic development zones, this zone was created not based upon census tract information but because of the fact that it was a retired base. As such, the zone in its original application was done with the county. The county was the lead as far as the establishment of the zone. It was done in conjunction with the town. We have a local zone administrative board. The local zone administrative board had discussed this change and at that board meeting had voted to approve the changes which I'm not sure I did justice to in describing, but that's how the process works.

The county is presently in the midst of also changing their legislation to allow for these changes, and I know that this morning there was a meeting that was held before the Economic Development Committee- no, it didn't take place? It was canceled. Monday. Okay.

With that, Lori, do you want to come on up? I'll introduce Lori Taggert from the County of Suffolk."

Lori Taggert: "Good evening, Mr. Supervisor, Town Board

members. My name is Lori Taggert. I'm with the County Executive's Office. I'm also the Chairperson of the Zone Administrative Board for the Empire Zone at Calverton.

I'm here to request the Board's support of a resolution requesting that the New York State Commissioner of Economic Development consider changes to our Empire Zone designation at Calverton which would remove underutilized designations and place it on alternative properties where the potential for economic development is much greater.

As you are aware, the original application for Economic Development Zone status for the EPCAL property at Calverton was submitted in September of 1997 as a joint application, as Bob said, with the County of Suffolk and the Town of Riverhead. As Bob said also, it was required because it was based on (inaudible) and not census tracking (inaudible).

At the time of the application, neither the zoning of the properties nor those properties requiring environmental remediation were identified. Subsequent to the approval of the original zone parameters of 1248 acres, the Navy transferred the property to the Community Development Agency and retained several parcels which they continued to analyze and remediate for environmental contamination, all within the existing zone boundary.

The remediation planning, design and implementation process had rendered the zone acres unuseable for the foreseeable future. It is our intention to amend the boundaries of the existing Suffolk County Empire Zone at Calverton in keeping with the goals of our development policy to maximize zone benefits in the region by shifting unuseable and underused zone benefits to areas within the region which were slated already for redevelopment and which promised job creation and increased tax base for area residents.

We believe that the reconfiguration will demonstrate a much greater economic development to the Town of Riverhead and to the surrounding region, that the new allocation will provide much greater benefit than the existing unused allocation as measured by job creation, property tax generation, and benefits to the eastern end of Long Island. It will also encourage revitalization of deteriorated areas within the towns of Riverhead and Southampton, and we also believe that the benefits that accrue to the new zone designated properties will exceed those originally anticipated at the time of our application.

The proposed locations as Bob mentioned include already established commercial and industrial areas which have active proposals for business development. Downtown Riverhead has excellent potential for redevelopment including proposals as we know for revitalization of existing buildings and to shops and restaurants and construction of the new department store.

The Riverside parcel directly across from the Peconic River, is slated for a full time conference center with a marina and other amenities. Taken together, this area comprises about 53 and 3/4 acres. In addition to the synergy which will be created by placing the zone on both sides of the river, the Riverside site is located within the Riverhead Central School District providing much needed commercial tax base not only for Southampton residents in that area, but Riverhead school taxpayers as well.

The Gabreski Airport parcel consists of 48 acres of a planned industrial park owned by Suffolk County and the 139.45 acre parcel within EPCAL which is slated for new designation is currently owned by Burman and the redesignation will retain a total of 1116 acres at the Calverton site within the fence. And it will ensure that all the industrially zoned property at the site is also offering zone benefits.

Utilizing the (inaudible) zone acreage and pinpointing the areas predisposed for redevelopment allows the Town of Riverhead, the Town of Southampton and the County of Suffolk to work cooperatively in focusing developer's attention and pocketbooks to so called ground field as opposed to undeveloped tracts and green open space.

When taken together, these areas represent a synergistic approach to economic development for the relief of east end taxpayers, the quality of life in east end communities, and job creation and tax base expansion for the region as a whole.

Now, in order for this process to move forward and for us to submit our application to New York State, each affected municipality must adopt legislation. I look forward to Riverhead Town Board's continued support of our efforts and on behalf of the Zone Administration Board, I urge your favorable and timely consideration of this local law. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board with respect to the proposed change in the local law to allow for the change in the Empire zone designation-

boundaries? Not seeing anybody indicate a wish to do so, the time being 7:18 p.m., declare the public hearing closed."

Public Hearing closed: 7:18 p.m.

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Public Hearing opened: 7:18 p.m.

Supervisor Kozakiewicz: "The time still being 7:18 p.m, would you read the affidavits of publishing and posting for our second 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 September 3, 2002, at 7:10 p.m. regarding the consideration of a Local Law to repeal and replace Chapter 108 Subsection 3 (Definition of a special permit) in the Section entitled "Definitions" of the Town Code."

Supervisor Kozakiewicz: "I think I could probably take a stab at this one but if you want to help me, Deputy Town Attorney, you are more than free to do so."

This is part of an analysis that had been- or the outgrowth of an analysis that had been done last year when we hired an outside consultant by the name of James Geswaldi (phonetic), to look at our code, specifically Chapter 108, Zoning Ordinance, as well as our SEQRA statute. And as he did so, he found that with respect to the definition of special permit, it was rather cumbersome, somewhat confusing. The terms seemed to get interchanged whether it was a specially permitted use, a special permit use, a special use, or a special exemption, I'm sorry, and we're looking to clean up the language.

I think there's four pages of written text on this proposed change. The basic gist of which is to eliminate all of the language in 108-3 and then just allow for a definition of special permit- specially permitted use in that section which is where a definitional clause should be found in 108-3, which is our definition section.

And then in conjunction with this, we're going to be looking a new Article, which is the second public hearing, the next public hearing, which will go through the mechanisms and what's included in specially permitted use, etc. So, this one is rather simple. It's

just eliminate all of this verbiage and just define what a specially permitted use is. Did I get it?"

Sean Walter: "I think that was perfect. The only thing I would say is if there are comments, maybe they would want to reserve them for the 7:15 public hearing because they should be hand and glove and I don't know that the Board wants to hear the same comments twice. That was perfect."

Supervisor Kozakiewicz: "Thank you. Anybody who would like to address the Board with respect to this public hearing which is to change the definitional clause, 108-3 of the Zoning ordinance, to eliminate all the surpluses and to just add a clause that would define specially permitted use? Anybody? Okay. Nobody wishing to speak, at this point, I declare the public hearing closed, 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: "The time still being 7:20 p.m., let's go to the next one. This one is going to be the one that might invite some discussion."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on September 3, 2002, at 7:15 p.m. regarding the consideration of a Local Law to add Article XXVI-A entitled, Special Permits to Chapter 108 of the Town Code."

Supervisor Kozakiewicz: "I'm going to let you take this one."

Sean Walter: "As the Supervisor said, originally this section of the town code was contained in the definitional section of the town code and it was cumbersome, the time frames were difficult to understand for the applicants and others. Durations were a problem and some of the definitional issues were a problem, so what we've done is we've rewritten this to a large extent, added some things, cleaned up some language, and we've taken it out of the definitional section and made it a stand alone section of the code.

Because the changes were fairly numerous, it's a complete

(inaudible)-- "

Supervisor Kozakiewicz: "It's a new chapter- I mean new Article."

Sean Walter: "New chapter- new Article, if there's any questions or comments, I'll take them."

Supervisor Kozakiewicz: "Thank you. Anybody who would like to address the Board with respect to the addition of this new Article which is dealing with special permits? Either for or against the changes. Yes, Mr. Schmelzer."

George Schmelzer: "The last time you had a public hearing you changed one word. Now you've got another public hearing and you change another word. (Inaudible) change one or two words?"

Supervisor Kozakiewicz: "No. It's- "

George Schmelzer: "Confusing people. You don't know what you're doing."

Supervisor Kozakiewicz: "I beg- have you read the text, Mr. Schmelzer?"

George Schmelzer: "Huh?"

Supervisor Kozakiewicz: "Have you read the proposed text?"

George Schmelzer: "No."

Supervisor Kozakiewicz: "Okay. All right. Well, if you had, you would understand that what we're looking to do is eliminate the inconsistent terms and to make them consistent. This is in conjunction with and in addition to the prior hearing. So."

George Schmelzer: "You are making more. I don't know."

Supervisor Kozakiewicz: "No, no."

George Schmelzer: "Are you sure?"

Supervisor Kozakiewicz: "Positive."

George Schmelzer: "Yeah. Okay, thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board? Rolph Kestling."

Rolph Kestling: "Rolph Kestling, Wading River. If this is adopted, will this special permit of Little Flower be included on this or is he still included under the old section?"

Supervisor Kozakiewicz: "He's in under the old section because he's presently pending."

Rolph Kestling: "He's still under the old section."

Supervisor Kozakiewicz: "Well, this- the old section dealt with Little Flower has to deal with the percentage of expansion. So that actual text stays the same. All right. Thank you."

Anybody else who would like to address the Board? Pete Danowski."

Peter Danowski: "I drive a green tractor, so- "

Supervisor Kozakiewicz: "Won't hold it against you."

Peter Danowski: "That's good. Because we have a local business in town that has a green tractor business."

Yeah, I would like to address the question of retroactivity on all these applications and also raise a question about SEQRA and how you- when you amend ordinances that are pretty important, just what do you plan on doing on making a SEQRA determination? I know you propose legislation, you now had a public hearing and I'm questioning when you make the SEQRA determination and if in this instance whether you have recommendations from the Planning Board prior to calling the public hearing or making a SEQRA determination, much less adopting the legislation.

One of the things I know that you mentioned was the time frame on which a special permit is granted and you might say one to three years and if you don't say anything, it's one year. Anyone that tries to go through the permit process in any town in this county and then deal with the county Health Department, and then deal with possibly the New York State DEC, I mean, you can't get things done in a year. And to say we'll grant you a special permit and you've got to, you know, complete your building or begin construction, I don't care how you word it, you can't get there.

So my suggestion is that time period should be longer than one year. Certainly you've allowed for and I commend you for allowing for a conceptual site plan in the special permit process. Because it used to you, you had to be so detailed in your plans, you do things engineering-wise that might be at variance with the final special permit conditions when granted.

But now to suggest that we've got to get the special permit, then go to the Health Department and apply, go to other agencies and then do construction drawings for building permits, submit to the building department, wait for it to be reviewed, and then grant it and begin construction and go out to bid, I mean, it's just unfair to suggest that. It would be almost making the special permit a nullity.

You've heard my comments before. I'm not a real fan of special permits. I like permitted uses. Permitted uses tell people what they can do. Special permits are something that should be granted unless you can find an excuse as to a reason not to grant them.

I haven't read through this in depth. In fact, I took this from Sean a minute ago, threatened to rip it up, but I do think we should be allowed a little bit of time to make some written comments after tonight's meeting similar to Mrs. Blass on the master plan. I know there was a public notice and I know there is a public hearing tonight, but I would ask you to not adopt this legislation until at least, let's give us a month to make some written comments. And I'd certainly like to sit down with the- my surveying and engineering people when you talk about what's required in the application. Thank you."

Supervisor Kozakiewicz: "Is there anybody else who would like to address the Board with respect to this change, adding an additional Article to the zoning ordinance for special permit uses? Eve Kaplan."

Eve Kaplan: "Eve Kaplan. I would just like to second Pete's request this be left open for written comment for a month."

Supervisor Kozakiewicz: "Okay. Anybody else who would like to address the Board? All right, if not- I'll close the public comment portion. I- September 27<sup>th</sup>, would that be adequate period of time to do it? All right. We'll- so that we are consistent, we'll keep it open for written comment, unless there's objection from the Board? To September 27<sup>th</sup> which is the last Friday of the month, until the close of business. Thank you."

Supervisor Kozakiewicz: "All right. Let the record reflect the time of 7:29 has arrived, hearing is closed."

Public Hearing closed: 7:29 p.m.  
(Left open for written comment until September 27, 2002)

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Public Hearing opened: 7:29 p.m.

Supervisor Kozakiewicz: "Barbara, the time still being 7:29 p.m., would you read the affidavits 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 September 3, 2002, at 7:20 p.m. regarding the special permit petition of Little Flower Children's Services."

Supervisor Kozakiewicz: "Okay. While Mr. Danowski is stepping to the podium, I do want to acknowledge that I'm in receipt, and I'm going to ask that if there's no objection, that this be made part of the Town Clerk's records, that a covenant and restriction search had been done by Decision 2000 Real Estate Services, Inc. to see if we could get an answer as to what covenants and restrictions have been filed with respect to the Little Flower property. That search which, again, as I said, unless there's objection, I would ask be made part of this record, disclosed a number of declarations of covenants and also notice of federal interest and assignment and sublease agreement.

The one I think that's in question was a covenant filed in October, 1998, made by Little Flower as part of an approval made for the town. And I will read it just so that that question gets answered.

It's No. 13 in that covenant which states that those existing structures being replaced by the improvements approved by the Town Board Resolution #903 of 1998 shall be used exclusively as either offices or service buildings and in no instance as residential buildings either in whole or in part. So when those cottages were applied for, that was what the language was that was agreed to by Little Flower. That's the only reference in the covenant and restriction search that was done by this title company.

Is there any objection, Mr. Danowski?"

Peter Danowski: "No, I have no objection."

Supervisor Kozakiewicz: "Thank you."

Peter Danowski: "I would comment that I also- we have on display some photographs that were recently taken to show the area in which the new proposed 15,000 square foot plus building is to be located. Also, a building which is to be demolished. Also, the site of the current infirmary which will move into the new building, what it looks like and where it's located, and the future parking area. So we've tried to project by pictures the area rather than seeing a cold footprint.

I've also- tonight when I got here, put on the wall outside the meeting room a schematic of the general area, recognizing this is a 100 acre parcel, and to get the 100 acres on a wall is not easy, but there was a request in the Planning Board to produce a sketch to just show the overall area.

I do know some members of the public had responded to my mailing of the Town Clerk's notice on this matter to various neighbors within 500 feet. Their concern in part was is there a new road to be constructed and the answer to that is no. And is it near my house, is it within the center confines or grounds, where it exists, Little Flower is today, and the answer is yes. You go in the main entrance, you go down the regular paved roadway to Little Flower. This is located near to the remained of the other buildings. So that sketch is outside for anyone's perusal in case they had that inquiry or the Board saw fit to make that inquiry.

I would say we started with the application process in February. We applied by filing an application for a special permit. The reason for the special permit is to expand a non-conforming use. When you legally pre-exist zoning and you have a use and it's there and you later want to add a building, even though it's on 100 acres of land, the question becomes, within the 100 acres is this 15,000 square foot building such a large additional building that the Town Board might see fit to deny the special permit. It is not a question of use. It's really a question of the square footage of building on the overall size of the parcel. So 15,000 square feet over 100 acres of land, most of you have been to Little Flower. This is not a totally developed site at all. It's quite self-confined and this is within the confinement.

This is also something the town's building department has sought

over the years. It's an upgrade to the existing structures, a fire and building code issue that traditionally comes up with older buildings, and this is an attempt to build a brand new building for the infirmary. And also a legitimate question is what's going to happen to the old building. It will be gutted, brought up to code, and be used generally for office space. So this is not a residential use of the old infirmary building and will be a brand new building for infirmary purposes.

The Architectural Review Board has seen the building plans. They have recommended approval. This is a one story building. It is put in an area which will keep the forested woodlands around it. We made a specific request of the Architectural Review Board to allow us to keep as many trees as possible so we wouldn't have to be knocking down trees and then planting small shrubbery. It made no sense. We also agreed to do building shrubbery around the front of the building where it was most visible to others at the Little Flower community.

So we have the recommendation of approval from the Architectural Review Board by way of informal report. We also have the recommendation of approval from the Riverhead Town Planning Board. That recommendation is also subject to site plan approval from this Board which would be a follow up to the issuance of a special permit with whatever conditions this Board sees fit.

We have listed the building to be demolished. We have indicated on the sketch where it's located and I'm here to just hear comments from the public. Thank you."

Dawn Thomas: "Oops, we forgot to swear you, Mr. Danowski, on the special permit hearing."

Peter Danowski: "Okay, do you want me to do it again?"

Dawn Thomas: "No. I think if you just indicate on the record that the testimony that you just gave was done under the penalty of perjury. That will be sufficient."

Peter Danowski: "I so state."

Supervisor Kozakiewicz: "And I do have one question. In light of your comments that it's going to be gutted and used for office and other uses, you wouldn't have a problem, I guess, signing a similar-well, there's a covenant and restriction in effect on the property already. So- "

Peter Danowski: "Well, they referenced the cottages but I'll certainly say that the infirmary building will not be used for residential purposes."

Councilman Densieski: "It's a 15,000 square foot building?"

Peter Danowski: "Yes, it is."

Councilman Densieski: "Okay. What exactly is going to take place there besides the infirmary?"

Peter Danowski: "It's an- we call it an infirmary and respite center. If you like the word respite or don't. I'm not sure I pronounced it correctly. Basically what happens now is if someone is ill, they may get taken outside the facility to go to a hospital as an example, and now they're trying to be as self-contained as possible, will have an upgrade to what happens with the infirmary just give better medical treatment to the people that are there."

I know there's always- with these kinds of applications, all kinds of rumors and wild ideas about all kinds of other comments that are not the subject of this application. But I'll try to address them."

Councilman Densieski: "I'm just curious about the size of the building, that's all. It seems awful large for an infirmary."

Peter Danowski: "No, no. No. You know we've got a population. Want to treat the population. We've got the infirmary there. We want to upgrade it, provide it. We usually have the reverse criticism. We have a large enough building, for the kids you have- for what you're trying to do to handle all the people."

Councilman Densieski: "I'm not criticizing. I'm just asking a question."

Peter Danowski: "I understand. And that's naturally asked and, you know, we need it for the purpose of general caring for the kids."

Supervisor Kozakiewicz: "What's the size of the present facility, the respite care and the infirmary, if you know?"

Peter Danowski: "Well the natural question I was about to ask might be- 4,000, I think. We've outgrown it."

Councilwoman Blass: "Mr. Danowski, how many students or residents are there on the premises?"

Peter Danowski: "Ninety-five."

Councilwoman Blass: "And how many beds are you providing in the facility?"

Peter Danowski: "I just look to my left and answer the question. Sixteen beds."

Councilwoman Blass: "Thank you."

Supervisor Kozakiewicz: "Any other questions? If not, anyone else who would like to address the Board with respect to- yes, Rolph Kestling."

Rolph Kestling: "First of all, this is a special permit. Aren't I supposed to be sworn in for this?"

Dawn Thomas: "Yes. We just discussed that."

Rolph Kestling: "Nobody got sworn in and I'm not going to talk unless they get sworn in and repeat- "

Dawn Thomas: "I did swear him in."

Supervisor Kozakiewicz: "We're noting he did affirm. Yes."

Rolph Kestling: "I didn't hear him."

Supervisor Kozakiewicz: "He did."

Rolph Kestling: "Like I said to somebody. I'm from the clothing line. I trust nobody."

Dawn Thomas: "Would you like to be sworn in, Mr. Kestling?"

Rolph Kestling: "I think it would be appropriate."

Dawn Thomas: "Okay. Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth?"

Rolph Kestling: "Yes. Okay. Start off, special permit. In

other words, a special permit is something that is not normally allowed in that zone. That's correct? This is a residential zone, I understand. It was last time, two years ago."

Supervisor Kozakiewicz: "A general definition of a specially permitted use is that it requires a hearing but there was a zoning classification that says that the town has found it to be an acceptable use generally and then we have to receive evidence. But I think we're getting off the track.

The reason there's a specially permitted use in this particular case, is the prior non-conforming use requires a special permit. Yes? Not with respect to the underlying use. I think there's an expansion here and under the code if it was less than five percent, the Town Board could have elected to have approved it without public hearing. In light of the fact that this was- it could have been without a public hearing, it could have been a public hearing. We chose to have a public hearing and it deals with the expansion of the use that's non-conforming as previously existed. Yes."

Rolph Kestling: "I'm concerned with the size of the building. I mean, from 4,000 feet to 15. I mean it's almost four times as large and evidently there isn't supposed to be any increase in the population. So why do they need all this space? Now, let me just read this one thing here. A previous non-conforming use in order to construct a 15,000 foot respite care infirmary. What does respite mean? I looked it up in the dictionary. The dictionary is getting a lot of use by me. It's an interval of rest or relief. Are people going to be there resting? How long are they going to be there resting? They're just covering something up. They have got something going, I don't know what, but they're looking to either get more money from the state because they get paid for everybody that they have there. I'm concerned about that.

Of these buildings on the- the ones that are on the covenant, these are some of the buildings that are under the covenant which I remember because I pushed for it that time, and they are only supposed to be used for warehouse and office. Now, an infirmary- office space they've got across North Wading River Road, the old cottages. Remember that, approved there. They closed down the cottages and they put office space in there. I don't remember if it was a special permit or not but whatever.

Another thing. Has the work been started on these buildings already? Because when I first heard the rumors, I went to the

Building Department. They knew nothing about it. So they sent Mrs.-- one of the inspectors down. And sure enough there was work being done on some of the buildings without a building permit. Actually, there should have been a stop order issued. I don't think it was. Something to think about."

Supervisor Kozakiewicz: "Well, I just in response. We talk about the covenant being on existing buildings and not to be used for residential care or an office and warehouse purposes. This is not an existing building. He's proposing a new building."

Rolph Kestling: "An entirely new building."

Supervisor Kozakiewicz: "Correct."

Rolph Kestling: "And it has nothing to do- "

Supervisor Kozakiewicz: "It's a new building. It's not an existing building which is what the covenant and restriction apply to."

Rolph Kestling: "A 4,000 foot building is big enough, why bother? Office space, they don't need it. They've got the cottages there. And if the cottages aren't big enough, they can do what they did before, rent the offices up in Wading River Square. There's enough room around to get offices. I'm concerned about the additional clients that are coming in there."

And another thing. I remember and I just can't put my finger on it. At the time when they were putting up these cottages, a period right after that, a big chunk of Little Flower was sold to Harvest Moon for over a million dollars. Was that part of these 100- 101 acres? I don't know. I have no way of finding out. I checked in the Assessor's Office and it's still 101 acres. Now I'm trying to figure out where this acreage is what Little Flower sold to Harvest Moon and Harvest Moon has been dividing up and selling. Another question to look into.

Total build out with 101 acres, I don't if they- how they consider what is the total build out there. According to other papers, I think it was 10% years ago. I'm sure they must be over 10%.

Another thing is, oh yes, this came as a complete surprise to me. You know the problem Southold is having with that warehouse in a residential section? I was listening to the radio, 1390, all of a

sudden my ear caught something. It seemed that Southold said if a commercial building or a warehouse or something is put in a residential zone, by state law, it must be on a public access road. There's no public access road there. Has anybody in the town, the attorney, looked into that? According to (inaudible) it's a state law. I don't know if it applies to this but I think you ought to look into that, too. I think there's a lot- a lot of questions going around here. Thank you very much."

Supervisor Kozakiewicz: "All right. Thank you, Rolph. Anybody else who would like to address the Board? Hand right in the middle here. Gentleman with the green shirt."

Mike Harrigan: "Good evening."

Supervisor Kozakiewicz: "Before you go, I'm going to have you sworn in."

Dawn Thomas: "State your name."

Mike Harrigan: "Mike Harrigan. I live in Wading River."

Dawn Thomas: "Spell your last name, please."

Mike Harrigan: "H-A-R-R-I-G-A-N."

Dawn Thomas: "Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth?"

Mike Harrigan: "I swear. Clear and to the point. Little Flower has always been a good neighbor to me and I can't speak for everybody else but I have walked onto the property and the infirmary is a little outdated. If that's their clear point as to upgrade and modernize, I have no problem with that."

The main issue at hand is what impact will it have on pedestrian traffic, vehicular traffic on North Wading River Road. If it will have anything or not. What kind of traffic will be coming in or out, and how will that affect the local residents. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board with respect to this particular matter, and what I'll do- "

Councilman Densieski: "Mr. Supervisor- "

Supervisor Kozakiewicz: "-- is I'll ask the applicant to get back up and address some of those comments."

Councilman Densieski: "Yeah, I'd like to ask one more question, if I could, too. Is the facility, the 15,000 square feet, is that going to be entirely for the personnel that work there and live there? I mean you're not going to be treating people from outside in any way, shape or form. Is that correct?"

Peter Danowski: "Yeah, I have no suggestion one way or the other on that issue. The whole purpose was to upgrade the infirmary and as it was explained to me, we sometimes took the kids to hospitals and doctor's offices and stuff and we won't have to do that so on the traffic question, it's less. But could I ever project that somebody couldn't be cared for that came from outside the community, I never thought about it, but- they're not looking to build a hospital is what I'm saying."

Councilman Densieski: "Yeah, this is a not for profit, I'm sure, you know. Once you start having patients come in- "

Peter Danowski: "It's not a hospital. Think of this picture. Kids have problems. Whatever those problems are, we want to treat them on campus. I mean that's the theory. And that should cut down on traffic."

Councilwoman Sanders: "Will this facility be so equipped that you will not have the need to take- "

Peter Danowski: "Well, I mean, if you are having open heart surgery, we're not going to have- we're not going- "

Councilwoman Sanders: "When you say you have to take the residents off site, to a different facility, that's what I'm asking, not surgery."

Peter Danowski: "Yeah, I think- I don't know how as a lawyer to evaluate medical needs. But to the extent that we'll be in better shape to handle things on campus and at some future date that one person who's getting treated, somebody will make a medical decision to take him off campus. All I can say is the suggestion is being made to the lawyer that we'll be able to keep more of the kids and handle them on campus than we currently do. That still will mean there will be medical attention needs off campus on occasion. So, I guess what I'm trying to say is it will be more treatment than currently exists and

still a need to bring kids who are in dire need of medical attention off."

Supervisor Kozakiewicz: "Any other questions?"

Councilwoman Sanders: "Not right now, thank you."

Supervisor Kozakiewicz: "In the back. Come on up. Yourself, sir, in the maroon shirt."

Mark Roy: "My name is Mark Roy of Wading River."

Dawn Thomas: "Would you spell your last name, please?"

Mark Roy: "R-O-Y."

Dawn Thomas: "Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth?"

Mark Roy: "Yes. I just have a question. All the questions that have been asked, are they going to be answered and publicized for us to get- as residents and neighbors to get a review of before a decision is made? And, two, 15,000 square feet for 96 people is awful big and I have no issue but I think the work that they do is great, is wonderful, somebody's got to do it. But my question is seems like we can't get a definite yes or no out of- is it just going to be for the residents that are in the facility or is it and at any time this going to be opened up to bring other people to get treated in that facility. It doesn't seem like- it's been asked a couple times but hasn't gotten answered that I think directly. So if that's- I'd like to know if that's the case and if the answer is yes somebody has to- somebody willing to sign a document or something to that effect. I mean would a document be signed that says this is what it's for, not down the road, six months when everybody has forgotten about it, that it's opened up to something else. So those are my questions. Will it be answered- will these answers be publicized and allowed to have us look at and- "

Supervisor Kozakiewicz: "They are only part of this public record. We don't- this procedure is sort of wound its way around. The procedure is a public hearing. It's a hearing to hear comments for or against the proposal. What we see happening more and more often is that we don't hear comments for or against, we have questions raised which are fair. And this public hearing is the record of what was said, what wasn't said, what was agreed to, what was not agreed

to, what the purposes were indicated to be, what the size of the structure is indicated to be, what its purpose is indicated to be.

We know that the application is entitled as a new facility with approximately 15,000 square feet which is designed to replace an existing facility which is a respite care and infirmary. If they decide to make it a bird sanctuary for exotic tropical birds, then they have gone outside the scope of what this Board granted them an approval for, what the stated purpose was, and clearly that would be problematic for the applicant, Little Flower Children's Services.

I think the question we can put back to the applicant is what is the anticipation as far as this facility, 15,000 square feet, is it going to be opened up the public? Is it not? So that your concerns as residents in the neighborhood and I think those are mostly probably related to and I don't want to read into your question, traffic generation, pedestrian generation and things like that."

Mark Roy: "Well, I would just like to, you know, but I'd just like a simple yes, it's going to stay this way, or, no, it's not going to stay this way.

The other question, it's really hard to make a comment about something or have a discussion on factual points if the first meeting you're getting is fact finding because then you can digest it. It seems to be kind of counter-productive to just come here and ask questions and not have all the information given to you and then expect to have a decision made."

Supervisor Kozakiewicz: "Well, one thing we can do in that regard is we can keep it open for written comment for a week for people to follow up and write any question- write any additional comments they wish to do from what they heard today, any further investigation. That's something we can do to accommodate the residents if they feel there's a need to further investigate and address the Board for or against."

Mark Roy: "And then the minutes- "

Supervisor Kozakiewicz: "And, again, the minutes of the meeting are generally what, about a week after we close depending on the size, how much comment is received, we have them."

Barbara Grattan: "We usually get them on Monday."

Supervisor Kozakiewicz: "There's also a record as indicated of this project being reviewed by the Planning Board which can be looked at. There's a resolution of the Architectural Review Board which would indicate what the structure looks like. So there are documents here which can be poured through and looked at to gain a better idea of what it's about."

Mark Roy: "Then can we make it more than a week? If it doesn't get published until Monday, it only leaves you a day or two to read them. So you said you could hold it for a week. If you could hold it for two weeks, at least you have an opportunity to look the document. That's it. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board either for or against this proposed project? Yes. Thank you."

Eleanor Elkins: "Eleanor Eklins, a resident of Wading River."

Dawn Thomas: "Can you spell your last name, please?"

Eleanor Elkins: "E-L-K-I-N-S."

Dawn Thomas: "And do you swear that the testimony you are about to give is the truth, the whole truth, and nothing but the truth?"

Eleanor Elkins: "Yes. I just- my concern is- my question really is infirmity and respite center. To me a respite center is usually I thought some place where you bring someone in order to get a break. So, it, you know, my understanding would be there are people who have children possibly who are problem children or have mental handicaps that are being brought there, you know, to me that's what a respite center is. So it doesn't sound like it's only the residents of Little Flower. So that's, you know, that's my question about that."

Also, and basically, again, it boils down to the traffic situation. I live within about 200 feet of Little Flower property. In the past year or so we've had three accidents. The last one was last Sunday in front of my house. We've been pushing for a stop sign as it is there and any additional traffic would be a real concern to me.

Okay. Is there an answer to that respite?"

Supervisor Kozakiewicz: "I think the question is how do you

define respite? Do you agree with Mrs. Elkins' definition of respite, i.e., that you are bringing in somebody else from the outside who is not necessarily a resident for respite care to give someone a break or whatever the reasons were set forth by Mrs. Elkins? Or is it solely for the residents currently who are on the property?"

Peter Danowski: "I think there's a general understanding that some of the kids that are brought there have whatever problems they have and some of those deal with emotional problems and those emotional problems may mean going to the infirmary for respite care. I don't know how to define that and I think that was the reasoning for the word.

Infirmary says like you have a cold or, you know, some form of ailment that doesn't require hospitalization. I think the same is true for whatever reason. Kids get evaluated. Kids are there, kids have whatever problems they have and they'll stay within the facility and I don't want to get into a debate about the meaning of the word either. It might have been an unfortunate use of the word, to add it to the word infirmary. Probably just from the discussions, probably would have been better off just saying infirmary. But I see the need to have kids brought that are already living in the homes there and spend whatever it takes to get them feeling better, back into the community. And I know I'll just debate forever, but the special permit is on the square footage of the building."

Councilman Densieski: "I don't think anybody is debating that the kids there need whatever kind of help they need."

Peter Danowski: "And I don't want to characterize kids and their problems."

Councilman Densieski: "I know. I think the thing that hasn't really been answered yet at least I didn't hear it is, is it just for the kids that reside there or is this for outside kids, too. I think that's the question."

Peter Danowski: "And I will supply an answer to that question. My only question out loud as I heard the question for the first time thought about it was does Little Flower have a kid in the foster care across the street? Is he prohibited from getting care if he could gain, you know, medical attention there. And I said, geez, maybe there's a foster parent across the street and he'd like to go in and get medical help but I guess if I sign a covenant he couldn't, that would make no sense to me. But so I have to address that and I will,

you know, between now and then."

Councilman Densieski: "Thank you."

Supervisor Kozakiewicz: "I think- I'm going to state it differently. We know there's cottages on the property. You've indicated for the record that there's 95 young men and women. Is that the number, 95- who are presently in those cottages. If this special permit use goes through, I think the question is is the care limited to the 95 young men and women who are residents in the cottages or will it become another or up to another 50 young men and women who might be there either in the respite care scenario or in the infirmary care scenario. And I think that's the questions that's been brought up. And if that's true, I don't know if we really understand what the present scenario is with the 4,000 square foot respite care infirmary. Is that limited to the 95 children that are in the cottages presently on the property?"

Peter Danowski: "All right. So let me address that and get back to everyone. The only other little bit of information which doesn't really do well in rainy weather, I posted a sign on the application as required when we first filed the application back in February. I don't expect people to ride by and notice signs on either signposts or on telephone poles but we did put it there and that began the process back in February so there were some people, Planning Board certainly had considerations on it and that's the earliest notice that goes out with the filing of the application with the Town Clerk."

Supervisor Kozakiewicz: "Okay. Sid Bail."

Sid Bail: "Sid Bail, resident of Wading River."

Supervisor Kozakiewicz: "Swear him in."

Dawn Thomas: "Oh, I'm sorry. Mr. Bail, do you swear that the testimony you are about to give, to be the truth, the whole truth, and nothing but the truth?"

Sid Bail: "I swear. I appreciate the Supervisor's comment what the purpose of the public hearing is supposed to be, to take a position for or against, and I share the feelings of many of the people in the audience that there seems to be, maybe there's nothing there that should be of any concern to anyone, but as far as clear information, I've been going to public hearings for 15 years and I've never come across one where there's such a lack of information and,

you know, I'm totally surprised. Next month we're going to have Little Flower at our civic meeting talking about another program they might implement where there is a lack of clarity about, and I certainly hope we have, you know, a little bit more definition in terms of the answers.

And, I think it was Mr. Roy who made the statement, not everyone can come to Town Hall and go through the files and the record. And from talking to some people in Town Hall who have gone through the files and just from the body language up there, there's a little bit of bewilderment or lack of certainty on the part of some members of the Town Board about what's being proposed. And, you know, I don't think this serves the interests of Little Flower and I don't think this serves the interests of the community.

And I didn't come here to oppose this project but if push came to shove right now after listening to this and I said you've got to take a position one way or another, I would oppose it just based on the uncertainty of it all. Thank you."

Supervisor Kozakiewicz: "I think as a follow up to that, we would- I would certainly want to see this question being answered one way or another, and it's a very simple question. Will the care, the respite care facility, the infirmary, be limited to the residents in the cottages? And given the fact that this is still an unanswered question, we certainly will not close this comment period as far as for written comment. We would ask that the written comment period be- I would, certainly I don't think there's anybody on the Town Board who is going to object- we provide not one week as was suggested. I think it's got to be longer, to get the answers from the applicant so that there are individuals who can understand what this facility is. So with that said, is there anybody else who would like to address the Board?"

Councilman Lull: "Yeah, Mr. Supervisor, I don't want to make it quite so simple that we want to say is this or is this not a facility for only people who are residents at Little Flower. Little Flower Services has a great number more people that they are serving than just the residents. I would be much happier to hear is this for servicing Little Flower's clients and how many rather than- rather than simply saying yes or no what's for the residents only."

Supervisor Kozakiewicz: "Mr. Roy, you do. Yeah, you're still sworn."

Mark Roy: "Okay. My name is still Mark Roy. I still live in Wading River. I have a question. Will we have an opportunity- and I know you said the written period- "

Supervisor Kozakiewicz: "Well, actually as I was discussing up here, maybe we keep this portion open for one more meeting which would be the better way to deal with it so that we can see what the written comments are in the meantime and continue this as a holdover the very first meeting, very first hearing that will be held over on the next meeting."

Mark Roy: "Thank you very much. It would nice to be able to look you guys in the eyes and see how you are feeling about a decision- "

Supervisor Kozakiewicz: "This will be a little bit different than our usual way to do it but I think this is the fair way so the comments come in, we can hear from the residents as a follow up."

Mark Roy: "Thank you."

Supervisor Kozakiewicz: "Because we don't have to close the public hearing."

Peter Danowski: "It's not an issue with those and just a bit of information, this is certainly not something that's going to be open to the public and so the only debate in my mind is saying does Little Flower have a kid that's not a resident there, is he prohibited from getting treated. And that's the reason for my delay. I'll have to answer that question."

Councilman Lull: "And one more comment about openness. The size of this project does not require a public hearing. This public hearing is a favor to the members of the community from the Town Board."

Supervisor Kozakiewicz: "Oh, yes, hand in the back. Come on up."

Gladys Tedeschi: "My name is Gladys Tedeschi and I live in Wading River, North Side Road across the street from Little Flower Institute."

Dawn Thomas: "Ma'am, could you spell your last name, please?"

Gladys Tedeschi: "T-E-D-E-S-C-H-I."

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

Gladys Tedeschi: "Yes, I do. My biggest concern is we already have an entrance going into Little Flower that services the psychiatric and the children who are disturbed. Now is this going to have another road or is it going to be the same road? I mean, are we going to have more traffic. I have children, you know, young children, I have grandchildren and that's my biggest concern."

Councilman Densieski: "I think he said no to the road, right? The existing roads they are going to use, I believe they said."

Gladys Tedeschi: "The one on the main- North River Road?"

Supervisor Kozakiewicz: "Right."

Gladys Tedeschi: "It's not going to be adjacent to the road that's there now?"

Councilman Densieski: "Right. The main road, North Wading River Road."

Supervisor Kozakiewicz: "The access onto the property I believe was initially addressed in the comments from Mr. Danowski and it's- that is going to be the means of access off of the roadway. They're not adding- "

Gladys Tedeschi: "But in the future, can they adjacent- go adjacent to that road? Can they bring another road in there to bring it out to North Wading River- Northside Road?"

Supervisor Kozakiewicz: "To do so, they'd have to come back to the Board for approval."

Gladys Tedeschi: "Oh, okay. All right. Thank you."

Supervisor Kozakiewicz: "All right? Thank you. Anybody else who would like to address the Board with respect to this matter? And based upon comments, I guess we'll pick up this one at the next Board meeting. It will be the first hearing."

Councilman Densieski: "Okay."

Supervisor Kozakiewicz: "All right. Thank you. That will be September- oh, boy, 17<sup>th</sup>, September 17<sup>th</sup> and that's an afternoon meeting. So that's 2:00 p.m.- I'm sorry to do that to you folks, but next meeting is an afternoon meeting. All right?"

Public hearing left open to September 17, 2002

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Supervisor Kozakiewicz: "Okay. I see some people- what we'll do is we'll take a five minute recess just to allow people to exit."

Recess

Meeting reconvened: 8:16 p.m.

Supervisor Kozakiewicz: "Is that ready to roll, Barbara? If I can have everyone's attention. We're going to reconvene, the time being 8:16 p.m. We did not close the last public hearing. We're going to hold open for further comment at next Town Board meeting which is September 17<sup>th</sup>. The time being 8:16 p.m., Barbara, would you read the affidavits of publishing and posting for our next public hearing?"

Public Hearing opened: 8:16 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on September 3, 2002, at 7:25 p.m. regarding the consideration of a Local Law to amend Chapter 14 entitled, "Community Preservation Fund."

Supervisor Kozakiewicz: "Sean, do you want to take this one?"

Sean Walter: "Yes. The state legislature has recently enacted legislation, Chapter 114 of the- excuse me, it's not 114."

Supervisor Kozakiewicz: "250."

Sean Walter: "250 of the Laws of the State of New York."

Supervisor Kozakiewicz: "Of 2002."

Sean Walter: "2002, that enable the towns- or the five east end towns, to extend the Community Preservation Fund from December 31, 2010 to December 31, 2020. In order to do this, we must pass a local law and the local law is subject to mandatory referendum. The public hearing tonight is basically that. It's the local law that enables us to extend the moratorium for an additional 10 years. That law will be subject to moratorium and, excuse me, moratorium, I apologize. That local law will be subject to a public referendum and the voters will vote on it November 5<sup>th</sup> and it's just that, a 10 year extension."

Councilman Lull: "They're going to be voting on November 5<sup>th</sup>- on November 5<sup>th</sup>, they're going to be voting on something that starts in 2010?"

Sean Walter: "That's correct."

Supervisor Kozakiewicz: "Yup. This is to allow it be extended from sunset for an additional 10 years."

Sean Walter: "That's correct."

Supervisor Kozakiewicz: "All right. Anybody who would like to address the Board for or against the proposal? George Schmelzer and then Eve."

Sean Walter: "I think Barbara- "

Councilwoman Blass: "I was just going to make a comment that in the event that we get no overwhelming opposition to this extension, that we have to sort of divert from our normal policy voting on an issue that's subject to a public hearing on the same night-- the public hearing because the mandatory referendum needs to be at the Board of Elections I believe this week- "

Sean Walter: "By Friday."

Councilwoman Blass: "-- means that we have to close the hearing and actually take up a resolution which is different from our normal policy. I just wanted to make that comment."

Sean Walter: "That is correct. Due to the- the state passed this in August and by the time we got this and sorted through the finer details of it, we were not able to bring this any quicker than this so the Town Board should they not- should they so be inclined, would pass a resolution adopting this local law tonight."

Councilwoman Blass: "Thank you."

Supervisor Kozakiewicz: "Mr. Schmelzer."

George Schmelzer: "If I understand you correctly that this is only effective four or five years from now?"

Councilman Densieski: "2010."

George Lull: "It's effective now, up until 2010. This one extends it from 2010 to 2020."

George Schmelzer: "From 2010 on? What are you- eight years ahead of time. What for?"

Councilman Densieski: "Want to be early."

Councilman Lull: "Somebody recognized the speed at which the state government works."

George Schmelzer: "Maybe you figured if people don't care, it's so far ahead, it doesn't bother them. Maybe that's the reason, huh? The town feeding on itself. Eating its own flesh, that's what it reminds me. Every piece of land sold, 2% goes to buy land, eventually there will be no land left. How come Southampton starts at a higher figure than Riverhead?"

Supervisor Kozakiewicz: "I'm sorry."

Councilwoman Blass: "If we adopted the figures, the exemption criteria that you're talking about that Southampton did, we'd probably would have very few properties that quality for the tax. Their exemption is, I believe, \$500,000 is it? Or, \$200,000 for improved property and 100 for vacant, something along those lines."

George Schmelzer: "In other words, they're better than we are. They get a better deal, huh? Riverhead gets stuck with a lower figure."

Supervisor Kozakiewicz: "Actually if that was true, they would have raised less money with the Community Preservation Fund and they raised more, but I guess you're opposed to this proposed change."

George Schmelzer: "Well, why the discrimination between towns? Nobody can answer that; didn't bring it up."

(At this time, there was a disk error and the CD did not record)

According to the Town Clerk's notes, the following speakers spoke at the public hearing: Eve Kaplan. The public hearing was closed at 8:26 p.m.

Public Hearing closed: 8:26 p.m.

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Public Hearing opened: 8:26 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on September 3, 2002, at 7:30 p.m. regarding the consideration of a proposed local law to repeal and replace Chapter 61 entitled, "Environmental Quality Review" of the Town Code."

According to the Town Clerk's notes, the following speakers spoke at the public hearing: Angela DeVito, Jeff Seaman. The public hearing was closed at 8:36 p.m. but left open for written comment to September 27, 2002.

Public Hearing closed: 8:36 p.m.

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According to the Town Clerk's notes, the following speaker commented on resolutions: Rolph Kestling

Resolution #913

Councilman Densieski: "Sense resolution, appeal for tagline accuracy in media recording. So moved."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #914

Councilman Densieski: "Rejection of commercial industrial grease trap wastes Riverhead Scavenger Waste facility. 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 #915

Councilwoman Sanders: "Sets registration fees for 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; Kozakiewicz, yes. The resolution is adopted."

Resolution #916

Councilwoman Sanders: "Ratifies attendance of Assessor at meeting. So moved."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #917

Councilwoman Blass: "Approves Guy Pratt, Inc. as drainlayer for Riverhead Sewer District. 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 #918

Councilman Densieski: "Approves application of Riverhead Country Fair. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #919

Councilman Lull: "Approves application of Helen's Country Plant Farm (Hayrides). 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 #920

Councilman Densieski: "Approves application of Timothy Hill Children's Ranch. 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 #921

Councilwoman Blass: "Authorizes the Town Clerk to publish and post notice for public hearing regarding Community Development Block Grant (CDBG) Funds. 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 #922

Councilman Lull: "Authorizes the Town Clerk to publish and post public notice to consider a local law to repeal and replace section 108-56 (Signs) of Chapter 108 entitled Zoning 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 #923

Councilwoman Sanders: "Accepts resignation of detention attendant. 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 #924

Councilman Lull: "Appoints a recreation specialist 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; Kozakiewicz, yes. The resolution is adopted."

Resolution #925

Councilman Densieski: "Appoints a fill in volleyball leader to the Riverhead Recreation Department. 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 #926

Councilwoman Blass: "Appoints a fill in park attendant to the Riverhead Recreation Department. So moved."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #927

Councilman Densieski: "Appoints a part time recreation aide (teen center) to the Riverhead Recreation Department. 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 #928

Councilman Densieski: "Appoints recreation aide for the purpose of being basketball leaders for the Riverhead Recreation Department. 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 #929

Councilman Lull: "Appoints a fill in recreation aide/skatepark to the Riverhead Recreation Department. 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 #930

Councilwoman Sanders: "Appoints a fill in recreation aide/skatepark to the Riverhead Recreation Department. 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 #931

Councilwoman Blass: "Appoints a recreation specialist to the Riverhead Recreation Department. 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 #932

Councilwoman Sanders: "Adopts a local law adding a new chapter 104 entitled Vegetation Protection 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."

(The Town Clerk started a new CD and the minutes are now back on the CD)

Resolution #933

Councilwoman Blass: "This resolution adopts a local law amending Chapter 54 entitled Unsafe Buildings and Collapsed Structures of the Riverhead Town Code. 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 #934

Councilman Lull: "Refers the special permit petition of the Riverhead Marquee Plaza, LLC to the Planning Board. 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 #935

Councilwoman Blass: "This resolution determines significance on a special permit petition of North Shore Farms, Inc. and authorizes the Town Clerk to publish and post a notice of a public scoping hearing. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "Yes. This sets the scoping hearing for September 25, 2002 at 3:00 in the afternoon."

Barbara Grattan: "The resolution is adopted."

Resolution #936

Councilman Lull: "Calverton Park CDA budget adjustment. 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 #937

Councilman Densieski: "Riverhead Town Human Services Center 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 #938

Councilwoman Sanders: "Mid Road Properties water extension #70 capital project budget adjustment. So moved."

Councilwoman Blass: "And seconded with discussion."

Supervisor Kozakiewicz: "Seconded, discussion, please."

Councilwoman Blass: "In light of some of the comments that we had relative to this project earlier on, I was wondering if it's just appropriate to mention that we would be considering a covenant that we would draft relative to the 30 acre open space ensuring that it

remains open. Because I know there have been some concerns about the clearing that has already taken place on the site."

Supervisor Kozakiewicz: "Yeah, I think- "

Councilwoman Blass: "And it may be appropriate to- "

Supervisor Kozakiewicz: "I'm not sure if everyone was in the room when we had the discussion, but this is one where a wooded area had been set aside, I think it was what, 30 acres?"

Councilwoman Blass: "Yes."

Supervisor Kozakiewicz: "And what we'd like to do is follow up to ensure down the road that that is, in fact, remains that way, is to have a public hearing on the 247 Scenic Easement and have it described so that it becomes part and parcel of this property, it becomes a recorded document."

Councilman Densieski: "Is that land going to be deeded to the town?"

Councilwoman Blass: "No, it doesn't."

Supervisor Kozakiewicz: "No."

Councilman Densieski: "I know it doesn't have to be but I mean well, that backs up to the landfill which would have- give us a 50 acre (inaudible). Never mind."

Supervisor Kozakiewicz: "We can have that discussion- "

Councilman Densieski: "Yes. Right."

Supervisor Kozakiewicz: "-- when we do the scenic easement, okay?"

Councilman Densieski: "I was thinking of that, sorry."

Supervisor Kozakiewicz: "That's all right."

Councilman Lull: "Also, don't forget (inaudible)."

Supervisor Kozakiewicz: "Any other discussion?"

Councilwoman Blass: "No, sir."

Supervisor Kozakiewicz: "Vote, please."

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

Resolution #939

Councilman Lull: "Authorization to publish a bid for food. 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 #940

Councilwoman Sanders: "Awards bid for 2002 4 column vehicle lift for use at municipal garage facility. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "I didn't want to vote for this because we only received one bid and it's a lot of money, \$62,000, but I did do a little research because I am in that business and believe it or not that is a pretty fair price so I'm going to support this resolution. Yes."

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

Resolution #941

Councilwoman Blass: "This resolution authorizes the publication of notice to amend Community Development Block Grant Program. 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 #942

Councilwoman Blass: "This resolution designates an additional depository of town funds, that being Commerce Bank. 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 #943

Councilman Lull: "Approves a three month temporary sign permit for DCAP Insurance for a banner. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "Comment."

Supervisor Kozakiewicz: "Yup."

Councilwoman Sanders: "This resolution was before us at the last Town Board meeting and I'm glad to see that the amount of time for the temporary permit has been shortened from six months to three months. But it still far exceeds what is allowable, the square footage that's allowable in the current code and in an attempt again to stay consistent with permanent sign standards, I will vote no."

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

Councilwoman Blass: "Yes. I'm glad to say- see that you think the new sign chapter was a good thing because I think it's a good

thing, too, and I think the sooner we get individuals in compliance with where we're going, as long as it- temporary signs are issued at the discretion of this Board, then I think unless they were to comply with the criteria set forth in the law which we know we would like to see implemented, I'm not inclined to support it. I vote no."

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

Councilman Densieski: "Yeah, the Town codes are very important but the tax base is important, too. We have a chance to welcome a new business to town. I'd like to do that. I'd like to help them get started. I'd like to do whatever I can to help them through the opening process because it's very difficult and this is a temporary sign until they get, hopefully, a nice sign put up in place. I want to welcome them to town and I want to vote yes and support them."

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

Councilman Lull: "This sign is too large and it's ugly but at the same time it's a three month temporary sign and, hopefully, well, not hopefully, definitely, the sign that replaces it will be much more under control because that one has to have the approval of the Architectural Review Board. I want to get that process going, so let them get that up and then get going with the other one. Yes."

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

Supervisor Kozakiewicz: "Knowing this was going to be discussed today, I actually opened up the code book and printed out what the sign ordinance says. And in a business and industrial use district, we permit a roof or wall sign that shall not be greater than 25% of the total area of the building wall face. In addition we allow additional signs either roof or wall signs in an area not to exceed 10% of the total area on other walls.

I believe that this sign would meet those code qualifications if it was a permanent sign. It is not. I looked at the temporary business sign uses and that's where they can apply to us without a permit. It needs to be on premises, not more than 100 square feet in total area and not exceeding 15 feet in vertical height. Again, I believe it complies because as pointed out by my colleagues, the original sign was more than 100 square feet in size. This sign is- these signs are going to be less than 100 square feet in size.

It is going to be minimum duration. I don't know- I'm not

particularly sure whether we will have the new sign ordinance in place to guide this particular signage but as I said, as pointed out by my colleague to my left, the ARB will certainly take a hard look at the permanent sign which they have been instructed to provide.

In order to get this business started at this particular location and because my review is that it would fall within the current code standards, I vote yes, with the hope that we can make sure that the permanent sign is more of a- more pleasant, more pleasing and aesthetically proper. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #944

Councilman Densieski: "Approves the site plan of Omnipoint Communications, Inc. 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 #945

Councilwoman Blass: "This is a budget- a capital project budget adjustment concerning the 1999 downtown sidewalk improvement project. 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 #946

Councilman Lull: "Authorizes the Town of Riverhead to accept the proposal from P&G Computers and Designs for the computer service and networking needs of the Riverhead Police Department. 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 #947

Councilman Densieski: "Authorizes the Town Clerk to publish and post notice of a public hearing for amendment to Sections 108-64.4 of the Riverhead town code, Agriculture Worker Housing. So moved."

Councilman Lull: "I'll second it. I don't have a copy of it."

Barbara Grattan: "947."

Supervisor Kozakiewicz: "947, and there is one change that needs to be taken place. That's on the notice of public hearing. It should indicate the 1<sup>st</sup> day of October."

Barbara Grattan: "October."

Supervisor Kozakiewicz: "At 7:25 p.m. as opposed to the 1<sup>st</sup> day of September. With that change, moved and seconded. Vote, please."

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

Councilman Lull: "Good hard work by the colleague on my left. Yes."

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

Resolution #948

Councilman Densieski: "Authorizes the Town Clerk to publish and post a notice of public hearing for the Riverhead Outdoor Lighting Ordinance. So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Same change on the public notice. It also says 1<sup>st</sup> day of September. It should be 1<sup>st</sup> day of October. Vote as amended."

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

Resolution #949

Councilman Densieski: "Town of Riverhead general fund budget adjustment for \$3,500. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "Actually, it's for- "

Councilwoman Blass: "Actually, it's for 4,000."

Supervisor Kozakiewicz: "Yeah. The Town Board as well."

Councilwoman Blass: "It's the total. It's two of them."

Councilwoman Sanders: "It's two. That was a yes, Barbara."

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

Resolution #950

Councilman Densieski: "Extending the bid contract for recyclable containers and lids. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "It doesn't get too much more important than this. Yes."

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

Resolution #951

Councilwoman Blass: "This resolution adopts the early retirement incentive for the Riverhead Water District. So moved. For employees at the Riverhead Water District."

Councilman Densieski: "Second that motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "Question. I've got these backwards here. I don't have the- that's 951."

Councilwoman Blass: "And the Sewer District is next."

Councilman Lull: "Okay, I don't have a copy of that. Okay. Yes."

Councilwoman Blass: "We could have done them together I guess but we had different- "

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

Supervisor Kozakiewicz: "Yeah, I really don't understand why the state gave us an issue on this. We passed the resolution last meeting covering all our employees in this particular bargaining unit which includes this- the water district as well as the sewer district, but to avoid the issue, yes."

Barbara Grattan: "The resolution is adopted."

Resolution #952

Councilman Lull: "Same story. Adopts the early retirement incentive for the Riverhead Sewer District. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "Communication, I guess is sometimes impossible regardless of how many times you say it, so you give in. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #953

Councilman Densieski: "Authorizes the match for the Empire Zone Administration. So moved."

Councilman Lull: "Is that me? I don't have any of those. Okay, second."

Supervisor Kozakiewicz: "Moved? Moved and seconded."

The Vote: "Sanders."

(There was some inaudible discussion)

Supervisor Kozakiewicz: "Just so the discussion is not secret."

Councilwoman Sanders: "Okay."

Supervisor Kozakiewicz: "Because I think- what happened was I'm going to- so there's no oh, geez, what are they talking about? No. This is something that's funded but as I understand it, every year we have to make an application to the state to continue the grant fund for the Empire State Development Corporation.

They have committed in the past to \$47,000. There is matches from the county, from the town. This resolution is just reciting the history of that contribution from the county, the contribution from the town. In order to make the application and pitch for next year's funding which at the state level, their budgetary year if I've got it right, is July through June. Correct? That doesn't sound right to me. It's supposed to be the grant period, not the state budgetary period. The state budgetary period? Okay.

Anyway, yes, it is. It says that. Okay. I'm having a tough day. So that's what this application is for so that we can continue to make application to the state so that the zone administration is funded and so that we're not paying this entirely out of the town budget. Any other discussion?"

Councilwoman Blass: "I have a question. I was always under the impression that in kind services were something other than funds. Is that- other than money, you do in kind services in lieu of money? So are we authorizing matching funds in the amount of \$24,000 in in kind services or are we- "

Supervisor Kozakiewicz: "Which is the condition of the zone (inaudible). Correct?"

Councilwoman Blass: "But it's either- maybe I'm- we're either matching the funds or we're getting in kind services. Correct?"

Supervisor Kozakiewicz: "The current scenario is in kind services, right."

Councilwoman Blass: "Okay."

Supervisor Kozakiewicz: "Which we fund. I mean- "

Councilwoman Blass: "These- the resolution is different from the one that we talked about today and that's part of the reason that we have these questions at this point. And the reason the county is not doing their full 50%-- "

Supervisor Kozakiewicz: "They didn't last year and they're saying they're not prepared right now to do that. What's the timeliness on this? If we don't act on this, does it jeopardize our grant application?"

Councilman Densieski: "It was moved and seconded, though, hasn't it?"

Councilwoman Blass: "We discuss- "

Supervisor Kozakiewicz: "Because I mean this discussion is obviously- "

Dawn Thomas: (Inaudible)

Supervisor Kozakiewicz: "September 17<sup>th</sup>. It's due the 15<sup>th</sup>."

Councilman Densieski: "It's been moved and seconded."

Supervisor Kozakiewicz: "Any other discussion?"

Councilwoman Sanders: "Well, this is different than- "

Supervisor Kozakiewicz: "Any other discussion? Vote, please."

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

Councilman Densieski: "I just want to read you the first Whereas here, where it says a portion of the Calverton Enterprise Park is a designated Empire Zone and pretty soon this Board, state officials and county officials, it should read, this- a smaller portion because that's what's going to end up happening here pretty soon. And next thing, we're going to give part of the zone, at least some of us is going to give part of the zone to our neighbor to the east, Southampton, and yet I don't see any responsibility from Southampton. I don't see any money from Southampton here. Riverhead paid the \$40,000 for the original fee to get in this program, no reimbursement from the county even though we asked for it.

Unfortunately I have a little more discussion, Mr. Supervisor. What happens if this resolution goes down?"

Supervisor Kozakiewicz: "We don't make a grant application. Tracy?"

Tracy Stark: I apologize for the change in the resolution. I found out today that we weren't getting 23,5; we're getting 23. That's why there was a change late in the afternoon and instead of having to redo the process again, we changed it.

We can ask for an extension for the application."

Councilman Densieski: "Well, we're in the middle of a vote here."

Supervisor Kozakiewicz: "Right. And there's been two abstentions."

Councilman Densieski: "Yeah. Okay, well, I reserve most of my comments for the actual vote of the boundary agreement which boggles my mind. It really does. But in an effort not to cut my nose off to spite my face, I'm going to be forced to vote yes because otherwise we are going to not be eligible to get this grant and that would be ridiculous."

Councilwoman Blass: "But she just said we could get an

extension. She just- "

Councilman Densieski: "We're in the middle of a vote, Barbara."

Councilwoman Blass: "Well, you're the one that's raising the question here."

Supervisor Kozakiewicz: "The discussion's over. We're in the middle of a vote."

Councilwoman Blass: "Yeah, exactly. You asked for her input."

Barbara Grattan: "Councilman Lull, your vote."

Supervisor Kozakiewicz: "Get the vote done."

Barbara Grattan: "You voted yes, Councilman Lull?"

Supervisor Kozakiewicz: "I'm sorry, what was the vote?"

Councilman Lull: "I didn't vote. I didn't say- I believe the questions that you are asking Ed as to what is Southampton's responsibility and, in fact, Suffolk County's responsibility if Gabreski has part of the Empire zone, I believe the response to that question really belongs in the next vote, in the vote to move the empire zone, not in the application for the bond- application for the grant. So I'll vote yes on the application for the grant."

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

Supervisor Kozakiewicz: "I understand the issues raised by my colleagues. Today, however, Southampton does not have any zone at all so to hold this up or to say that they should be obligated under- at this point in time to pay some share is impossible. We can't say well, we're going to make the vote contingent upon them paying a portion of the empire zone benefits. It hasn't happened. This is something that we need to act upon today. It's unfortunate what the timing is but the- logically if we want this to go forward or logically if we want to proceed forward, we have to deal with what the circumstances are today and the circumstances today are that the Town of Riverhead is the only town that has the zone within its boundaries.

I agree that discussions should ensue but we can't make them part of this resolution. Understanding the concerns of my colleagues, I understand we're going to probably have a lively debate when we get to

the boundary discussion on this if we can't even agree upon this resolution. In any event, I vote yes so that we can get the grant application going forward and boy I can't wait for the next couple meetings. Thank you."

Barbara Grattan: "The resolution is adopted."

Resolution #954

Barbara Grattan: "Now, we've got Resolution 954, bills."

Councilman Lull: "So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Blass: "Yes."

Supervisor Kozakiewicz: "Moved and seconded to pay bills."

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

Resolution #955

Barbara Grattan: "Now we have 955 which is Community Preservation. Councilman Densieski."

Councilman Densieski: "Thanks, Barbara. Adopts local law amending a local law entitled Community Preservation Fund of the Code of the Town of Riverhead. So moved."

Supervisor Kozakiewicz: "Moved?"

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded, I'm sorry. Okay. Vote, please."

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

Councilman Densieski: "Yes. This is one of the tools in my bag to preserve open space and farmland so I'm going to vote yes."

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

Barbara Grattan: "Boy, it's been a long day, is right."

Resolution #956

Barbara Grattan: "956 is appoints a member to the Conservation Advisory Council. Councilwoman Blass."

Councilwoman Blass: "This resolution appoints Dennis Cole to the Conservation Advisory Council. So moved."

Councilman Lull: "And second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "I don't know this gentleman, but he has a very impressive resume. Yes."

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

Resolution #957

Barbara Grattan: "Is the collection and disposal services. Councilwoman Sanders."

Councilwoman Sanders: "Authorizes Town Clerk to post and publish notice to bidders for residential solid waste collection and disposal services. So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "Yes. And just for the record this is going to allow for Barbara to place a notice in the paper for next week to obtain bids for the refuse and garbage collection districts and those bids will be received on October 8<sup>th</sup> at 4:00 p.m. Yes."

Barbara Grattan: "The resolution is adopted."

Supervisor Kozakiewicz: "That's it?"

Barbara Grattan: "No more resolutions."

Supervisor Kozakiewicz: "Now it's public comment time. Anybody who wishes to address us on any town subject, now is your time. George."

George Schmelzer: "About sod farming. They call it a farm. To me it's a destroyer of topsoil. I've got a copy of the law here. A sod farmer can deplete the soil- let me give it to Barbara. Okay. So they take about three-eighths of an inch of topsoil out of every crop. So consider that topsoil is eight inches, the government does, that's 64 8ths, that's about 21 crops. Make it 24, 25 crops. Some a year, some two years, some two and a half. So a farmer- sod farmer you are damn sure all of them are taking that depletion allowance. They buy a land (inaudible) sell the development rights off, farm it, the topsoil goes down to nothing, you've got the depletion allowance, his money back, just walks off. That's the way they do it. That's the way they're going to do it. What do you expect? How about it? Nothing said, huh."

Supervisor Kozakiewicz: "Now I understand that every few years they do replenish. Are you saying that none of the sod farmers do that?"

George Schmelzer: "How do you replenish the soil?"

Supervisor Kozakiewicz: "They will bring in some soil on, they will bring other nutrients on and they will spread them on the ground. That's what I understand some of them- "

George Schmelzer: "They do?"

Supervisor Kozakiewicz: "That's what I understand. I have not witnessed it but I have talked with some of the sod farmers to find out the process."

George Schmelzer: "Otherwise, they destroy the soil on some other land by taking the topsoil, you mean, huh? Come on. Who are you kidding?"

Supervisor Kozakiewicz: "I knew whatever answer I gave you

wasn't going to satisfy you, Mr. Schmelzer."

George Schmelzer: "Well- "

Supervisor Kozakiewicz: "That I knew before I even opened my mouth. Go ahead."

George Schmelzer: "Well, this about maps, reading what says, a road- shows a road on a map, you believe it. Now that doesn't make sense either. I've got a map here was filed in 1908. The surveyor was (inaudible). He used to be a truant officer when I was a little kid. And so called Reeves Avenue in Riverhead- Calverton, I mean, Riverhead town, just the westerly side of the expressway, even the fool- the Department of Transportation, they put curbs there, a slope easement, a guy on the west side he couldn't touch the land, he's got to leave it so and so, and the land wasn't assessed. I went over to where they make- sell the tax maps with proof to him, one visit, they said, okay, we'll assess it. We'll give it a number, number 30, lot number 30. And then I went to Laverne I explained to her that it was not a road and you should- I asked her to take off all the descriptions of the contiguous land, call that a road, she did that, that was the end of it. Here's a map. Now I looked at that map, Jamesport, it's a joke. It's not a subdivision, just somebody filed a map with roads on there, I don't know if you even own the land to the beach. Did you check that? Huh? What?"

Councilman Lull: "That's our map, our surveyor."

George Schmelzer: "Your map? The town didn't file it."

Supervisor Kozakiewicz: "It was a, well, we commissioned a survey to be done to determine where the line of the road ran and, you know, that's what that survey shows. Have you spoken with Mr. Ingegno, the surveyor?"

George Schmelzer: "No."

Supervisor Kozakiewicz: "Okay."

George Schmelzer: "I just looked at a map for a few minutes."

Supervisor Kozakiewicz: "All right."

George Schmelzer: "I can't believe it. Here's a map in Calverton, had a road on, I don't think- no longer a road, it took me

two visits, one to the town, one to the tax maps and they straightened it out. Here's a map filed in 1908. Because it said Reeves Avenue on there, you don't have to believe it. It isn't there. But the Department of Transportation of New York State believed it. There's fools all over the place. Maybe you take this map. It might be some use to you."

Supervisor Kozakiewicz: "All right. I'll- "

George Schmelzer: "To the town."

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

George Schmelzer: "Okay."

Supervisor Kozakiewicz: "All right."

George Schmelzer: "And I see on Dam Road, not D-A-M-N, D-A-M Road, by the forge, somebody's spending big money so the outside people can bring their canoes up and down again. Is the town spending that money?"

Supervisor Kozakiewicz: "That was per a DEC grant. The town bid that out last summer I believe and approved that project. Yes."

George Schmelzer: "You mean you got money for that?"

Supervisor Kozakiewicz: "Yup."

George Schmelzer: "Why don't you use the money for something useful?"

Supervisor Kozakiewicz: "That's what they approved. All right, George."

George Schmelzer: "Also- "

Supervisor Kozakiewicz: "I've got to ask you to sum up."

George Schmelzer: "There are signs there no parking, but they park all the time there with their boat trailers to go fishing. Nothing's ever done. Why don't you take the signs down, nobody pays any attention to them. Really."

Supervisor Kozakiewicz: "I'm being asked to ask you to sum up

because- "

George Schmelzer: "Give me an answer, please."

Supervisor Kozakiewicz: "Well, I think there's another alternative and I think the other alternative is if there are signs up there to legally post it, we should enforce it. So, that's the other alternative. Okay. Thank you."

George Schmelzer: "Yeah, I don't expect you will. So long, see you next time."

Supervisor Kozakiewicz: "My pleasure. Take care. Rolph Kestling."

Rolph Kestling: "Rolph Kestling, Wading River. This is an easy one. I got a press release I was able to download from a computer and this is what really should be done on a lot of things, not individual things. It's about the Calverton Industry to pay for their past wrongs and you made a settlement on it. I'd like to know is the ink dry on this already? It's all signed, sealed and delivered? It is? Because it says- I want to ask this. They agreed to implement an aggressive landscape plan to rid the Calverton area of that 50 acre eyesore. Now the only thing that's growing aggressively in there front, is the weeds. I don't see any aggressive planting, anything to beautify. Then incidentally, like Mr. Densieski said or someone said this is the best way to go, at first I was, you know, a little against it, but here in this case maybe it was a better idea, finish up with it. All right.

Another thing here, it says Calverton Industries is also required to submit an amended site plan to Riverhead Town Planning Department within 90 days. The 90 days would be up in June. Did they submit the plan yet?"

Supervisor Kozakiewicz: "They did submit an amended site plan. We are working with them to get something that's a little bit better as far as details. Yes, they did."

Rolph Kestling: "Okay. And to remove the truck barn and truck storage from the site within 120 days, four months. Well, it's still there. Four months are up."

Councilman Densieski: "I think they moved their truck operation into Brookhaven town."

Rolph Kestling: "Well, they're all standing there."

Supervisor Kozakiewicz: "The truck building itself was supposed to be removed so thank you for your comments. We'll certainly take that up."

Rolph Kestling: "Okay. And now another thing. The \$300,000 in litigation fees through the four year battle. You were going to get the bulk of that money. Did you get that yet?"

Supervisor Kozakiewicz: "We got a first payment which was in excess of 100 and they've been paying monthly. Yes."

Rolph Kestling: "They've been paying. All right, I just wanted to make sure."

Supervisor Kozakiewicz: "I'm glad you asked."

Rolph Kestling: "All right."

Councilman Densieski: "Insurance is going to cover some of that, too, Rolph."

Supervisor Kozakiewicz: "Yeah."

Rolph Kestling: "And like I say, if you get everything on the computer, it makes life so much simpler."

Supervisor Kozakiewicz: "We're trying."

Rolph Kestling: "Now this one here. The trade show place next to Stove and Stones, also known as sand pit- "

Supervisor Kozakiewicz: "PRG Corp."

Rolph Kestling: "That's a big hole they've got down there right in front. It looks like they're just taking out sand there."

Supervisor Kozakiewicz: "They haven't been removing any more sand. They're waiting for certain issues to be addressed with their site plan, certain building construction issues. Once they get squared away with the Building Department, construction will take place."

Rolph Kestling: "It's still going to be- "

Supervisor Kozakiewicz: "I understand there's some questions raised whether there was a requirement that an elevator be installed in the building. Based upon certain elevations, differences between the front of the building and the rear of the building, that the engineer is trying to square away with the Building Department. If it were not for those reasons, they would be doing construction right now."

Rolph Kestling: "I'm just trying to keep it on the board."

Supervisor Kozakiewicz: "I know you would. Certainly. Thank you."

Councilman Densieski: "Bob, I believe the Building Department also has a land use monitor evaluating to make sure the amount of sand taken out of there is not- "

Supervisor Kozakiewicz: "Been up there numerous times. Anybody else who would like to address the Board? Hand in the back, on the right hand side."

George Clark: "Good evening. My name is George Clark from Wading River. I'd just like to put a face to the name of the documents you were reading today about the Great Rock Golf Course. Most of that documentation is from me and a number of my neighbors. Within that documentation you saw the holes in my house and broken windshield on the car and a number of other things.

One of the documents which I really would like you to take notice of is from the radar company, the company that makes the radar guns that monitor like pitches from baseball and the tennis players. They also make a gun this one company for the monitoring the speed of golf balls. They range- an intermediate golfer to hit a ball off a tee at 140 miles an hour. A professional player, up to 180 miles an hour. With the amount of balls that were taken and the amount of balls that were taken directly off the 18<sup>th</sup> tee in the amount of 700 in the past year my own property alone, means that my children and grandchildren are not safe anywhere. At 140 to 180 miles an hour, they don't stand a chance.

I would just like to thank the Board for their action up until now and ask for your continued support until we have a resolution which all of the residents in the neighborhood can live with. Thank you very much."

Supervisor Kozakiewicz: "Thank you, Mr. Clark. Is there anybody else who would like to address the Board? Hand in the back."

Tom Losandro: "Tom Losandro, Baiting Hollow."

Barbara Grattan: "Your name again, please."

Tom Losandro: "Tom Losandro. Positive thing that I heard about what's going to be going on on Youngs Avenue across from Crown with them doing all that- "

Supervisor Kozakiewicz: "Our reclamation project, the town's landfill?"

Tom Losandro: "Right. I'd like to know, has the contractor been given any kind of incentive to finish the project ahead of time and, if not, I think it would be a good idea."

Supervisor Kozakiewicz: "Well, actually, right now we are in discussions with him to improve the picking process and to do some other things which will change the process a little bit but can be more beneficial to the community in that there will be less waste stream leaving the property and, therefore, requiring it to be shipped out of state. He's pretty much on target. I mean initially the- when we did the last phase of it, progress didn't necessarily fall in place. But he's doing very well as far as his time element right now. He's right on target for, I think he's actually ahead of progress right now."

Tom Losandro: "Good. That's, you know, really good that he's on target."

Supervisor Kozakiewicz: "But I don't believe the contract had an incentive in it. To my recollection the bid did not include that."

Tom Losandro: "Is there any way that it could be put in?"

Supervisor Kozakiewicz: "We'd have to amend the bid document. Of course, it's been bid already and we can't change it after the fact because then we're open to- if it's a material change, we're open to other people saying, well, geez, if I knew that you were going to bid it that way town, I would have bid. Now I'm suing you because you didn't give me a chance to bid it."

Tom Losandro: "Okay. That makes sense. Also, what's the

latest on the Crown- the DEC came back and everything- is there going to be a vote on- "

Supervisor Kozakiewicz: "The DEIS you mean."

Tom Losandro: "Right."

Supervisor Kozakiewicz: "The FEIS."

Tom Losandro: "Right."

Supervisor Kozakiewicz: "That's being perused. It's going to be- I couldn't even guess. I mean I think the consultant is going to be looking at that to see whether it met with the issues that they raised in their letter. Of course, we will be also independently looking at to see whether if it's- there will be an acceptance- there could be an acceptance of the FEIS. There may be instead a comment back that, well, geez, you didn't quite meet muster here. You didn't meet it here, give us further detail. We're not there yet."

Tom Losandro: "And in the interim, while they're doing all their work across the street, is there any way that the contractor or the town can do something with the road and cleaning up both sides of that street? I mean there's pothole after pothole. The road is never, you know, the street cleaner never comes and cleans that street which is- I can understand it's really hard because all the sand comes down when it rains or whenever, with all the dust and everything. But I mean it's an eyesore. When you make your turn onto Youngs Avenue from Roanoke you know you're going into a dumpy area until you get to the homes that are there. I mean it's run down and I think whether it be the contractor's responsibility to do something in the interim until that is completed, you know, it would be a tremendous, you know, asset to the community."

Supervisor Kozakiewicz: "If we can get asphalt plant on, maybe we can use a little bit of the asphalt to fix up the road."

Tom Losandro: "But that's down the road."

Councilwoman Blass: "But in addition to that, those are comments that we actually have entertained at the biweekly meetings that we should, I mean it's a tremendous investment in terms of the process and the money allocated to this project that's going to take about four years and certainly that entrance area, there's no reason it has to look that way and I know the town engineer has talked about

perhaps a landscaping plan and some other things that would make it a little bit more aesthetically more acceptable. Yes."

Tom Losandro: "Well, even if, you know, something that's done in the interim just, you know- "

Councilwoman Blass: "In the interim, yes."

Tom Losandro: "To clean it up."

Councilwoman Blass: "To clean it up."

Tom Losandro: "That would be, you know, great. That's about it. Thanks."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board? No."

Councilman Densieski: "Motion to adjourn."

Supervisor Kozakiewicz: "That's it. Bob (inaudible) is in there saying, cut it."

Councilman Densieski: "Me, too."

Supervisor Kozakiewicz: "That's it. Motion to adjourn second. Adjourned."

Meeting adjourned: 9:34 p.m.

  
Barbara Dutton  
Town Clerk

**WAIVER OF NOTICE AND CONSENT  
OF SPECIAL MEETING**

We, the Undersigned, being all members of the Riverhead Town Board of the Town of Riverhead, County of Suffolk, and State of New York, do hereby waive notice of the time, place, date and purpose of a meeting of the Town Board of the Town of Riverhead, to be held at the Town Hall, Riverhead, New York at 2:30 P.M. on the 12th day of September, 2002 and do consent to the holding of such meeting for the purpose of:

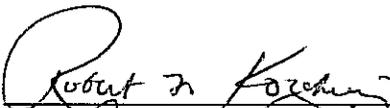
- Res. 958     Authorizing the Supervisor to Terminate the Lease for East Creek Marina**
  
- Res. 959     Support for Calverton Lateral (Alternate Route) for Island East Pipeline Project**
  
- Res. 960     Authorizes the Supervisor to Execute an Agreement with Dvirka and Bartilucci for Review of FEIS for Crown Sanitation**

And any and all other matters that may come before the Board.

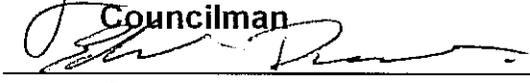
Dated: September 12, 2002

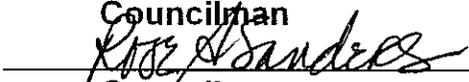
Town Board Members  
of Riverhead, New York

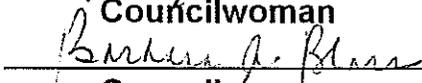
Media Notified:  
Suffolk Life  
News Review  
Traveler Watchman  
WRIV

  
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Supervisor

  
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Councilwoman

**SPECIAL BOARD MEETING:**

September 12, 2002

The Special Board Meeting was called to order by Supervisor Kozakiewicz at 2:55 p.m.

**Present:** Supervisor Kozakiewicz  
Councilwoman Sanders  
Councilwoman Blass  
Councilman Densieski  
Councilman Lull

**Also Present:** Town Clerk, Barbara Grattan

**Supervisor Kozakiewicz:** "Point of order, Special Board Meeting which was noticed for 2:30 p.m. It's now 2:55 p.m. after much discussion off the record with respect to the resolutions which are before us, particularly the one declaring the operator of the East Creek Marina breach as well as the one that's supporting an alternate route for Calverton lateral Islander, the East Pipeline project. I think we finished discussion, but if there is any further discussion when we start to take up the resolutions, we hopefully be able to keep it more brief.

**RESOLUTION #958****AUTHORIZING THE SUPERVISOR TO TERMINATE THE LEASE FOR EAST CREEK MARINA**

**COUNCILMAN DENSIESKI** offered the resolution, which was seconded by **COUNCILMAN LULL**.

The VOTE: Sanders, yes, Blass, yes, Densieski, yes, Lull, yes, and Kozakiewicz, yes.

The resolution was thereupon declared to be duly **ADOPTED**.

**RESOLUTION #959****SUPPORT FOR CALVERTON LATERAL (ALTERNATE ROUTE) FOR ISLAND EAST PIPELINE PROJECT**

**COUNCILWOMAN SANDERS** offered the resolution, which was seconded by **COUNCILWOMAN BLASS**.

**SUPERVISOR KOZAKIEWICZ**: "And just so that we all agreeing on what we're voting on. We made some last minute changes, which is part of the discussion. Removing the word beseech in RESOLVED and stating IMPLORE, so that the paragraph will read as follows:

**BARBARA GRATTAN**: "NOW THEREFORE, BE IT RESOLVED, THAT THE Town Board of the Town of Riverhead does hereby implore the Federal Energy Regulatory Commission to seriously reconsider its position and support the recommendation of its own staff as contained in the DEIS for the proposed Calverton lateral to Enterprise Park as a more environmentally sensible choice; and

**COUNCILMAN LULL**: "Just a question about the wording as far as alternate (inaudible) The 25a that we are supporting was ... the alternate A then, and the other one was alternate B or something like that whatever it is."

**COUNCILWOMAN BLASS**: (Inaudible)

**SUPERVISOR KOZAKIEWICZ**: "Okay, further discussion?"

**COUNCILMAN LULL**: "No."

The **VOTE**: Sanders, yes, Blass, yes, Densieski, yes, Lull, yes, and Kozakiewicz, yes.

The Resolution was thereupon declared to be duly **ADOPTED**."

**RESOLUTION #960****AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH DVIRKA AND BARTILUCCI FOR REVIEW OF FEIS FOR CROWN SANITATION**

**COUNCILMAN DENSIESKI** offered the resolution, which was seconded by **COUNCILWOMAN SANDERS**.

The VOTE: Sanders, yes, Blass, yes, Densieski, yes, Densieski, yes, Lull, yes, and Kozakiewicz, yes.

The resolution was thereupon declared to be duly ADOPTED.

There being no further business on motion and vote, the meeting adjourned at 2:59 p.m.

Barbara Hutton  
Town Clerk