

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, February 4, 2003, 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

Supervisor Kozakiewicz called the meeting to order at 7:00 and the Pledge of Allegiance was recited, led by Vince Tria.

Supervisor Kozakiewicz: "I'd like to call tonight's meeting to order. Mr. Tria, if you would lead us in the Pledge of Allegiance."

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

Supervisor Kozakiewicz: "Thank you, Mr. Tria. Is there a motion to approve the minutes of the Town Board meeting of January 22, 2003?"

Councilman Lull: "So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Blass: "Yes."

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

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

Supervisor Kozakiewicz: "Reports, please."

**REPORTS:**

Receiver of Taxes	Total taxes collected to date is \$40,653,964.50
Town Clerk	Monthly report for January total collected: \$10,480.25
Town Historian	2002 Annual Report
Juvenile Aid Bureau	2002 Annual Report
Police Department	Monthly report for November
Sewer District	Discharge monitoring report for December, 2002
Open Bid Report	Liquid calcium opened on 1/27 Drainage rings opened on 1/27 Line striping opened on 1/27 Litter vac machine opened on 1/27

Barbara Grattan: "That concludes Reports."

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

**APPLICATIONS:**

Site Plan	Drs. Judy and Susan Emanuelle to construct a one-story medical building with parking
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Barbara Grattan: "That concludes Applications."

Supervisor Kozakiewicz: "Thank you. And Correspondence?"

**CORRESPONDENCE:**

Reeves Park Civic Assoc.	Regarding for roadside trees west side of Park Road between
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Sound Avenue and Overbrook  
Street

Barbara Grattan: "That concludes Correspondence."

Supervisor Kozakiewicz: "Are there any Committee Reports? There's a few moments before the first meeting tonight. What I would do rather than ask somebody to come up is ask that we observe a moment of silence for the astronauts, the seven who were on board, their families, their relatives and everybody who is impacted by the tragic occurrence. Thank everybody and certainly, I think, want to say that we wish that their souls rest in peace and their families are coping with the tragic circumstances."

We still have a few moments before our 7:05 hearing. What I will do is indicate that when we get to resolutions, and I know I'm a little bit ahead of ourselves, we may, I say may depending upon the reaction during the public hearings today, consider two resolutions that could come off the floor.

One of them is to take into consideration the offer of sale for the purchase of property that belongs to Irma G. Murphy which as I indicated we'll be taking up as one of our public hearings tonight. The second resolution would be to consider the changes to Chapter 95 which in this case deals with changes to the Riverhead Town Code as it applies to senior citizens and persons with disabilities, in particular income extensions that apply to these two particular groups.

So when we get to resolutions, certainly if the public wishes to comment on those, they can and at this point the time of 7:05 having arrived, I will ask Barbara if she would read the affidavits of publishing and posting for tonight's first public hearing."

Public Hearing opened: 7:05 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 February 4, 2003, at 7:05 p.m. regarding the petition of Long Island Partnership Housing Development Funding Co., Inc. to construct a lateral water main comprised of 75 linear feet of eight inch diameter water main and appurtenances at the sole cost of the developer."

Supervisor Kozakiewicz: "Okay. While Mr. Russo is stepping up

from H2M, we probably need to move the easel around a little bit to have the public see what it is that's being proposed. Historically this is an application that goes back, not this particular one perhaps, but the entire project which is a project that's looking for the redevelopment, revitalization of the Millbrook Gables area for quite some years.

This is being done by the Long Island Housing Partnership. They have already constructed a number of single family homes in that particular community, the idea being to promote or tout home ownership. The indications are that under those circumstances where there's home ownership, the homeowners tend to take a little more pride in their premises, in their property, and it has led to revitalization of communities.

This project involves 13 homes if my memory serves me right on property that's located in the Millbrook Gables area and I'm sure it will be further defined and further clarified by Mr. Russo.

This particular hearing is being held in conjunction with or in accordance with the final subdivision approval that had been granted to the Long Island Housing Partnership by the Planning Board and it is expiring, I think, March 21<sup>st</sup> if they don't get through all the approvals which, I think, if it happens there will be a lot of upset parties here.

But in any event, that's not to chill any comments from the public if they wish to be heard, just sort of a little bit of a prelude or a preview.

With that said, Mr. Russo, your name and who you are representing for the record."

Frank Russo: "My name is Frank Russo (inaudible). (Inaudible) could not be here, so I'm filling in for him.

The project involves the installation of water main to service 13 homes, an extension of Segal Avenue. There is an eight inch water main that's proposed. The 13 units would generate approximately 3900 gallons a day which there is capacity available. The estimated cost for construction and all costs of engineering is \$50,000 to be paid by the developer. Key money charges at \$2500 per home would amount to \$32,500. And as I said, all costs will be paid by the developer. And (inaudible)."

Supervisor Kozakiewicz: "Well, just one clarification. I'm not sure if I was hearing the number right or not. It's 750 linear feet? Is that- "

Frank Russo: "Yes. It's 750 linear feet of eight inch diameter."

Supervisor Kozakiewicz: "Okay. Okay."

Frank Russo: "That's right."

Supervisor Kozakiewicz: "And, again, the cost as you pointed out will be entirely borne by the developer."

Frank Russo: "That's correct."

Supervisor Kozakiewicz: "There's no out of pocket for the Riverhead taxpayers."

Frank Russo: "That's correct."

Supervisor Kozakiewicz: "All right. Thank you. Any questions or anybody who wishes to address the Board with respect to the matter of Long Island Housing Partnership's application to extend water, an eight inch water main?"

Okay. I want to make one more point. The property, if I remember right, is currently in the Riverhead Water District. So this is just the lateral, is that correct? So there's not a need to do an extension of the Water District as well?"

Frank Russo: "That's correct."

Supervisor Kozakiewicz: "Okay. All right. Just for the record, I'm not sure if we got Frank, on the record. He's indicating that's right. Thank you."

Nobody else wishing to address the Board? Okay. That being the case, close the public hearing, the time of 7:10 p.m. having arrived."

Public Hearing closed: 7:10 p.m.

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Supervisor Kozakiewicz: "I know that we have five minutes until

we take up the next public hearing which is the Irma Murphy purchase, so if there's anybody who wishes to address the Board. Mr. McKnight."

Warren McKnight: "Warren McKnight, Middle Road, Riverhead. I've lived at Middle Road for the last three years. I moved there from Wading River and I live between Harrison Avenue and Roanoke Avenue on Middle Road and over the three years I have observed an increasing number of auto accidents, an increasing number of people exceeding the speed of 40 miles an hour. A number of times over the three years, I'd say at least three or four times, utility poles have been hit there.

As I go across the street to get my mail on occasion or when I finish with my day's work, I find it very difficult to even cross the street. The cars go down there very fast.

Enforcement has been tried by, you know, Riverhead police from time to time has some effect, but I'm very apprehensive. I find a number of dead animals. In fact, this morning I found a possum and a cat, but a lot of animals are being killed and people are getting accidents, you know, actually hit in front of our doors. My neighbor across the street, too, his car got rear ended when he just made- went to make the turn.

I think- I recommend that the speed limit be lowered there, if possible, very much so. Especially- even the big trucks at the end of the day that, you know, the cement trucks and the other sand trucks, they try to get back and exceed the speed limit, I believe.

So I'm very apprehensive. There is children. There's very bad- I'll get right to the point. There's a very bad curve, two curves, on that road and there's a puddle, there's ice, and that's where the utility poles are always hit and that's where there's homes for children also.

So, I know you put up a light at Northville Turnpike; I know you put up a flashing light at Roanoke Avenue, but from Horton Avenue on Middle Road all the way through to Roanoke Avenue, there are no stop signs so like I said, I felt I had to speak out before- maybe something can be done before, you know, a tragedy happens."

Supervisor Kozakiewicz: "Thank you. I'm going to let Jim address the speed limit issue. What I will address, because I'm not sure many people know this, is that there is a highway patrol division that's been established by the police chief under the new

administration, the idea being to ask people to contact the police department. Sometimes you're our best eyes out there.

And what we will do is we'll try to assign a member of the force who is assigned to highway patrol that's going to be there, enforcement niche if you will, ready to go out and they're going to write tickets and enforce the Vehicle and Traffic Laws specifically. That's something that's been designed, it's something that's, I think, an additional step that's been taken by the police department and it's something that's being implemented.

So, first, I'm going to make those comments so that if you have a speeding problem, you have a situation in your neighborhood which is in your eyes, in your mind, a problem with the Vehicle and Traffic Laws, contact the police department, make them aware of it and, I think, I'm not going to speak entirely for them, but, I think, what they're going to do or what they've been telling me they're going to do is step up enforcement in that area."

Warren McKnight: "Well- "

Councilman Lull: "That's, excuse me, that's one thing, Warren."

Supervisor Kozakiewicz: "I'll pass it over to Jim to address your speed limit issue."

Councilman Lull: "The town will be making recommendations to the state-- such things as speed and traffic signals must be approved by the state. But we- for the reasons that you mentioned and for other reasons, I believe between apartment complexes, condominium developments and other simple housing developments, there are seven along Middle Road. Those were not there when Middle Road was designated a 40 mile an hour zone. They make it impossible for that to remain 40 miles an hour and we know that.

We will be asking the state to designate Middle Road, and by the way, every other town road south of Middle Road from there to the river, we'll be asking them to designate that as a 30 mile an hour zone.

Also, there will be, besides the traffic light and thanks for giving us credit for it. We didn't do it, the county did it in cooperation with the job we've been trying to do on Middle Road. What we're trying to do is to make Middle Road a- if it's going to be a bypass of Route 58, which people treat it as, let it be a bypass just

for locals and let it be a bypass for people who aren't worried about traveling 30 miles an hour.

There will be a stop light, more than likely a stop light at the corner of Ostrander Avenue and Middle Road, a full stop light at the corner of Roanoke Avenue and Middle Road and if the master plan recommends a traffic reconfiguration at Horton and Osborne and Middle Road to make those safer.

So, yes, we're trying to do something to make it safer. We will definitely be recommending the 30 miles an hour. We'll be definitely recommending the extra traffic lights and as Bob mentioned the police department is on it as well."

Warren McKnight: "And, also, maybe a posted sign where the light pole keeps on getting knocked down. It's right before the end of Anderson's farm field, there's a dirt road. It's constant and like I said, maybe they could have a- like a, you know, some sort of a-- "

Councilman Lull: "A reflector."

Warren McKnight: "Reflector. Some, maybe like, you know, a curve, an arrow, or something. Yeah, please, thank you so much."

Supervisor Kozakiewicz: "Thank you."

Warren McKnight: "All right."

Supervisor Kozakiewicz: "Okay. The time of 7:16 p.m. having arrived, Barbara, would you read the affidavits of publishing and posting for the next public hearing, please?"

Public Hearing opened: 7:16 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 February 4, 2003, at 7:15 p.m. regarding the fee simple purchase of property owned by Irma G. Murphy located on West Main Street, Riverhead, for open space purposes for \$40,000.00."

Supervisor Kozakiewicz: "Okay. This one is to listen to anyone who wishes to address us with respect to the purchase of property that's on the south side of Main Street, near the post office annex. It's known as Irma's Diner for those of us who have been here for a while. It's that beautiful yellow, I think, is it yellow-

yellow and green building that has adorned the westerly side of town for many, many years.

It's a parcel that's, I think, if the- well, let's just say that without the building there, you probably have a tremendous view of the river. It only sort of impairs that view.

We have ordered an appraisal. The appraisal has come back with that number which is the \$40,000 for the parcel. Communication has been had with Ms. Murphy- Mrs. Murphy, and she has indicated a willingness to sell the fee simple purchase- fee simple for the property, meaning it's not just going to be the development rights that are going to be purchased. We'll be buying the entire fee to the parcel for the sum of \$40,000.

At this point in time, I'm going to open up the comments from anybody who wishes to address the Board with respect to this proposed acquisition which is held pursuant to Section 247 of the General Municipal Law. Anybody? Julie, do you want to address us? You want to- okay, give you a little assistance there."

Julie Wesnofski: "Julie Wesnofski from the Peconic Land Trust. And we're very pleased to present this parcel as an open space acquisition. I believe it will be the town's first open space acquisition utilizing funds from the Community Preservation Fund.

As you can see, it's a really small parcel, only 2400 square feet, and the diner is about 1300 square feet and takes up most of the road frontage on the parcel. The- this purchase would be made with the intention of removing the building and the topography is such on this parcel that it slopes very steeply towards the river so once the structure is removed, there definitely is a beautiful view of the river. You can see all the way across.

And, I think it will be really beneficial to have such a nice view as you enter the downtown from the west side.

The purchase price is \$40,000. It's supported by an appraisal that was done by Patrick Given Associates (phonetic) dated April 22, 2002. And- "

Supervisor Kozakiewicz: "Thank you."

Councilman Densieski: "Julie, I can't see the picture. I'm just curious. Is- there's a trailer right next to it. Is that on the

property that we're talking about or is that the next lot over?"

Supervisor Kozakiewicz: "The trailer has been removed, I believe."

Councilman Densieski: "The trailer has been removed?"

Julie Wesnofsky: "Yes. There's no longer a trailer there."

Supervisor Kozakiewicz: "Yes."

Councilman Densieski: "Okay. Thank you."

Supervisor Kozakiewicz: "But it would have been on the adjoining parcel."

Councilman Densieski: (Inaudible)

Supervisor Kozakiewicz: "Yes. Anybody else who would like to address the Board? Not seeing anybody indicate a desire to do so, close the public hearing, the time being 7:20 p.m."

Public Hearing closed: 7:20 p.m.

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Public Hearing opened: 7:20 p.m.

Supervisor Kozakiewicz: "Okay. The time still being 7:20, I would ask Barbara if you would read the affidavits of publishing and posting for our 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 February 4, 2003, at 7:20 p.m. regarding the consideration of a proposed local law to amend Chapter 95 of the Town Code entitled senior citizens exemption Section 95-3. Conditions for Exemptions."

Supervisor Kozakiewicz: "And I'm going to put Laverne Tennenberg on the spot and ask her to come up and explain what it is we're looking to do. Laverne is our Chairman of the Board of Assessors."

Laverne Tennenberg: "Good evening. Chapter 201 of the Laws of 2002 allows for the increase in the income eligibility for disabled

persons by \$1,000 to a maximum income of \$29,900.

Chapter 202 of the same laws increases the income limit for senior citizens by \$1,000 to a maximum income of \$29,900. We don't know how this will impact the residents because it's based on their income from a prior year and I would imagine that with interest rates coming down, that people aren't getting as much interest on their investments and probably more people will qualify (inaudible)."

Supervisor Kozakiewicz: "Okay. Thank you, Laverne. Anybody who wishes to address the Board either for or against the proposed change to Chapter 95 of the Riverhead Town Code? Nobody? Okay.

Not hearing anybody or not seeing anybody indicate a desire to address us, declare the public hearing closed, the time being 7:22 p.m."

Public Hearing closed: 7:22 p.m.

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Supervisor Kozakiewicz: "At this point, anybody to comment and address us with respect to the proposed resolutions which are in today's packet. That includes one resolution which is in the Community Development Agency's agenda and the balance being Riverhead, regular Town Board meeting agenda.

As I indicated, the Board may take up for consideration the two additional resolutions, the first being to consider the offer of sale on the property of Irma G. Murphy, and the second being the amendment to Chapter 95, the public hearing we just concluded on.

So with that said, is there anybody who wishes to address the Board regarding resolutions? Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo, Calverton. On the CDA resolution #1, it makes no mention of a fee for the use of the property. Is there a fee?"

Supervisor Kozakiewicz: "One hundred fifty thousand is what we're looking to achieve from the event coordinator."

Sal Mastropolo: "Resolution #135. It just says authorizes the Supervisor to execute stipulation of settlement. But it doesn't say between who and for what purpose. Should it state? No?"

#148. Is it possible to get the address of properties in the resolution? The Suffolk County tax map really doesn't tell us anything. Like, you know, this one here is for putting a school- five kids school supplies and there's a- it's not only the school, but I guess- it's not only a school supply but there's going to be a store and it's on industrial property."

Supervisor Kozakiewicz: "That's correct."

Sal Mastropolo: "But, you know, not knowing what the address is, it's hard to comment on it one way or the other. So it would be nice if the resolutions always included the address as well as the tax county- tax map number.

152. Twin Ponds park. Is that Wading River?"

Supervisor Kozakiewicz: "Yes."

Sal Mastropolo: "Are they going to- "

Supervisor Kozakiewicz: "That's the duck ponds."

Sal Mastropolo: "Yeah. It seems like an awful lot of money for that parking lot. Are they going to- "

Supervisor Kozakiewicz: "It's- there's quite a bit of work that needs to be done to do it right."

Sal Mastropolo: "Do we know where the town property ends and where the parking lot that belongs to the restaurant starts?"

Supervisor Kozakiewicz: "Oh, yeah."

Councilman Densieski: "We've got a survey."

Supervisor Kozakiewicz: "Oh, yeah."

Sal Mastropolo: "Okay, thank you."

Supervisor Kozakiewicz: "And just on the one with the five schools, that's the one on Pulaski Street, the old Miller building which is, I guess, it would be south- oh boy, the road curves around but it would be adjacent to the Riverhead Building Supply mill work. If you continue towards Route 58, it's the next building on your left hand side."

Councilman Densieski: "West of the (inaudible)."

Supervisor Kozakiewicz: "Yeah, technically west, but as you continue from Riverhead to 58, it would be the next building you'd pass on the left hand side."

Councilman Lull: (Inaudible)

Supervisor Kozakiewicz: "All right."

Sal Mastropolo: "Thank you."

Supervisor Kozakiewicz: "Anybody else who would like to address us regarding resolutions? Yes, sir."

Gene Greves: "Hi, Gene Greves, Calverton. #175, approval of the site plan for the Island Water Park. I did see a map out front but that's the first I heard about it so I was just curious of what that means by approving the site plan. And then 177, grants excavation permit which- "

Supervisor Kozakiewicz: "This one's anything but new. This has been around probably about five or six years. They're- this is a group that came to the Town- I'll try to make it in an abridged version if I can- five or six years ago looking to locate near Youngs Avenue and the application was not favorably received. It was then directed to the Calverton site. They went through two years of DEC review for part of the permit which requires them to excavate the site to make the water ski lakes. And what they're looking to do is take approximately 40, 42 acres of the land that we would be selling to them in order to establish a water skiing park."

Gene Greves: "Okay. So the excavation is going to take part before the sale of the land or- "

Supervisor Kozakiewicz: "No, no, no, no. The sale of the land will occur before any activity takes place on it. It's not their property until they purchase it from the Town of Riverhead Community Development Agency."

Gene Greves: "So granting excavation is just preliminary to getting all of the approvals in place before- "

Supervisor Kozakiewicz: "Their contract of sale with the Town of Riverhead Community Development Agency was contingent upon site

plan approval and subdivision approval. The excavation permit is also being done at this time because it seemed like the logical time to do it. They need to have their other permits in place and all their other stuff in place. They're not going to be allowed to enter the property until it's theirs."

Gene Greves: "Okay. The only other question that I have just in light of things that have gone on and I had brought up at the last meeting, is just with sand mining. With the excavation permit, that we be careful with what kind of latitude they have once they get in there to start doing operations down the road."

Supervisor Kozakiewicz: "We have a detailed schedule from them. We have an indication from them where their excavation route will go, I mean as far as materials. Much of it will be excavated. There's about 80,000 of the excavation which will actually leave the site.

In addition, they will be paying up front monitoring fees to the town so that we can have a monitor there."

Gene Greves: "Okay. Thank you very much."

Supervisor Kozakiewicz: "You're welcome. Anybody else who would like to address resolutions? Okay. That- not seeing anybody wish to do so, what we'll do at this time, is we'll adjourn and we will take up the CDA portion of the meeting, the time being 7:27 p.m.

Meeting adjourned: 7:27 p.m.

Meeting reconvened: 7:29 p.m.

Supervisor Kozakiewicz: "Reconvene the Town Board portion."

Resolution #122

Councilwoman Blass: "This resolution appoints a member to the Riverhead Landmarks Preservation Commission. That person being Gary Jacquemin, to fill a three year unexpired term. 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 #123

Councilman Densieski: "Appoints marriage officer. 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 #124

Councilwoman Blass: "This resolution appoints a full time bus driver for the Nutrition Department. So moved."

Councilman Lull: "And second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "The bus driver is Patricia McCarthy. Yes."

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

Resolution #125

Councilman Lull: "Appoints another full time bus driver for the Nutrition Department, David Arteaga. 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 #126

Councilman Lull: "Appoints a maintenance mechanic II in the Water Department, William A. Renten, Jr. 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 #127

Councilwoman Blass: "This resolution appoints a part time recreation aide to the teen center at 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 #128

Councilman Lull: "Appoints Donald J. Fink a maintenance mechanic II in the Water 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 #129

Councilman Lull: "Promotes Timothy Allen from wastewater treatment plant operator II to wastewater treatment plant operator III in the Water Department. So moved."

Councilwoman Blass: "And seconded."

Councilman Lull: "Sewer Department, sorry."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #130

Councilwoman Sanders: "Appoints a program leader 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 #131

Councilman Densieski: "Appoints Leslie Miller as a Recreation Aide 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 #132

Barbara Grattan: "Councilwoman Blass."

(Some inaudible discussion)

Supervisor Kozakiewicz: "Barbara, there's going to be a corrected resolution on this, I'm sorry. I'm glad somebody reminded me."

Barbara Grattan: "132?"

Supervisor Kozakiewicz: "Yes."

Councilwoman Blass: "For those of you who may have seen this resolution in the packet, we refer to this as a temporary intern and it's actually a 30 day clerk typist- "

Barbara Grattan: "So we throw the other one away."

Councilwoman Blass: "-- in the sewer district."

Supervisor Kozakiewicz: "It's the same position, same salary. It's just the title to be in compliance with the Suffolk County Civil Service. Okay. Is there a motion to move- "

Councilwoman Blass: "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 #133

Councilman Lull: "Ratifies and approves a stipulation of agreement between the Town of Riverhead town police PBA and the Town of Riverhead. 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 #134

Councilwoman Blass: "This resolution authorizes the Town Supervisor to execute an easement in favor of the People of the State of New York. It has to do with an easement in the vicinity of a hunters parking area in Calverton- Connecticut Avenue. Thank you."

Supervisor Kozakiewicz: "So moved? Second?"

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "I don't know, we're helping out hunters? All right. I'll vote yes."

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

Supervisor Kozakiewicz: "Actually it does more. It's also allowing for a boat launching site in Connecticut Avenue. This is something that's been going on. This is just to make sure the paperwork is in place. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #135

Councilman Lull: "Authorizes the Supervisor to execute a stipulation of settlement. 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 #136

Councilman Densieski: "Authorizes the Town Clerk to publish and post a public notice to consider the purchase of development rights of a parcel located in the Town of Riverhead for Jennie Janlewicz, Alexander Janlewicz and Cheryl Janlewicz. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "Notice he said those names better than irrevocable."

Councilman Densieski: "Yeah."

Supervisor Kozakiewicz: "Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #137

Councilman Densieski: "Amends resolution #41 of 2003 which

approves the application of the Riverhead Business Improvement District Management Association for a Blues Festival on July 18, 19, and 20<sup>th</sup>. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #138

Councilman Lull: "Approves amended site plan of Omnipoint Communications, Inc. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "This is what we should be doing. Instead of having new towers sprouting up everywhere, we should condense them and add them to the towers that are already existing. That's exactly what we're doing here. So I'm going to support it and vote yes."

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

Resolution #139

Councilwoman Sanders: "Authorizes the Supervisor to execute an agreement with the County of Suffolk for the Youth Bureau. 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 #140

Councilman Lull: "Authorizes the Fire Marshal to attend classes, electrical fires and arson investigation and so forth. 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 #141

Councilwoman Sanders: "Authorizes the Fire Marshal to attend a meeting. I believe we have some modifications to this resolution."

Supervisor Kozakiewicz: "Yes. I would, once this is moved and seconded, I had some modifications to it. Is there a second?"

Councilman Densieski: "Second."

Supervisor Kozakiewicz: "Okay. In the one, two, three, fourth Whereas, in the second line it says said meeting, it should be plural since we're talking about authorizing the Fire Marshal to attend all the meetings. Same thing with the Resolve, first Resolve, Now, Therefore, Be It Resolved, it should also indicate that it's authorizing his attendance in all four meetings as opposed to one. I didn't want there be a question later. And also on each of those Whereas, the ones- the fourth Whereas and the first Now, Therefore, Be It Resolved, I also believe we should indicate that the sum of not to exceed \$225 for each meeting. So it's clear. So there's no question whether he's allowed one or four meetings. Okay? Moved and amended and vote as amended and I have that change, Barbara, for you."

Barbara Grattan: "Okay."

Supervisor Kozakiewicz: "Vote, please."

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

Councilman Densieski: "Now that we've got that cleared up, I vote yes."

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

Resolution #142

Councilman Densieski: "Authorizes inspector to attend classes. 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 #143

Councilman Lull: "Authorizes inspector to attend class. 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 #144

Councilman Densieski: "Adopts a local law amending Chapter 108 entitled Zoning 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 #145

Councilman Densieski: "Adopts a local law to amend Chapter 95 entitled Taxation of the Riverhead Town Code, an exemption for volunteer firefighters and volunteer ambulance workers. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #146

Councilwoman Sanders: "Authorizes amendment to the Community Development Block Grant Program and adjustment of the budget. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "I shouldn't do this? This is for you, Vince. Yes."

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

Resolution #147

Councilwoman Blass: "This resolution authorizes the Town Clerk to publish and post public notice to consider the purchase of development rights of a parcel located in the Town of Riverhead, John S. Rienzo, Jr. and Joyce E. Rienzo. 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 #148

Councilman Densieski: "Classifies action and declares lead agency on a special permit of Patricia Wysocki, Five Kids School Supply, and refers petition 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 #149

Councilman Lull: "Authorizing an offer pursuant to Section 303 of the New York State Eminent Domain Procedure Law in connection with the condemnation of 201 Railroad Street. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "Is that anywhere near Railroad Avenue? Yes."

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

Resolution #150

Councilwoman Sanders: "Authorizes the Town of Riverhead to remove rubbish, debris and the cutting of grass and weeds from property pursuant to Chapter 96 entitled Trash Rubbish and Refuse Disposal of the Riverhead Town Code. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "That property is located at 852 Roanoke Avenue. Yes."

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

Resolution #151

Councilman Densieski: "How did I end up with this one?"

Barbara Grattan: "We like you."

Councilman Densieski: "Exercising the right of the reverter set forth in the deed between the Riverhead Community Development Agency and Swezey Riverhead Holding LLC, dated December 4, 1998, and in the acquisition and disposition agreement, dated November 12, 1998 between Swezey Riverhead Holding LLC and the Town of Riverhead, the Town of Riverhead Community Development Agency and the Town of Riverhead Parking District No. 1. So moved."

Barbara Grattan: "Good job."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "I can't help myself. That was a title that was drafted by our legal counsel. Not- not- outside counsel who is helping us on it but I couldn't help myself (inaudible). Vote, please."

The Vote: "Sanders."

(Some inaudible discussion)

Supervisor Kozakiewicz: "Vote, please."

Councilwoman Sanders: "Yes."

The Vote (Con't.): "Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "Yeah. Just to make sure it's clear after that long winded explanation. This is to put the process in or authorize counsel Smith, Finkelstein, Lundberg, Eisler and Yakaboski to start the proceedings, start the mechanisms to get the reverter back from Swezeys. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #152

Councilwoman Blass: "This resolution is a budget adoption in

connection with the Twin Ponds Parking Field improvement. 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 #153

Councilman Densieski: "Police/Court complex generator project budget adoption. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #154

Councilman Lull: "Municipal Garage Building improvement capital project 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 #155

Councilwoman Sanders: "Congregate services initiative budget capital project budget adoption. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #156

Councilman Densieski: "Authorizes the Town Clerk to publish and post a help wanted ad for Recreation Supervisor. 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 #157

Councilman Lull: "Authorizes attendance of various town employees at the 2003 Training School held by the Association of Towns. 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 #158

Councilwoman Sanders: "Amends Resolution #12 and that is the filling of a Rec Aide position in the teen center. 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 #159

Councilwoman Sanders: "Awards bid, for liquid calcium chloride. 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 #160

Councilwoman Blass: "This resolution awards a bid for traffic line striping. 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 #161

Councilman Lull: "Awards bid for one litter vac machine. Just to inform our Board members, Ed has a picture of it here and Mark Kwasna has offered to bring it down for a work session if you'd like to see how it works. 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 #162

Councilwoman Blass: "This resolution awards a bid for traffic signs and related items. 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 #163

Councilwoman Sanders: "Authorizes the Town Clerk to advertise for bids Riverhead Water District Ext. 72, Reeves Golf. 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 #164

Councilwoman Blass: "This resolution is an order calling for a public hearing in connection with the Extension 78 to the Riverhead Water District area, Baiting Hollow Farms. 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 #165

Councilwoman Sanders: "Resolution authorizing the Supervisor to execute a change order No. 2 for the Riverhead Water District Extension No. 70, Mid Road Properties. 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 #166

Councilman Densieski: "Authorizes the release of a performance bond letter of credit for Great Rock Golf Course. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "Yeah. I hope we got all the issues

(inaudible). Yes."

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

Supervisor Kozakiewicz: "I understand there's still some but I've been assured that money will be held for that as well. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #167

Councilman Densieski: "Accepts Suffolk County National Bank irrevocable letter of credit of Gendot Associates, Inc. and Zoumas Contracting Corp. in connection with subdivision map of Deep Hole Road road and drainage improvements. 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 #168

Councilman Lull: "Accepts Suffolk County National Bank irrevocable letter of credit of Zoumas Contracting Corp. in connection with the subdivision entitled The Meadows at Aquebogue for road and drainage improvements. 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 #169

Councilman Densieski: "Refunds overpayment of site plan review fee of Eagle Auto Mall, 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 #170

Councilman Lull: "170 is a nice Resolution. It authorizes the donation of fixed assets. The police department has quite a few assets that they are doing away with, they have replaced, they are mostly computers and computer materials and the equipment has no residual value and it's being donated to the Dominican Sisters Family Health Services. 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 #171

Councilman Densieski: "Authorization to discard fixed assets. 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."

Barbara Grattan: "Resolution- hold on, just one second, yup, okay."

Resolution #172, 173, 174

Councilwoman Sanders: "Is it all right if I take these three together? Okay. Resolution #172, 173 and 174 all deal with temporary sign permits for St. Charles Hospital & Rehabilitation Center, except that one is on the side of the building, one is on the front of the building and one is a free standing sign. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #175

Councilman Lull: "As the Supervisor suggested before, after about six years of working with the county and the town, the approval of the site plan of Island Water Park, Inc. is Resolution 175. And I move that."

Councilman Densieski: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #176

Councilwoman Blass: "This resolution appoints a park attendant II 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 #177

Councilman Lull: "Grants an excavation permit to Island Water Park, Inc. And, again, as the Supervisor has said, this is a-- very careful engineering as to how much is to be removed, how much soil is to be removed, the price we are going to get for that removal, and it's conditioned upon the applicant providing a site monitor at his expense. 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 #178

Councilwoman Blass: "This resolution authorizes the Chairman to exercise a license agreement with the School of Visual Arts."

Dawn Thomas: "(inaudible) The guy called me today. He wanted to put- change the name on the agreement so I think you need to table this- "

Supervisor Kozakiewicz: "All right. Is there a motion to table?"

Councilwoman Blass: "Based upon information just supplied by the Town Attorney, I will make a motion to table this."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Lull: "I'll second."

Supervisor Kozakiewicz: "Motion and seconded to table. Vote, please."

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

Supervisor Kozakiewicz: "Based upon the comments from the Town Attorney, there are some open ended issues that need to be addressed, yes, to table."

Barbara Grattan: "The resolution is tabled."

Resolution #179

Councilman Densieski: "Authorizes the Town Clerk to publish and post notice of public hearing for the special permit of Margaret Krygier. 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 #180

Councilman Densieski: "Authorizes the Town of Riverhead to secure, demolish or remove unsafe structure pursuant to Chapter 54 of the Riverhead Town Code, Anne Joslin, 43 Kay Road, Calverton, New York. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #181

Barbara Grattan: "Resolution #181, to pay bills, Densieski and Lull. Okay."

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 #182

Barbara Grattan: "Resolution #182 which is adopts a local law to amend Chapter- taxation."

Supervisor Kozakiewicz: "That's fine."

Barbara Grattan: "Okay."

Supervisor Kozakiewicz: "Is there a motion to move 182?"

Councilwoman Sanders: "So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Blass: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #183

Barbara Grattan: "Resolution #183 is accepts the offer of sale, property owned by Irma G. Murphy."

Councilman Lull: "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."

(At this time, Councilman Densieski left the meeting)

Supervisor Kozakiewicz: "No further business of resolutions at this point in time. Therefore, what we'll do is we'll go to the next comment period, open period. Anybody who wishes to address the Board may do so now and note that we do observe the five minute rule. Sid Bail."

Sid Bail: "Good evening. Sid Bail, Wading River Civic Association: I was disheartened last week to see in the local papers that article about the Health Department a ruling that will have an effect apparently upon the TDR program. What, if anything, is the Town going to do in response to the- "

Supervisor Kozakiewicz: "Sue the Health Department."

Sid Bail: "Really?"

Supervisor Kozakiewicz: "Well, I, no, I say that somewhat jestfully- in jest, but I don't know. I do have- it's certainly a potential way to catch their attention. I would obviously need to speak with counsel before we proceed down that road to bring a suit on that would have no merit and be discarded fairly quickly. But it seems to me that this is a sort of a what's the word I want to use- a changing of policy or a memo which deals with the Health Department rules and regs and if this is truly a modification of the rules and regs, I would think that they should go through the proper procedures to amend rules and regs."

Sid Bail: "I think many of us who have been on this master plan update process, you know, we- it's been drummed into our heads how

important this TDR program is- "

Supervisor Kozakiewicz: "I think that's one of the universally accepted things. (Inaudible) may be agreed upon but the importance of the TDR is certainly something that we've all agreed on."

Sid Bail: "That, you know, I hope there is some recourse, some action. It's not only in terms of Riverhead but also in terms of Southold town. Maybe you could explore- and I'm sure you are- exploring some sort of joint- "

Supervisor Kozakiewicz: "Actually I had a call from the Supervisor of Southold town on that issue. We haven't connected yet."

Sid Bail: "Thank you."

Supervisor Kozakiewicz: "Thank you. Joan Griffin."

Joan Griffin: "Good evening, Joan Griffin, Baiting Hollow. I just have a question. Tonight I went on the web site for Riverhead Town Hall and posted the- looked at the postings for the 2003 meetings. Are they correct? There's only seven 2:00 p.m. meetings. I know you guys were talking about changing- "

Supervisor Kozakiewicz: "That's the way it is presently and that's the way it's I think probably going to stand."

Joan Griffin: "Okay."

Supervisor Kozakiewicz: "Based upon what I'm hearing."

Joan Griffin: "Thank you very much."

Supervisor Kozakiewicz: "Okay. Larry Williams."

Larry Williams: "Good evening. Larry Williams, (inaudible) Civic Association. About a month ago I heard talk about an anti-bias task force. Could you currently tell me what's the current status of this task force?"

Supervisor Kozakiewicz: "I know Jim- I'm going to pass this onto Jim because I know he's been doing this."

Councilman Lull: "Larry, we had an existing task force, committee. A large number of that committee- members of that

committee, are no longer available so we are going to be reconstituting the task force. What we'll probably do is start off by having a general meeting and then working toward getting a specific committee from that general meeting. That's where we are right now. We don't have one."

Larry Williams: "Do you have a specific date for that meeting or is it still- "

Councilman Lull: "Not yet, no. It will be next month."

Supervisor Kozakiewicz: "Would you wish to be contacted, Larry? Because we can certainly make sure that you are part of that initial contact."

Larry Williams: "Well, the Civic Association would like to be contacted."

Supervisor Kozakiewicz: "Very good."

Larry Williams: "Okay."

Supervisor Kozakiewicz: "Thank you, Larry. Anybody else who would like to address the Board? Yes, sir. Rita, did you want to address us? I didn't see your hand. Okay. You can be next. My eyesight is going."

Lawrence Rehm: "Lawrence Rehm, Youngs Avenue, Baiting Hollow. The last few months on Youngs Avenue, there have been more and more trash being dumped. There are bags and bags of water bottles, like Miss Thomas has. I don't know where they've been coming. I doubt very highly that they're falling off trucks. Someone has to be illegally dumping them. The bags are broken open and they're all over scattered from Osborne Avenue all the way up to East Meadow. There's bags of those things. I don't understand where they're coming from. Every day more and more bags appear. They're just basic plastic water bottles."

Supervisor Kozakiewicz: "Okay. We'll certainly look into it. They're in a plastic bag and the bag is broken open and it's regular plastic water bottles, bottles you'd buy from a store?"

Lawrence Rehm: "Like Miss Thomas has."

Supervisor Kozakiewicz: "I can't see what she has in front of

her. Okay."

Lawrence Rehm: "They're hundreds of them. They're in Waldbaum bags, they're in Meat Farm bags. We don't have a Meat Farms around here. And they're just scattered all over the road."

Supervisor Kozakiewicz: "Okay."

Councilman Lull: "And they can't be from mixed recycling because you're not allowed to put those in plastic bags."

Supervisor Kozakiewicz: "Well, it's not coming from this town in all likelihood."

Lawrence Rehm: "It can't even be falling off a truck. I mean to have one fall off a truck. These are bags and bags. I mean I invite you to tour Youngs Avenue. I mean it's just atrocious."

Supervisor Kozakiewicz: "Okay."

Lawrence Rehm: "And every day there's more and more bags."

Supervisor Kozakiewicz: "No indication- I mean you haven't actually seen anything fall off a truck or you haven't seen any activity to indicate someone stopping?"

Lawrence Rehm: "You could go by there one day, count the bags, and by the time you go there the next day, you might add 10 to it."

Supervisor Kozakiewicz: "All right."

Lawrence Rehm: "Thanks."

Supervisor Kozakiewicz: "Well, one thing I'll do is certainly pass that on to Mark Kwasna who, you know, working with community service does have people going along cleaning up the roadside. So I'll tell him the scenario that we have to attack. And as far as trying to find out some information, we'll look into that as well."

Lawrence Rehm: "Yeah. Because once the bags break open, they just blow all over."

Supervisor Kozakiewicz: "Thank you very much for bringing that to our attention. Rita."

Rita Hoden: "Rita Hoden, Calverton. This is probably for Jim Lull, you're doing the traffic and I think I talked to you about Calverton school. Within probably the past six months when the traffic officer tries to direct traffic, twice I almost seen him get hit. There's two different ones."

Supervisor Kozakiewicz: "Is that you, Jim?"

Rita Hoden: "And- "

Supervisor Kozakiewicz: "Okay."

Rita Hoden: "I swear, one car I thought was going to- he was going to go flying up and, you know, if Mr. Lull is putting in a report, maybe you could request to get some- "

Councilman Lull: "Are you talking about the Calverton school or are you talking about the Charter School?"

Rita Hoden: "The- "

Councilman Lull: "We have approached the state, because that is a state road, we can't make that designation and no town, no municipality, nobody outside of the state can make any speed limit less than 30 miles an hour. Only the state can do that."

Rita Hoden: "No. I'm not talking about the speed limit. Maybe we can get signs or some warnings. I mean these cars just don't want to stop there."

Supervisor Kozakiewicz: "Just to notify motorists that there's a school ahead."

Rita Hoden: "Correct."

Councilman Lull: "We have approached the- we have approached the state on that and they have not been interested. We'll do it again. They're not interested. They say- "

Rita Hoden: "Twice I've seen the traffic officer trying to slow the traffic down and keep them buses in and out of there almost got hit twice already, two different times. So, you know, if it can be addressed. I understand it's a long process, but maybe you can just keep addressing it."

Councilman Lull: "Yes."

Supervisor Kozakiewicz: "Thank you."

Rita Hoden: "Could get some signs and they can get this traffic to slow down. I mean it's bad."

Supervisor Kozakiewicz: "I know at one point in my frustration I did pass the message along to Assemblywoman Acampora because I know once before when it was, I think it was Craig Seracusa (phonetic) who was there, she put the thumb on him to do the right thing in another part of town. We'll put the call in and we'll ask if we can maybe get our state representatives also to give us a little extra push."

Rita Hoden: "Okay. Thank you."

Supervisor Kozakiewicz: "Thank you."

Rita Hoden: "I'm just, you know, it's just a bad situation. Thank you."

Supervisor Kozakiewicz: "Appreciate it. Yes, sir?"

Tom Lossandro: "Tom Lossandro, Baiting Hollow. This is a good topic about signs. Two months ago, I approached the Board about having no parking on Youngs Avenue and to date there's still nothing."

Supervisor Kozakiewicz: "That's correct. We- I know we've talked about it. I don't think we ever got it out of actual executive session discussion. Sometimes these things get mulled around a little bit and discussed a little more and we try to address whether it's right or wrong. So we're still discussing it amongst ourselves."

Councilman Lull: "I'm not even sure that I reported to you. Actually I didn't report tonight. Certainly it's something that we've talked about in the Traffic Safety Committee and Highway Superintendent Kwasna would like very much in the next- within the next month or so to try and have a couple more lanes added to the road up there that are essentially parking lanes. They may not be asphalt, they may be asphalt. They may be just crushed but one way or the other they will be marked."

Tom Lossandro: "Right. And, also, on Youngs Avenue, you know, where the (inaudible), okay, there was also a request that, you know, a stop sign be- "

Supervisor Kozakiewicz: "And on that one, I know that what we do is we have a group, ad hoc committee, go out, take a look at it. We get many, many requests to put up more stop signs and sometimes stop signs aren't the answer. Sometimes there's other measures and that report, we're still waiting for it to come back."

Tom Lossandro: "Right. Even if- "

Supervisor Kozakiewicz: "The police department looks at it, the highway superintendent looks at it. Jim is our liaison from the Town Board and we haven't received that back yet, sir."

Tom Lossandro: "Right. Like, even if not, you know, a stop sign, if there's something put up there, slow, curve, you know, I think that would help a great deal also."

Supervisor Kozakiewicz: "Okay."

Tom Lossandro: "And, also, as far as Crown, has anything developed out of that or has that all been done?"

Supervisor Kozakiewicz: "No. It hasn't been done yet. There's still findings that need to issue by the Town Board and at that point, once the findings are issued, we'll be in a position to act on the application."

Tom Lossandro: "What kind of findings are you- "

Supervisor Kozakiewicz: "Under the SEQRA. The State Environmental Quality Review Act requires that the Town Board issue findings before we take final action on any project."

Tom Lossandro: "Okay."

Supervisor Kozakiewicz: "All right?"

Tom Lossandro: "Thank you."

Supervisor Kozakiewicz: "Thank you. George Schmelzer."

George Schmelzer: "How are you coming with this school tax problem with Southampton?"

Supervisor Kozakiewicz: "It's still being fought in court. We have challenged the decision by bringing a Supreme Court action in the

Albany County, Supreme Court, that's where it needed to be brought because we were challenging the office of real property services decision that they rendered on October 1<sup>st</sup>. The action is pending there. There were some procedural issues raised in the response on behalf of the office of real property services suggesting that the action should have been commenced in the Appellate Division.

We have, to couch our bets for lack of a better way of describing it, commenced a proceeding there as well so that we do not let go of the issue. We feel, and as a person who was up there when the decision was being rendered, that they departed from their previous practice, they used a methodology to compute here that they have in the past not used with the exception of one case which was the City of Rye case where in that case the city of Rye had no control over the town of Rye's assessment roll. The town of Southampton clearly had control over their own assessment roll. And we argued that that methodology shouldn't be used. We feel that they acted totally contrary to their previously adopted rules, that they deviated from their practice and we're going to fight this tooth and nail."

George Schmelzer: "It doesn't look so good then, huh?"

Supervisor Kozakiewicz: "No. I think we have a great case. I think we have a great case. And I'm hoping that judge who's a neutral magistrate will see that and when he weights the- what this particular office of real property service did in this particular case versus what they've done in the past, they're going to have some tough questions put to them at the office of real property service. Why did you do what you did?"

For example, when Southampton submitted their request, they didn't even really make a case. The office of real property services' staff started to compile the information and when the first methodology didn't work, they then resorted to another methodology and said, well, let's explore this. A methodology as I said before they have been reluctant to use in the past because it doesn't apply across the board for all segment school districts."

George Schmelzer: "What department did you appeal? What appellate department?"

Supervisor Kozakiewicz: "It's the Third Department, Albany County, which is where it needed to be brought."

George Schmelzer: "Well, they may be a little bit more honest

than the Second, I hope."

Supervisor Kozakiewicz: "I'm not going there. But it's the Third Department."

George Schmelzer: "Well, I noticed in the beginning Fred Thiele spoke for Southampton but nobody spoke for us."

Supervisor Kozakiewicz: "That was- well, Fred Thiele did speak for Southampton. I won't say nobody spoke for us because Laverne Tennenberg and I were there throughout and so was a representative from the school district, Carol Perkins (phonetic). We didn't have a state representative there but, you know, we- "

George Schmelzer: "How come Pat didn't speak for us?"

Supervisor Kozakiewicz: "I'm not going to speak for someone else."

George Schmelzer: "Well, you're- "

Supervisor Kozakiewicz: "But I will tell you that we were there, we argued and we made what I thought to be a very cogent, strong, cohesive case."

George Schmelzer: "I didn't mean for you to speak for her but why didn't she speak for us like Fred Thiele did for Southampton?"

Supervisor Kozakiewicz: "I don't know."

George Schmelzer: "You don't know?"

Supervisor Kozakiewicz: "No."

George Schmelzer: "You should know."

Supervisor Kozakiewicz: "Maybe you can tell me, enlighten me."

George Schmelzer: "Did you ask her?"

Supervisor Kozakiewicz: "I did and I think she indicated she wasn't aware of the controversy until the very end."

George Schmelzer: "Well- "

Supervisor Kozakiewicz: "That's- but, again, you're forcing me to- I think that if you really want to know that question, I would suggest you call her office."

George Schmelzer: "Well, you should know. You- "

Supervisor Kozakiewicz: "George, I suggested an alternative."

George Schmelzer: "Are you afraid of her?"

Supervisor Kozakiewicz: "Thank you. No, I'm not. Any other questions, George?"

George Schmelzer: "I have a question."

Supervisor Kozakiewicz: "Sure."

George Schmelzer: "Yeah. What are you- what are you going to do about this proposal of New York City to start the commuter tax? Are you going to oppose it?"

Supervisor Kozakiewicz: "Absolutely."

George Schmelzer: (Inaudible)

Supervisor Kozakiewicz: "I've got enough things I'm cooking here, George."

George Schmelzer: "I say we should not oppose a tax- "

Supervisor Kozakiewicz: "What is your opinion so I know I'm doing the right thing. How about that way? Why don't we deal with it from that (inaudible)? What's your enlightened opinion?"

George Schmelzer: "I don't oppose a tax, but the money should come to us."

Supervisor Kozakiewicz: "Okay. Then that's my decision."

George Schmelzer: "No, let me explain to you. If-- anybody that lives here and works in the city their kids go to school here. Take a New York cop that lives in Suffolk County, he's got two kids. It costs \$10,000 to educate the kids here, the city doesn't pay a dime. To fairly (inaudible) the school costs, they should have the source of employment, the business and the rest, the house, all three

sources. But the city, people live out here, the only thing that pays the taxes is the guy's own house (inaudible). So the city taxes are much lower than out here.

For instance, Floral Park is in Nassau County and Queens. The houses in Queens pay half the taxes. So, and Nassau County is worse off than we are because so many more people live there that work in the city. So, that's the grounds we can use."

Supervisor Kozakiewicz: "Thank you, George."

George Schmelzer: "If they make this tax, should come to the towns because New York is not paying for this kid's education."

Supervisor Kozakiewicz: "For some reason I think if New York City is looking to get a commute tax, they're not going to be too keen on sending it back to us but that's just an uneducated guess. All right."

George Schmelzer: "Don't agree to it then."

Supervisor Kozakiewicz: "Thank you, George. All right. Going to go on to the next speaker if I may."

George Schmelzer: "Next speaker?"

Supervisor Kozakiewicz: "Yup. Do you want to speak, Vince, Mr. Tria? Thank you, George."

George Schmelzer: "All right. I hope you- if you do something like that, you oppose it, not just say nothing. But, we have a history of losing everything, see. We lost out to Brookhaven, we lost to- "

Supervisor Kozakiewicz: "Respectfully disagree."

George Schmelzer: "Huh?"

Supervisor Kozakiewicz: "Respectfully disagree. River Club, won. Madonna, won."

George Schmelzer: "Who?"

Supervisor Kozakiewicz: "Madonna, Center Street, won."

George Schmelzer: "What about Madonna?"

Supervisor Kozakiewicz: "We won. (Inaudible) won."

George Schmelzer: "You mean in Jamesport?"

Supervisor Kozakiewicz: "That's correct, sir."

George Schmelzer: "You shouldn't have won."

Supervisor Kozakiewicz: "Well, we did win. So to say that we've lost everything, I'm just point out a couple of examples where you're wrong. W-R-O-N-G."

George Schmelzer: "You didn't know what you're doing (inaudible)."

Supervisor Kozakiewicz: "George, George, if you would, please, let Mr. Tria speak."

George Schmelzer: "You brought it up."

Supervisor Kozakiewicz: "No, you did. You said we lose every case. I just responded."

George Schmelzer: (Inaudible)

Supervisor Kozakiewicz: "Thank you, sir."

George Schmelzer: "Jamesport, Madonna, you brought that up."

Supervisor Kozakiewicz: "Sir, George, George."

George Schmelzer: "What? You said the town owns the road."

Supervisor Kozakiewicz: "Let Mr. Tria speak."

George Schmelzer: "Does the town have a deed to that road?"

Supervisor Kozakiewicz: "George."

George Schmelzer: "What?"

Supervisor Kozakiewicz: "Would you please let Mr. Tria have the podium, please?"

George Schmelzer: "You brought this up about Madonna, so I'm continuing it. I asked if the town had a deed to it."

Supervisor Kozakiewicz: "You brought up- "

George Schmelzer: "I didn't bring up Madonna, you did."

Supervisor Kozakiewicz: "Could we replay the record, please? Mr. Schmelzer, you lose all your cases. Mr. Kozakiewicz, no, we haven't. So it's gone. Let's- the debate doesn't go any further, Mr. Schmelzer. Thank you so much."

George Schmelzer: "Yeah. Really mean it?"

Supervisor Kozakiewicz: "Yes."

George Schmelzer: "Yeah. I hope you (inaudible). I have my doubt sometimes the way the record of this town goes, the town of Riverhead-less. Okay."

Supervisor Kozakiewicz: "Thank you. Mr. Tria, please."

Vince Tria: "Thank you. I want to address the Board not as part of the news media but as a member of the Board of Directors of the Vail-Leavitt Council. In this regard, I want to take this opportunity to thank the Board for their cooperation, their support, and, of course, their financial assistance."

Supervisor Kozakiewicz: "And I will make one comment in response. About a year ago, there was not much taking place with the Vail-Leavitt. You and I had a conversation and at that point in time you said I'm going to get involved and I'm going to get things started. And you came to the Board and you asked us to consider if things started to take place, if there was activity occurring here, if there were improvements being made, would the Board consider shifting some money around in order to allow this project go forward. And you said, listen, I'm going to get things happening here. And you've lived up to your end of the bargain as well. So I want to thank you as well for doing what you said you were going to do to this Board. So thank you."

Vince Tria: "But the money helps."

Supervisor Kozakiewicz: "Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo, Calverton. If I'm not mistaken, the next Town Board meeting is on a Wednesday?"

Supervisor Kozakiewicz: "That's correct. February 19<sup>th</sup>."

Sal Mastropolo: "Okay. Please make sure the newspaper knows it. Because the last time you shifted the meeting from a Tuesday to a Wednesday, the News Review had it advertised on a Tuesday night and maybe that's why- I wasn't here because I bowl on a Wednesday. I don't know how big the crowd was that Wednesday night, but the newspaper had it for a Tuesday night meeting."

Supervisor Kozakiewicz: "Okay. Thank you, Sal."

Sal Mastropolo: "You're welcome."

Supervisor Kozakiewicz: "Mr. Griffin, did you wish to speak? Come on up."

John Griffin: "John Griffin, Baiting Hollow. Just real quick. With the- I don't know if the Board has been addressed with the LIPA telephone poles, metal poles and all that stuff. I think everybody in the town should be calling your office with their support for what you're doing. I don't think any company, utility or what, should have the right to tell the government of the town and the people of the town how they're going to live. So I support you in that. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board? Not seeing anybody wish to do so, is there a motion?"

Councilman Lull: "Motion."

Supervisor Kozakiewicz: "Motion to adjourn. Second?"

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Thank you. Thank you everybody for coming out tonight."

Meeting adjourned: 8:15 p.m.

*Barbara G. Gutton*  
Town Clerk