

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, on Tuesday, July 1, 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 p.m.)

Supervisor Kozakiewicz: "The time of 7:00 having arrived, what we'll do is ask John (inaudible) to lead us in the Pledge of Allegiance."

(The Pledge of Allegiance was recited, led by John Stefans)

Supervisor Kozakiewicz: "I understand at this time, Harriet Haas (phonetic), you wanted to sing for us and you want to go over to the podium and stay standing. Whenever you're ready, Harriet."

Harriet Haas: "Hello everybody. Can you hear me? Too loud? Too soft? Okay. And we had a wonderful picnic here a few weeks ago, and thank you gentlemen for the picnic."

(At this time, Harriet Haas sang God Bless America)

Councilman Densieski: "Bob, I know we're talking about the Suffolk Theater later; maybe we can get Harriet over there."

For those of you who don't know, Harriet is one of our seniors from the senior center. She's a very nice lady and an accomplished singer. Thank you very much, Harriet. This is- is this the third year you've done it? Yeah."

Supervisor Kozakiewicz: "Thank you. At this time getting to the business before the Board, is there a motion to approve the Town

Site Plan

Lin Zhang, revisions

Riverhead Commerce Park -
amended site plan

Barbara Grattan: "That concludes Applications."

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

CORRESPONDENCE:

Kelly Conklin-Penwell

Regarding the noise at the
Riverhead Elks Club

Michele Pirnak

Regarding complementing the
dedicated staff at the dog
pound

Lisa Maurer

Thanking Fran Friszolowski for
her assistance and cooperation

Barbara Grattan: "That concludes Correspondence."

Supervisor Kozakiewicz: "Are there any Committee reports?"

Councilman Densieski: "Just a reminder, Mr. Supervisor, that the Riverhead Farmer's Market will be starting this Thursday and every Thursday until October. And it's from- on the riverfront in downtown Riverhead."

Supervisor Kozakiewicz: "Okay. It's time- the time of 7:05 p.m. having arrived, we can go to our first public hearing which has been noticed and scheduled for 7:05. Barbara, would you read the affidavits of publishing and posting, please."

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 July 1, 2003, at 7:05 p.m. regarding a local law to amend Chapter 47 of the Riverhead Town Code entitled Bays and Creeks."

Supervisor Kozakiewicz: "Okay. I'll start and if there's any other Board member who wants to add to this."

This public hearing is to hear proposed changes to Chapter 47 of the Riverhead Town Code. They are fairly extensive in that the prior code was at 47-21 which deals with docks, basins and ramps which consisted of two subsections, A & B.

The new legislation will have an expanded A & B, C, D, right through to subdivision or subsection J. The pertinent parts, I think, are that it's going to set certain standards for docks. For residential, the standards are such that they shall be configured so that there will not be any more than two vessel berths created for each residential lot. The width of the catwalk may not exceed four feet and the width of any single float may not exceed six.

In the case of commercial docks, the standards will require that a dock shall not extend more than 30% or in excess of 150 feet when it's considering the width of a waterway, whichever is less.

There's also safety requirements such as the fact that we'll require an electrical installation compliant with national electric code, an appropriate fire extinguisher installed to the dock and located such that it's not further than 75 feet of any boat.

There is a prohibition on the storage of fuel on the dock, and if there's going to be mobile fueling by a vessel there will be a requirement that a permit issue from the Fire Marshal or Bay Constable.

Is there- I think I probably missed a couple things, right, Barbara?"

Councilwoman Blass: "Well, I just wanted to make sure your copy had Subsection K."

Supervisor Kozakiewicz: "Yes. It does, yes. Okay. It also- I'm sorry, it does have a grandfather clause, Subsection K, which provides any dock which had received a DEC permit prior to the amendment of this law, that shall be grandfathered from the provisions stated."

Councilwoman Blass: "And I just also would like to thank the members of the CAC for all of the hard work in putting this together and this further is in compliance with and consistent with some of the recommendations of the Peconic Estuary and more specifically, the subcommittee on shoreline (inaudible) structures."

So, I'd like to thank the CAC for their input on this."

Supervisor Kozakiewicz: "At this time, I'll open it up for comment from individuals who wish to speak regarding the proposed amendment to Chapter 47, either for or against. Now is your time? Yes. This person jumped up real quick on the right. I'm going to- my right."

(Unidentified): "Here?"

Supervisor Kozakiewicz: "No. You have to go up to the mike because that's the only way we can ensure that it's on the record. State your name and address for the record, please."

Elizabeth Vida: "I'm Elizabeth Vida (phonetic), Overlook Drive, Aquebogue. I would like to know exactly what it is that the Town of Riverhead- why are they getting involved with anything that has to do with the waterways? What does it do for the Town of Riverhead or the homeowners?"

Supervisor Kozakiewicz: "This is a- the purpose of it is to follow some of the recommendations that are coming out of the Peconic Estuary Plan and one of the things that the group found as having impacts upon the Peconic Estuary system was the proliferation of docks and shore hardening structures.

As a result of those recommendations, we discussed this as a Board and we're here to hear your comments about what you think."

Elizabeth Vida: "Well, I'm totally against it. I don't think that the Town- I think the Town has a lot of other things that are of more interest such as maybe the duck farm at the end of the canal there. If you go there at low tide, take a walk over the railroad tracks and see what's coming out of there, and the smell alone will- I mean there's other things I think the Town needs to be involved in. And telling people how many boats they can have in front of their house or making recommendations as to how wide things need to be or whatever, I don't understand why the Town has anything at all to do with that."

Supervisor Kozakiewicz: "Okay. Thank you."

Elizabeth Vida: "So I am totally against it."

Supervisor Kozakiewicz: "Thank you so much."

Alex Gallasso: "How are you doing, Mr. Supervisor and Town Board members?"

Supervisor Kozakiewicz: "Good."

Alex Gallasso: "My name is Alex Gallasso. I reside in Aquebogue. Excuse me, Aquebogue."

First of all, I'd just like to go on record here, prior to amending any Chapter 47, I would like to know the legality aspect of what we're proposing here. We've always had conflicting reports that Riverhead is the only town on the east end of the five towns-townships, that does not control the bay bottoms or the creeks or the rivers.

This is probably a question that, you know, would be directed to Miss Thomas, the Town Attorney. But it's my understanding that the Town does not have any jurisdiction here. Can anybody shed any light on that before we go any further?"

Supervisor Kozakiewicz: "My recollection of this issue and, again, it's all subject to I think differences of opinion as to where the jurisdiction begins or ends. But I think that what you'll find is that if you talk to the State Attorney General's Office, they will argue that they have control over the bay bottoms themselves, but I think they will, in fact, agree that when we get into the mouths of the creeks and those areas that the Town does have an exercise of control. This is going back probably 95'ish or '96 when I was in the Town Attorney's Office, I remember we had a little bit of an ongoing debate with the State over this issue and my recollection was that we had an uneasy compromise which essentially said, stay out of the bays, but if it's the creeks, you would be authorized to take control over same since those would fall within the limits of the Town on the Peconic Bay. That's a rough- but certainly it's an issue that we can post to the Town Attorney for further clarification."

Alex Gallasso: "Okay. It also should be noted that there's no viable commercial representation present on the CAC Board. I think making the revisions bias. I feel that knowledgeable industry persons truly concerned about environmental and conservation issues would be an asset in properly rewriting this code Number 47."

I would also like to address a few issues of concern on both the residential and commercial revisions to just be clear on what we- you know, on what is written here because there are some conflicting

paragraphs in here that I'd like to be clear on.

First of all, I guess, on the residential dock, I don't understand, I'm not clear, it says in no case shall the length of the dock exceed 150 feet length or extend 15% of the width of the waterway, whichever meets the minimum three foot low water depth. I'm not clear on what you're trying to bring out or the CAC is trying to bring out on the three foot low water depth. I don't understand it.

If we go down to Number 3 on the residential dock, I'm strongly opposed that there should only be two vessels at any residential parcel. I believe it should be at least a minimum of four. There are people with, you know, a big boat, a small boat, maybe a jet ski. Are we going to consider a jet ski? You know, a dock for a jet ski, a berth. I think that needs to be addressed.

Number 6 on residential. Any- the width of any single float may not exceed six feet in width nor 20 feet in length. A single float is 20 feet, can they put three of them together to make a 60 foot dock? If they cannot, if you're limiting them to a 20 foot float, that's- there's certain- there's certainly a long restriction there as to most of the boats that we see in Riverhead and all the creeks there exceed 20 feet in length. So I think you'd be restricting the residential homeowner to a boat-- that he may have a larger boat than 20 feet.

I'd also, well, let's go over to the commercial C, I guess. The standards for commercial docks shall be as follows there. I don't understand why in Number 4, that we are discriminating against commercial facilities that pump fuel, that have a viable pump out facility and that now we are telling them that if they remove their fuel dock, they do not have to provide a pump out facility. I feel that any commercial facility that has boats in excess- I mean has berths in excess of, I guess, we're going to make a determination here also what is a commercial and what is a residential docking facility?

From what I understand, from what I read here, is if a fellow puts in more than two berths, it's considered now a commercial facility and any commercial facility that houses any more than four or six boats, whatever that number is, should have a pump out facility. If we're truly, you know, concerned about environmental issues here and conservation, I don't understand why the Peconic Estuary wouldn't bring this up also after looking at Number 4 on commercial docks.

I think that's-- it's discriminating against, you know, a facility such as ours, Lighthouse Marina. We have a, you know, pump

out station, so does Treasure Cove. I don't know if East Creek has an operating pump out facility. I don't know if the Moose Club does, Riverhead Yacht Club. Some of the other, you know, dock facilities that house a certain number of boats, they should be, they should be held accountable for sewage.

The other, I think the other strong issue on the- would be Letter D under commercial again, item #4. I think the town is leaving themselves wide open for a major problem as far as issuing a permit for fueling a boat, okay, in a mobile- outside of a, you know, a fuel dock, a viable fuel dock.

What you're saying here is that- what they're saying is apparent that a boat can pull up to the back of the town dock there behind Riverhead- behind, you know, behind the parking lot there, the town's going to issue a permit for them to put fuel in the boat and what happens if there's a spill, what happens if there's an explosion? The town is issuing a permit and they're telling the people that it's okay to do this. So I think you guys are leaving yourselves wide open for a major suit if there should be, you know, a catastrophe.

I guess the other thing is is who is going to enforce- from what I understand here, I guess, there's a grandfather clause in there for docks that do have DEC permits. Who will enforce or is there going to be a committee that is going to go and tell people that they have to remove their docks or pilings if they don't have a DEC permit? How is the town going to handle something like that?"

Supervisor Kozakiewicz: "I know that there's been an effort to try and do an inventory of existing docks and structures so- "

Alex Gallasso: "Well, who's going to enforce that?"

Supervisor Kozakiewicz: "It would be- CAC is the agency that's envisioned to be regulating this. But I would think any code enforcement officer could- "

Alex Gallasso: "Well, in closing I think that I'm in favor of rewriting this code, but I think that we need to take a step back here. I think we need to get some viable- people that are in the industry such as a marina, a dock builder, maybe somebody from Port Lumber Supply or, you know, one of the, you know, somebody that is in the industry to sit down with the CAC or be a member on the CAC Board to make sure that this is, you know, written- rewritten in the proper manner. I just don't think it's- I don't think it's right. Okay?"

Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board? Yes, a hand on my right. Mr. Voss."

Pete Voss: "Good evening. Pete Voss, Aquebogue. I'd just like to say I'm glad you're heading in an area to make something that we can work with on the waterways and the docks and stuff because we really have nothing. We were fighting for something a while back about something we didn't have any rules or regulations for. So at least we're heading in an area we can do something with.

We need something that a person can look at and say, okay, where do I go from here? I've got a piece of land, where do I go? We didn't have that. We could go anywhere we wanted and then we had to struggle for it. So I think no matter what, it probably needs some cleanup and everything we do needs cleanup but if we have something we can work on and make better. With nothing, we don't have anything.

The other thing. The lady complained about a duck farm. The duck farm is 100 years old this year. In 1903 in started. So it's there. It was here long before she was and long before I was, so the duck farm has got a right in this life.

Thank you."

Supervisor Kozakiewicz: "Thank you, Mr. Voss. Anybody else who would like to address the Board either for or against the proposed changes to Chapter 47? Okay. Not seeing any- I will make one comment because I do know that we do have someone who is a dockbuilder on CAC at this time. I'm not sure if he was involved in the actual drafting of the codification and that's- he's sitting in the- no, you were not? But I know he probably doesn't want his name mentioned, but Dwayne Lewin is on the CAC now and I'm sure that when we take this back, he will be very much involved in the re-write. Thank you.

Not seeing anybody else wish to speak, time being 7:22 p.m., declare the public hearing closed."

Public Hearing closed: 7:22 p.m.

Public Hearing opened: 7:22 p.m.

Supervisor Kozakiewicz: "And at this time, still being 7:22, if we can go to the next public hearing. I know we have two at 7:15. Let's do Suffolk Theater first."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on July 1, 2003, at 7:15 p.m. regarding the purpose of conducting a public hearing on whether Suffolk Theater Enterprises, Inc. should be designated the qualified and eligible sponsor for the redevelopment of the parcel of land and the building located thereon commonly known as the Suffolk Theatre."

Supervisor Kozakiewicz: "I am going to just explain generically or generally what the purpose of today's hearing is for. We are the luck owners of the Suffolk Theatre as we all know. It is owned by the Town of Riverhead. We passed a resolution about a month or so ago to allow it to be conveyed and, in fact, conveyed to the CDA."

Under the State laws, the guide, a transfer of property from the Community Development Agency and some of you have been here before and attended public hearings before, know that we have held what are called qualified eligible sponsor hearings. It was done when the transfer of the Calverton property occurred to Mr. Burman. It was done when we entered into a license agreement with some of the properties on the property which was longer than a short term agreement. They received in essence a reality interest in property.

This public hearing is to hear whether the proposed contract vendee can be found as a qualified and eligible sponsor to take ownership of the Suffolk Theatre which is located on East Main Street in Riverhead. They have to demonstrate to us as the Town Board sitting, in the capacity of the Community Development Agency Board, that they have the financial wherewithal to make it happen, that they have the qualifications to operate the Suffolk Theatre, and that we should proceed forward with the contract of sale.

That is why we're here today, to hear from the contract vendees, the representatives, and, of course, then open it up to anybody interested in asking questions or raising issues that we may not think of here as Town Board members as to pertinent questions to ask in order to determine qualified and eligible sponsorship.

Saying that, I'm going to turn it over to the Suffolk Theatre

group and open it up to you to start testifying and, again, for the record, if you would state your name and address for the record so we have that."

Alfred Versacci: "I'm Alfred Versacci, 184 Country Ridge Road, Scarsdale, New York."

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

Alfred Versacci: "V, as in Victor--E-R-S-A-C-C-I."

Barbara Grattan: "Thank you."

Alfred Versacci: "The designer spells it wrong. Good evening, ladies and gentlemen, members of the Town Board. I'm one of the presenters this evening to discuss why we think we should be approved as the qualified sponsor and designated vendee for the- what we would like to do is completely renovate and make alive again the theater on Main Street.

With me this evening are a number of people that will help to make that happen. We have Charles A. Rogers Realty Agency with Chuck Rogers and Joanne DeSimone (phonetic). We have the Ideal Mortgage Bankers Group represented by Sam Baretta (phonetic). We have the LA Wanger Construction Company represented by David Wanger. And we have architect Bernard Rothside whose firm has been involved in the original design and will be supervising the design work as well as we have Tom H. John, who will be the production designer.

I think that the first thing we need to do is to get a concept of what it is that we want to propose and I'm going to ask Tom John just to give a quick overview of the concept of what we are going to do with the theater, if that's okay with the Board."

Councilman Densieski: "Sure."

Tom John: "We've been working on it for a long time so it could be quick or it could be very long. We have some drawings here that we can- "

Supervisor Kozakiewicz: "Tom- I do need your name and address just for the record, please."

Tom John: "Tom John, 1200 Broadway- "

Supervisor Kozakiewicz: "Thank you."

Tom John: "New York City."

(Inaudible)

Supervisor Kozakiewicz: "Sure, I think it's important for the public to see what it is you're proposing."

Tom John: "Basically what we're trying to do is to put the lights back on Main Street from the theater and to bring this theater, beautiful theater, back to life and to present a plan where we can take the theater and build the loft space and dressing rooms and things in the back to expand it so it becomes a first class operation so that we can attract pre-Broadway, Broadway, one man shows, orchestras, ballets, and make it a full scale entertainment. So that we can put some laughter and some life back into the town and to the world and that's the way we want to do it.

We've come up with a- I don't know, the other night at the Vail Leavitt Theater, I know some of you were there, and there was certainly a magic that happened when you went to see that theater come back to life. And I must say that that spirit can spread all the way across that Main Street, this town, and I really feel that it's- you have this beautiful frame of a theater sitting there. I mean, something that has to be filled and to come alive and to be upstaged by David.

Anyway, but to have this- all of these facilities right there and to use it so it becomes part of a proud statement for the Town of Riverhead."

Supervisor Kozakiewicz: "Mr. John, we're probably not going to get you on the record if you're not going to be at the podium. So that's going to be a problem if you're going to leave the podium area. We need to have all this on the record."

Tom John: "Now I'm on stage. Here we go. Basically we have our theater which is shown here in the yellow and what we want to do is take and put a fly loft in the back so that we can have a full scale production and have all the facilities of any Broadway house.

And it's surrounded on both sides by two other places and I think that what's going to happen is when you get that theater going, you're going to have so much life coming into the Town and so much money

coming into the Town, that you're going to have such a thing that's going to rejuvenate the whole Main Street and I think when you walk down your Main Street now, you see the beautiful flowers and things, you really have to know that you're going to love going to the theater and you're going to have restaurants and everything else start to come alive.

We were just over at the theater looking at it again and every time I go there, it just gets better and better. But we want to bring all the top notch technical knowledge of the theater into this space. Our programming will include everything from children's programming to shows that are pre-Broadway, trying out, to shows that have closed on Broadway and going on the road, and anything that we can do to make it alive, hopefully, 12 months out of the year.

We have other devices like good public relations which I think is very essential to have to be able to promote the theater so that when you have a major star, somebody performing, people come to see it and it will give more jazz to the (inaudible). God bless you."

Councilman Densieski: "Tom, Tom, could I ask you a question?"

Tom John: "Sure."

Councilman Densieski: "Could you just tell the audience and the Board your background in the industry and any awards or anything that you might have done?"

Tom John: "Well- "

Councilman Densieski: "Brag on yourself a little bit."

Tom John: "I've been in the theater from when I was a small kid and did Kukla, Fran and Ollie to the Tony Awards last week or two weeks ago. I've done Broadway shows. I've done any number of- over 200 television shows. I've studied architecture, and an architect, but I like the glamor and the glitz of the Broadway stage so that's where I ended up, a gypsy of sorts.

I've got Emmies and Tonys and Oscars and there's a 32 page list of credits if you'd like which we're making into a musical next season.

But I've always loved the theater and it breaks my heart to see that stage empty up there and I really feel a deep warm feeling when I

walk into that theater and I hope you can do something to make it worthy of your town."

Alfred Versacci: "I was afraid he was going to be so modest; he wouldn't say a lot and I was just about to comment about his credentials. Not only that, Tom, besides his outstanding achievements as he's mentioned, as a love for the theater and a great deal of concern about the theater and survival of the theater and all the problems that have happened in the industry and the fact that live theater and much of the productions have gone to Canada and abroad, he really feels very committed having been involved in it for so many years, to try and have a center where we could have live theater, (inaudible) New Haven which has pre-theater for pre-Broadway, national shows, and try to encourage the theater as well as be the cornerstone and the foundation helping to revitalize the downtown Riverhead and bring other aspects to this community that you don't have today.

I would like to ask the architect, Bernard Rothside, just to say a couple words. He's been involved with the project, with the theater since 1994, and I'd just ask him to say a couple words on the plans that we have- that you have laid out."

Bernard Rothside: "This is Bernard Rothside. The firm is Rothside, Kitherman (inaudible). We're at 150 West 22nd Street in New York City.

About nine years ago, I was selected in a request of proposal to restore the theater and it's been a long and sometimes sad job but the constraints that existed at the time was to reproduce the theater in its original configuration and that made it very difficult to provide the kinds of things that we're talking about now.

In the past, my firm restored the roof and the facade and the marquee and at least we stabilized it against the weather but now I think it's time to move forward and the plans that I'm so excited about the program that Mr. John has developed to bring in a full stage house and real support facilities, I think for the first time we can say we're going to have a performing arts center here and I'm personally very excited, very anxious to see this move ahead, to see nine years of this work come to a fruitful culmination.

Thank you."

Councilman Densieski: "Thank you."

Alfred Versacci: "Okay. We heard from Tom who had the concept, the architect that's going to make the plans to design it and for the construction. Now we need to hear from the builder. I'd like to call on David Wanger."

David Wanger: "Hi, I'm David Wanger, 770 Railroad Avenue, from Wanger Contracting. We've been in business for over 54 years. We're based on Long Island and have been involved with many restorations of various structures. We've been involved with- all over Long Island, the Town of Oyster Bay Golf and Country Club which was a mansion transformed into a golf and country club, and the list goes on. We've developed the Montauk Manor years ago and we're excited about getting involved in this project and we have the credentials to maintain the structure and bring it back and restore this building to its charm."

Councilman Densieski: "Mr. Wanger- Mr. Wanger, upon the closing, if there's a closing, how long would it take for the actual construction to start to completion? Roughly."

David Wanger: "I would say it would probably take about a year- a year for construction."

Councilman Densieski: "Thank you."

Alfred Versacci: "I'd like to summarize by saying that our mission is very clear. We're looking to do a complete renovation and restoration of the Suffolk Theatre to a major art center, to have continuous and consistently diverse top quality productions of theater, film, music, comedy, dance, lectures and conferences. We want to be able to have encouragement of local entertainers, film makers and theater producers and have a profitable venture for all entities and a revitalization of downtown Riverhead and a renewed interest in its old country charm.

We're open for any other questions."

Supervisor Kozakiewicz: "Yeah. I do have a couple. I think we all agree that we want the lights to go on and we want to see the Suffolk Theatre to be operational. I guess there's a lot of things though that I think we need to know, for example, is this going to be purely performing arts? Is that what we see performances? And, if so, is there a model or a business plan as to how many performances need to be held per year, what you are anticipating the size of the capacities to be at those performances? Do we have an idea with respect to the construction with the fly? What are we talking about

the total cost to be? And some things like that. So we need those things on the record and what you envision or how you address those issues."

Tom John: "The plan is to bring in as many shows that are available at the time that we can bring off, I mean, the Frog and the Toad at the moment is closing on Broadway. If the theater were open today, they said they would come and spend two or three weeks out and do the show here. I think it's a matter- as far as booking the Broadway scene, we would- as you get into it, each day it changes. A show opens and closes. You don't know quite where you're at on it.

But the intention is to bring in as many shows as you can. We also at the same time want to produce some of our own shows. There are some wonderful theaters in Edinborough that are small, wonderful, you know, two man shows or four man shows. It's a matter of (1) getting a reaction as to how the town feels about certain style shows that we want to bring so that we can find our audience, and when you've talked to ballet companies. George Fazon (phonetic) was there the other night. He wanted to bring his company in. I talked to Mark Mercen (phonetic), and any number of other people who are looking for a place, a home, that's outside of New York City.

So that we can bring the show in at a much lower cost and give a wide range of entertainment so that everybody becomes more excited about going to the theater. And I think that's kind of our intention."

Councilman Densieski: "Tom? Up here. I'm just curious about--"

Tom John: "The voice sounded familiar."

Councilman Densieski: "-- things like unions and I mean stage hands and actors' unions. Is this area in- on the radar screen per se, you know?"

Tom John: "I talked to- I talked to Papermill Playhouse (phonetic), I talked to several of the other regional theaters around. Each one goes in and negotiates with the union. Sometimes they will say- they will excuse unions but perhaps not the (inaudible) artists. So each time is a different negotiation but the trick is with that, if they know that you're getting started, they will cooperate. Because they want to see theater come back as much as we do. And so it's a negotiating policy."

Councilman Densieski: "Okay, but they will come if you negotiate- "

Tom John: "Absolutely."

Councilman Densieski: "Okay."

Supervisor Kozakiewicz: "And I don't want to be difficult. I know when we went out a few years ago to do the project, we determined a certain number and then we issued a bond which we all don't want to talk about too much, where we thought the work would cost us about four million dollars."

You're looking to add on. Do you have an indication what that total financial commitment will be construction-wise, and if you do, can you share that figure with us. And then, secondly, do you have a financial commitment? Is there a financial institution that's prepared to back you? Because I think we have to- and in order to determine qualified and eligible, that there's a commitment here financially."

David Wanger: "Well, currently the construction estimates are approximately five million and that's based upon the blueprints that we have now and that's- "

Supervisor Kozakiewicz: "Just for the record, it's Dave Wanger."

David Wanger: "David Wanger."

Supervisor Kozakiewicz: "Okay. Is there a financial commitment? Is there a lender? I know that earlier you mentioned there was-- Ideal Mortgage was here."

Daniel Wanger: "Yes."

Sam Baretta: "Yes. Sam Baretta, Ideal Mortgage Bank, 1 Old Country Road, Carle Place. We like the project. We have the money that will be set aside for this. You know, most of the work is with private investors and we have the people that like the project that will participate in this."

Alfred Versacci: "So basically if we build it, they will come."

Supervisor Kozakiewicz: "Okay. So there's a pre-approval or

pre-commitment. Is that basically where we are with respect to Ideal? Okay. Next question, because I know we talked about it before, is there a particular type of act we're looking to bring? Is it top of the line star, middle of the line star, somebody who's on the decline? And do we have an idea of what type of ticket price we're going to be looking to gain per show in order to, once it's built, once they come, to be sustained? Because I understand this is a for profit adventure. Correct?"

Alfred Versacci: "Correct."

Supervisor Kozakiewicz: "Okay."

Tom John: "Each show has- depends on the size of the production and the cost. Sometimes it will be a (inaudible) deal where we'll be able to bring the show in and we'll have a set price so we can keep- "

Supervisor Kozakiewicz: "And the price that's envisioned in that case is?"

Tom John: "As I say each- if we bring in the producer's for instance, they have a much higher nut to crack than Frog and Toad for instance. So the price range will vary as it does in New York. So that, but it will be below the scale of a Broadway show. And so I think what we'll be doing is when you bring in a dance company, you have a certain price to meet with each one so that there's- they get part of the box office and or a percentage.

Each one is worked out separately. So it's hard to pin it down to an actual ticket price. But our intention is to make it available to everybody, so the balcony seats, although I hear there's been a lot of romance in the balcony, that we will be able to charge and give a sliding scale."

Supervisor Kozakiewicz: "I heard Barbara was blushing to my right about the balcony. I think- Donna won't blush, but she was getting a chuckle, I saw that.

Yeah, is there any other questions from the Board? I- also, I think just for the record, Mr. John, I'm sorry to make you do this, get back up. Your Tonys and your performances, your 32 pages of credits, those were in what capacity on Broadway? What is it that you- what is your nitch I guess I should say. Okay. Just, I want to make sure."

Tom John: (Inaudible)

Supervisor Kozakiewicz: "I just want to make sure."

Alfred Versacci: "He responded production and some producing."

Supervisor Kozakiewicz: "All right. Thank you. Any other questions from the Board members other than blushing about the balcony. Okay. Anybody else who would like to address us with respect to the issue that's before us? Yes, Art Binder."

Art Binder: "Good evening. Art Binder, Baiting Hollow. I'm just curious as to the relationship that could possibly be between the Vail Leavitt Music Hall and the Suffolk Theatre. Would that be a (inaudible) arrangement or a competitive arrangement? To have two competing entities of very similar type within a stone's throw of one another, I don't know if that's positive for either one of them and considering that the Vail Leavitt has finally opened up its doors and most beautifully. Is that an issue that should be looked on?"

Supervisor Kozakiewicz: "Well, what I'll do is turn it back over to qualified and eligible sponsor to see what their thoughts are and how they would address the issue of either being competitive or not."

Tom John: "Tom John, 1200 Broadway. There's nothing better than one theater stimulating another and when you know that you can come in to proud Riverhead and have a show or you can have a choice of shows, it's even better. It's like one restaurant and having two restaurants. Which one are you going to go to? The thing is that when one of them's full, you can go to the other one.

So, it's a matter of stimulating the whole town and the people knowing that there's a place to go and be entertained. And to have that (inaudible) and other entertainment values to this town is going to be great. So I think that's- you have the opportunity to do that here and I think it's terrific. And I think competition is better as it raises the standards of the next show you're doing. All right?"

Supervisor Kozakiewicz: "Thank you."

Councilman Lull: "Mr. Supervisor, I also would like to respond to that particular one because as coordinator of the Riverhead Country Fair, we've been going for 27 years now. We frequently get requests from other locations, there are about six or eight different fairs on

the east end that have sprung from our fair. And the question has been in the past why do you want to help them get started? The fact is fair goers are fair goers, whether it's six weekends in a row or one weekend a year. It's the same thing of concert goers or of theater goers."

Supervisor Kozakiewicz: "Donna Goodale. She's going to tell us about the balcony."

Donna Goodale: "Hello. I'm Donna Goodale. Okay. Just to reply to also would it be competition, Mr. Binder, thank you, I'm glad you like the Vail Leavitt."

We did a show there, we had an opening on Sunday, I hope you all enjoyed it. It was very different. But it also gives you an idea of what could be, what should be. As far as one theater hurting the other, I think there's another aspect that we haven't looked at. There will be shows that will come to the Suffolk Theatre which may be too small or won't- we can't book it, you need a smaller venue. Then they can also reciprocate and give to the Vail Leavitt. They will work off of each other and with each other, not against each other. And that's the difference; that's what's good about that.

Riverhead, we need to do something. Riverhead, we're- especially where Peconic is, as we said before, we can make Riverhead a cultural center, which is really important. Not the Hamptons, Riverhead. And it's time to bring it to the north fork. It's time for us to do something. It's time for us to get off our butt. It's time for us to just push through, do something, good or bad, right or wrong, do something. It's really important to do this now.

We have a wonderful opportunity this time, you really do. Mr. Tom John is very, very modest, okay? He's very, very modest about who he is. He was the Emmy award set designed for the Wiz, okay, which I am affiliated with, I am very proud to say that. I was Dorothy. I went with him to the Tony awards a few Sundays ago where he designed the set there and I was sitting front row center and treated like a queen.

He has- Barbra Streisand only lets Tom John design her sets. He's a very powerful man. They have very powerful connections. They are real. You have the real deal. If you are betting, if you're not betting, this is time to bet and take a chance, okay? And what's the bad side of it? They can't do any worse than anybody else has done, okay? So, I mean, let's get real here, okay?

And I know, I was on a couple of those committees that tried, okay? And you have an opportunity to take it and put it in a private sector and let them do what they can do. All right?

And it's really important right now because George (inaudible), I talked with him this morning, on what a wonderful show it was and how we're going to do what is called the Harlem connection where we're going to be going into Harlem, taking bus rides to his theater in Harlem and he's going to be bringing shows out here to help us and he wants to do that because he's that kind of a man.

You have a wonderful opportunity. I applaud you. Please, let's be smart Riverhead and we know we've got a smart Board up there and you're good people and God bless you and everybody and we have a chance to make a difference and that's what it's about. Making a difference, seizing the moment, having the opportunity and just go for it. And that's about it."

Supervisor Kozakiewicz: "George Bartunek."

George Bartunek: "George Bartunek from Calverton. If I'm not going to talk on Chapter 47, I'll talk on the theater. One of the things that I was wondering if this theater is going to be, if they're going to have first run movies, if that will be a possibility. Is there any consideration of that- "

Donna Goodale: "Anything's possible."

George Bartunek: "Anything's possible at this point."

Tom John: (From the audience - inaudible)

George Bartunek: "Donna just said let's try and make it a good bet or a sure bet and I was thinking that maybe what the Town Board could do is have a policy or some type of a moratorium where no theater would be allowed to be built up on Route 58 for five years or something like that. Just something to guarantee that the theater downtown, both theaters downtown would have a chance to really get a start, to really develop as a hub.

Everybody knows, I mean, you've seen what happens with old theaters that are brought back in other downtown areas. They really are- they really do become the hub of the redevelopment of the downtown area. And there is- if there is something that seems like the Town Board could do is maybe just delay the issuance of a permit

for the building of a multiplex up on Route 58 and give these people a real chance to get their feet on the ground before something like that would be permitted."

Councilman Densieski: "George, I can address a portion of that and I agree with you. I hope you guys can put some kind of screen system in there for movies also. We did talk about a moratorium on theaters in anywhere but Business D. It's a good idea and I agree with you. But we couldn't get any support from any of the theater companies, even a letter of intent that they were interested in coming downtown. That's the reason why we didn't pursue it because we didn't want to eliminate the possibility of a movie theater somewhere. But I do agree with you in principle but the reality is I don't know if a multi screen facility would come downtown."

George Bartunek: "Well, I'm not saying multiple screen. I mean if you just give these people a chance even for a single screen theater, just for five years. I mean look at how many years Riverhead has somehow survived without any theater at all."

Councilman Densieski: "Yeah."

George Bartunek: "Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address us? Yes, Rolph Kestling, please."

Rolph Kestling: "Rolph Kestling, Wading River. I just have one question. Is this a for profit venture or are they going to rely on subsidies?"

Councilman Densieski: "For profit."

Rolph Kestling: "Okay (inaudible)."

Supervisor Kozakiewicz: "Anybody else who would like to- yes, Bobby Goodale."

Bobby Goodale: "Yes, Bobby Goodale, Riverhead Building Supply. I think the question that was just asked is a key one as we all know quite a while ago, in fact, when I was on the BID before we moved out outfit out of downtown, moved it up to Pulaski Street, the issue came up about the BID acquiring this theater, which had then had been closed. And then the town got involved and the town thought, well, that's not a bad idea, why don't we do it and see if we can't restore

it and get it going as something more than a movie theater, some sort of arts theater, including movies but also a wider range of things.

At the time, I advised the BID Board that wisdom suggests that they should take a bulldozer and knock the building down because I believed that it was going to be financially impossible for the Town of Riverhead to resurrect, subsidize which I believe would have been necessary, that theater. It would have been politically impossible that people of good intentions and trying to do the best they could, would put every effort into attempting to accomplish this as a public project and it just would not be supported by the taxpayers of Riverhead. And I thought it was a fool's errand.

Now, if I had been married at the time I told I'd bulldoze it, I'd might not be married now. But the idea, the idea, I believe, was correct. That the Town of Riverhead, the taxpayers of the Town of Riverhead are not in a position to support financially on an ongoing basis such a theater. If it's going to be successful, the only way it's going to be successful if you could find a way, if this can be turned over to individuals with the capacity and the talent of the group that we've heard here tonight. This is the only way this is going to happen.

And it's a sad thing to say because I know there's a lot of people in this town who worked very hard to try to do it a different way and I think we've learned that just is not the way that this theater is going to open. So I don't know how much great pleasure it's going to give me to say I support something now so instead of a bulldozer out there on Main Street, that I can have Mr. John out there on Main Street.

And I really would urge the Town Board to make this happen so that we have this one chance to make the Suffolk Theatre what we all hoped it would be way back then when the BID and the Town Board started this project. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board? Did I see a hand? Judy Pitsiokis (phonetic)."

Councilman Lull: "Before we go, Bob, I just want to answer Bobby very quickly. Your comments about people of good cheer in the town and good intentions having worked so hard. None of that's been lost, Bob. It's all there and it's all behind what's going on now because the impetus was begun.

Secondly, remember there were two movie theaters in downtown Port Jefferson- "

Councilman Densieski: "Two in Riverhead."

Councilman Lull: "Yes. But there were two in Port Jefferson and they are still in existence. One of them is a very successful blockbuster video. The other one is Theater Three, one of the most successful regional theaters around. So, it needs- but they are both private. And you're right. The privatization here is the most important. Sorry, Judy."

Judy Pitsiokis: "That's all right. Judy Pitsiokis (phonetic), Wading River. I just wanted to actually echo both of the Goodales and urge the Board to do whatever is necessary to make this happen. Many, many people have worked for many, many hours, not only on the theater issue itself but on trying to bring arts to the Town of Riverhead and trying to make the Town of Riverhead, you know, the Riverhead downtown area an arts center."

And I think this is absolutely the critical piece in this. I think it is fundamental that it must be done by private enterprise and I can't imagine more of an all star line-up than the one that we've heard tonight. All the pieces seem to have come into place, you know, the expertise, the desire to get it done, the financial backing. And I really would like to urge the Town Board to make this happen. It would be a great thing for the entire town and in particularly the downtown area. Thank you."

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

Robert Pike: "Robert Pike, 138 Ostrander Avenue. I guess my qualifications on this is being one of the fools."

Supervisor Kozakiewicz: "Never say that about you, Rob."

Robert Pike: "Thanks. I'm rising tonight to lend my qualified support to this. And I know several of the individuals here and I come to praise them tonight, starting with the architect. Bernie has been part of the design process for this building for quite a while. He has done yeoman's work, often paid, often unpaid, and coming out and taking a building that certainly needed to be (inaudible) reused. His basic plan for the main room is a graceful adaption. It will be the same theater- won't be exactly the same theater, but it will

appear to be the same theater. He has successfully dealt with major structural problems in the main room.

I come here to praise Tom John because he is truly a visionary. You see that clearly here. And he is actually planning on doing more, going above and beyond the call that the Riverhead Theater Corporation has asked to do so. That is, an economic necessity of his business plan which requires a fly space, you saw that big bump at the top, and it will enable a more efficient entry of working sets, more efficient productions.

I believe that there are economies that private developers can garner, that municipalities because of the Wicks Law (phonetic) cannot and that their price will probably come in per square foot or production unit better than we could have done.

They are going to fact substantial entrepreneurial risk and I would love to hear something I haven't heard which is that this has worked somewhere at this scale, with this kind of facility before, a for profit 800 seat theater that's not in a major metro area. I don't know of one, but I guess there must be some out there or the bankers wouldn't be interested and they clearly seem to be interested.

And, so that's just one area that I think should be a little bit more fully addressed for the record. Does this work anywhere at this scale in this kind of demographic. If it does, we have here tonight the team that was the long wished for knight on a white horse. And if all of this is as they say it is, it is truly wonderful that that horse and the knight have arrived.

The other realities of the building are is that it's going to take substantial work to make it work. They have created an even more daunting task because not for profits tend to get volunteers to do things they're going to have to pay for. There are the union issues that have been discussed here to drive up their revenue line.

There are other models that work but if they believe that they can do this lacking any other constructive alternative at the present time, I believe that they should be given that opportunity.

The two other conditions I have in my head are I haven't heard much about commitment for the use of the facility for the public, for the local groups. And we do have Vail Leavitt available and I think that will reduce the demand on this facility. I think the local groups would want a smaller facility and but I do think that with all

of the time and effort that's put into this facility, that in the off season that there should be some commitment on their part to make this available to groups to use that wouldn't be strictly for profit and that they might be able to use it under a reduced rate. I'd like to hear that and that would help me give some qualified support to this.

I do believe that the development and the redevelopment and the opening of the Suffolk Theatre is a complete home run economically, however it is done. Theaters beget theaters beget theaters. The culture begets (inaudible) on the streets which begets safety in downtown Riverhead which brings more people to downtown Riverhead. Let us fill the streets with music and this light.

I think it is a great project and the one final thing is like all entrepreneurs, when you take a substantial risk you have to plan around succeeding, you have to plan around succeeding wildly, which is often a bigger problem than just succeeding, and you also have to plan around the possibility that you might fail.

And the final think, I think, would make this the perfect package would be a commitment on their part and on the Town's part that as part of this, that the building will be dedicated for use as a multi use performing arts facility in perpetuity so that no matter what happens, that it will always be available for that use.

With all of those things in place, some public access, a commitment of the building to this use for the rest of, you know, as long as real estate law works in the State of New York, that the group that they have assembled is our best chance, (inaudible), and I'm very proud that they're here and I'm happy to endorse what they're doing."

Supervisor Kozakiewicz: "Given his comments, is there anybody who wants to take a stab at a response to the question whether there's any similar sized venue elsewhere in the country that proves to be a model for a working performing arts center of about 800 seats that's in a non-metropolitan area? I- was that it in pretty much the sum, not very- not stated as well as you stated it, but is there anybody who can address that question?"

Tom John: "I think- I can't name specifically the theaters, but I know that there has been a trend to many of the places throughout the country. I know several in California and I know there's one in the south, that they have been converting the theaters into legit houses and they've been very successful. But I can't name them, I don't know what they are."

(From the audience - inaudible)

Supervisor Kozakiewicz: "If someone wants to come up. Okay. I see Bernie wants to come up. Bernie, would you identify yourself for the record?"

Bernie Rothside: "Yes. Bernie Rothside, (inaudible). One theater that I'm familiar with because I have a weekend place nearby is the Warner Theater in Torrington which was in actually more dreadful shape than our beautiful theater here and it's been brought along and it's not only successful in itself, but it's having an effect on what was a seriously moribund Main Street and it's the kind of thing that I think will happen here.

Also, I was privileged some years ago to take a tour with the League of Historic American Theaters and this, you may not know it, it's going on all over America and we just traveled New England, venue after venue. Some of the theaters were only two or three hundred seats; some as big as this, being brought up by the bootstraps and with the enthusiasm, sometimes as a public venture, sometimes as a private venture and sometimes it's a combination. But it's happening all over America."

Councilman Densieski: "Tom, while you're still up, they also- Rob also mentioned is there any willingness on your Suffolk Theater Enterprises, to work with local groups that might want to use it during down times?"

Tom John: "I can't say. I don't- I mean, of course, we're going to have a Nutcracker Suite every year. So that everybody will be in that one. But as far as, you know, if we have Doris Robert (phonetic) coming out to do a one man show, we get a time slot, it happens to be at the same time as the graduation or something, we have to as a financial company to make money, that would be our choice. So I think that's an open question."

Councilman Densieski: "I'm not looking for a commitment; just a willingness to work with, you know, local people, if the- "

Tom John: "We're basically nice people. So, sure, we would love to work with anybody."

Councilman Densieski: "Is that true?"

Tom John: "Yes."

Councilman Densieski: "All right."

Supervisor Kozakiewicz: "Is there anyone else- "

Councilman Densieski: "I was wondering if you were going to speak, Chuck."

Charles Rogers: "Excuse me. Charles Rogers- "

Supervisor Kozakiewicz: "Who is that? Make it short."

Charles Rogers: "I'll make it very short. We are certainly going to be in business- "

Supervisor Kozakiewicz: "Chuck Rogers- he did say his name."

Charles Rogers: "130 Maple Avenue- by August."

Supervisor Kozakiewicz: "Okay. Maple Avenue, Riverhead."

Charles Rogers: "In Riverhead. We're in business to make money. Obviously we are going to try to keep the place filled all the time. But like business people we certainly want to be friendly with everybody we can and if we have the time and it's open, we certainly are going to entertain the locals.

There are customers, we want them, and we love them. Why would we not do- why would we do anything else? That I think is going to be what we're going to try to do, everything that we can to be good neighbors to everybody in Riverhead."

Councilman Densieski: "I just want to point out, too, that Chuck Rogers is one of the original shakers and movers of this whole thing. He's been quiet tonight though."

Supervisor Kozakiewicz: "Is there anyone else? Okay. Yes, hand in the back."

Vince Taldone: "Vince Taldon, 135 Northern Parkway. Actually I wasn't planning to speak on this item tonight but I did want to ask a question. I think Rob Pike asked, which is if the property is going to be conveyed with the deed restrictions to ensure its future use as a performing arts center. It's an issue that's of concern to me.

Ten, twenty years down the road a company running it fails, a

bank steps in and forecloses, it gets sold and it becomes Ripley's Believe It Or Not unless- if the Town has a deed restriction or some kind of restrictive covenant, I don't know the actual language, I'm not an attorney, I assume the Town could step in 20 years from now, 50 years from now and decide to lift that restriction if circumstances warrant. But it gives the Town of Riverhead a say in what happens to that property way down the road when we're all gone."

Supervisor Kozakiewicz: "It's an item I think that has been discussed in negotiations. I'm not sure whether the Suffolk Theater Enterprises is willing to live with such a limitation. I'll be honest; I don't know the answer to that."

(Unidentified - from the audience) "May I answer?"

Supervisor Kozakiewicz: "Sure."

Charles Rogers: "Chuck Rogers. We have a very good attorney, Judge James Gowan, and he's in the process of discussing all the clauses with Dawn Thomas. We certainly are not going to spend the money we are without wanting it to be a theater. It's going to be a theater, no question about it. How long? As long as it is successful. At the end of that time, I'm not sure that our attorney is going to allow us to have clauses that revert. I certainly am more than willing on my part to indicate as far as we're concerned, we're building a theater and it should remain as a theater. The language that the attorneys come up with, what we're going to have."

Supervisor Kozakiewicz: "Thank you. Anybody else? Not seeing anybody wish to address the Board, the time being 8:15 p.m., declare the public hearing closed."

Public Hearing closed: 8:15 p.m.

Public Hearing opened: 8:15 p.m.

Supervisor Kozakiewicz: "The time still being 8:15, we'll go to the second public hearing which was noticed for 7:15 p.m. Barbara, would you read the affidavits of publishing and posting, please?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on July 1, 2003, at 7:15 p.m. regarding the increase and

improvement of the facilities of the Riverhead Street Lighting District, consisting of the acquisition of a bucket truck, estimated cost is \$75,000.00."

Supervisor Kozakiewicz: "The Street Lighting District being a special district is required to hold a public hearing in order to expend monies such as this where there is an increase or expansion of the district.

In this case, we are looking to replace a bucket truck that's being utilized by the street lighting division. The reason we're looking to replace it is that OSHA standards and other safety standards require replacement of a bucket truck after it has so many hours of service and so many years of operation.

In this case, we're in a position where we need to replace the bucket truck. We're going out to a public hearing. The anticipated cost in this case with a contingency is being \$75,000.

So we're looking to hear from the public whether they are in favor of or opposed to the proposal which would be to increase the street lighting district by that sum, namely \$75,000.00.

Is there anybody- go ahead."

Councilman Densieski: "Mr. Supervisor, before you start the public comment, I'd just like to put on the record, I did receive a report from the town engineer and from municipal garage stating the fact that the vehicle is basically unsafe and unfit for town employees to use. I have a document here if you want me to give it the Town Clerk."

Supervisor Kozakiewicz: "We should probably make that part of the public record. So I would ask that that be made or delivered to the Town Clerk's office to be made part of the public record."

Councilman Lull: "The manufacturer of the present truck requires that after 15 years, there be an overhaul, a very expensive overhaul, and even after that it must be inspected every year, it must be evaluated every year. So we begin to throw good money after bad."

Supervisor Kozakiewicz: "That being said, is there anybody who wishes to address us, either for or against the public hearing- or for or against the proposed purpose of the public hearing which is to increase the street lighting division by the number of \$75,000 in

order to purchase a new bucket truck? Yes."

Patricia Holland: "Patricia Holland, Northville. This might be asking you to increase it by more than \$75,000."

Supervisor Kozakiewicz: "We're limited to that amount. We can't go more than that. The purpose of the public hearing is to set an outside limit. We are establishing the upper limit as \$75,000."

Patricia Holland: "Okay. I don't know where this fits in or where- how I go to even tell you people but since you are a captive audience more or less, I want to talk about a street light that we absolutely, positively have to have. Since we're talking street lights in general, maybe this fits here."

On April 11th, I had the misfortune of coming from Wading River at around 11:00 at night and that was a day it was sort of misty when I left here and went to Wading River and when I came home it was close to midnight. I was on Sound Avenue. The light was green at Roanoke and Sound. I went through, did not see the river. I wound up cold water hit hot engine. I had to get an engine replaced. Obviously if I could have seen the water, I would not have driven into it. But we need a street light east of that Roanoke light. I was about 1,000 feet east of the light when this creation happened and people with four-wheel drive were coming the other way, splashed everything, water went into my engine and rods went and did whatever. So I had to have the engine replaced and as I said, if we had a light there, this would not have happened. So, I don't know the cost of a light, but I would like to tell whomever that we need one."

Supervisor Kozakiewicz: "Okay. Thank you."

Patricia Holland: "Thank you."

Supervisor Kozakiewicz: "Anybody- "

Councilman Densieski: "Also, Mr. Supervisor, the cost of the vehicle is about \$63,000."

Supervisor Kozakiewicz: "Right."

Councilman Densieski: "Plus the contingency."

Supervisor Kozakiewicz: "Right. That's what I said, there was a contingency built in just in case. And just for the record, the

street lighting division not only handles street lights, but they also handle the maintenance of the traffic signals. This may not be known, but under our agreement with the county, when the county installs traffic signals around town, they turn them over to the town, in particular the street lighting division, to maintain so, that's another reason why these trucks are very much needed so that when a traffic signal goes out, we're available to immediately attend to it to make sure there's not a problem.

Anybody else who would like to address us? If not, declare the public hearing closed, the time of 8:20 having arrived."

Public Hearing closed: 8:20 p.m.

Public Hearing opened: 8:20 p.m.

Supervisor Kozakiewicz: "The time being still 8:20, Barbara, would you read the affidavits of publishing and posting for our last 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 July 1, 2003, at 7:20 p.m. regarding the special permit petition of Roanoke Realty Enterprises, LLC to construct a medical office building and related site improvements on a parcel located at Roanoke Avenue, Tax Map No. 107-2-3."

(At this time, the CD was changed)

Richard Searles: "-- now, I believe, consumes the entire parcel. There's no parking at all on the property whatsoever for the church. I don't know if the church even has intentions to continue on operational as a church there, if they have services in one of the pastor's houses maybe at this point.

We've prepared a conceptual site plan. I believe that the Board does have copies of? Correct? Came in with the application."

Supervisor Kozakiewicz: "I believe we do."

Richard Searles: "If not, I have a copy here if anybody would like to see it."

Supervisor Kozakiewicz: "I have a couple quick questions for you while you're doing that. The current zoning on the property is what?"

Richard Searles: "Residential."

Supervisor Kozakiewicz: "Residential C?"

Richard Searles: "I believe it is, yes."

Supervisor Kozakiewicz: "And the size of the parcel is?"

Richard Searles: "Uh- "

Supervisor Kozakiewicz: "The reason I'm trying to back into the questions of, you know, the size of the building, the off street parking and all the things that we would be concerned about at the end of the day."

Richard Searles: "We have it here and it may be on your site plan. Let me check that."

Supervisor Kozakiewicz: "Okay. Thank you. Yes. It's PB overlay."

(Some inaudible discussion)

Supervisor Kozakiewicz: "So while you're looking for that, this, again, to repeat, this would be a doctor's medical office. The access would be via Cranberry Street. Is that correct?"

Richard Searles: "That's correct. There would be no access onto Roanoke Avenue at all."

Supervisor Kozakiewicz: "Okay."

Richard Searles: "The parcel is also serviced with public water and we have sewer connections available for the sanitary."

Supervisor Kozakiewicz: "In the plan you show- the conceptual shows all of the parking for the building as off street and I can't read from here the size of the building, but- "

Richard Searles: "It's approximately 6400 square feet. We have all the required parking on site and we're not looking for any front

yard, side yard, or any building variances whatsoever."

Supervisor Kozakiewicz: "Okay."

Richard Searles: "The parcel in size is 1.279 acres."

Supervisor Kozakiewicz: "Does the Board have any other questions for Mr. Searles? Okay. I'm going to turn it over to anybody out there who has any questions or comments with respect to the special permit application. Yes, sir. Come on up, state your name and address for the record. And we need you to be sworn in. So, Dawn, I need you to swear him in."

Thomas Drumm: "Thomas Drumm, 511 Swezey Avenue, Riverhead."

Barbara Grattan: "Thomas what?"

Thomas Drumm: "Drumm. D-R-U-M-M."

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

Thomas Drumm: "I do. My name is Tom Drumm. I'm the head of the congregation of the Emanuel Baptist Church on the corner of Cranberry Street and Roanoke Avenue. Just a couple comments. We are not opposed to the building that wants to be erected. We at one time owned that property and because of certain reasons had to sell it.

We continue to meet in the facility on Wednesday evenings and on Sundays and on some special occasions. So, as again, I reiterate that we're not opposed to what they want to do. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board? Any questions from the Board? Yes, come on up. Vince Taldone."

Vince Taldone: "Vince Taldone, 135 Northern Parkway, here in downtown Riverhead. I'm here tonight to express conditional support of the proposed special permit application. As I said I reside at 135 Northern Parkway which is located approximately 200 feet from the proposed development.

I support the use of the subject property as a use of a medical office facility provided the following issues are adequately addressed

by the final site plan.

The proposed building should be of a design that is consistent with the architectural character of the historically significant structures located adjacent to the subject property. The Corwin house, and I don't recall which Corwin, 951 Roanoke Avenue, of course, is right next door. It's New York State survey, a historically significant site #10306.0005 and, of course, the Emanuel Baptist Church, 941, Roanoke Avenue.

The developer should be directed to consult with the Riverhead Landmarks Commission regarding an approach to the contextual design issue.

Item 2, landscaping requirements should include sufficient new planing in the area between the church and the proposed office building to support the residential character of the neighborhood and also along the Cranberry Street property line to ensure adequate screening for the residents located directly across the street. Otherwise, actually, they're looking at a parking lot from their houses.

Additionally, the town should specify the minimum number and caliber of new trees as well as ongoing landscape maintenance obligations as conditions of approval.

Lastly, pedestrian safety should be enhanced at this location which is traveled heavily by children walking to school as well as by older high school students often driving without fully developed skills. And that's the best I can say for them.

A condition of approval should be the replacement of deteriorated sidewalk sections existing along the Roanoke Avenue side from the northerly property line of the proposed project to the corner of Cranberry Street and the installation of a new sidewalk on the northerly side of Cranberry Street running along- adjacent to the southerly wall of the church.

Additional right of way should be obtained by the applicant from the church and deeded to the town if needed to install ADA compliant walkway.

It's a pretty busy corner. I'm sure you all know it. There's a lot of activity coming from the school. It's kind of difficult to dash around the side of the church. There's almost no sidewalk left

and the conceptual plan shows little trees placed where I would imagine the sidewalk should be if people are walking up and down the street.

So I would ask the Town Board to consider those issues. And I have talked with a number of my neighbors. I suspect when there's an actual plan with more detail, they'll be here to talk to you about it."

Supervisor Kozakiewicz: "Thank you."

Councilman Densieski: "Thank you."

Supervisor Kozakiewicz: "Anybody else who would like to address the Board regarding the special permit application or the application for the PB overlay? Mr. Searles."

Richard Searles: "Yes. If I could get a copy of that gentleman's requests, I would be more than happy to try to address those with my client. We will make, you know, every effort that we can to be a good neighbor to the people on Cranberry Street. We know that there's landscaping going to be involved. If you saw the building elevations- I don't know if he would like to see a copy of that. Yeah, they- comments on that. I mean it does have to go through full site plan so we will address any issues that the Town- that the Planning Department does have. Again, it also has to go through architectural review.

So with that in mind, if I can get a copy of those requests, we'd be more than happy to try and address every one of them."

Supervisor Kozakiewicz: "Okay. We'll get you a copy today, Rick. Thank you.

Anybody else who would like to address us? If not, we'll close the public hearing, the time being 8:31 p.m. You know what, you can give him my copy. I'll get a copy made from- "

Councilman Densieski: "We have an extra."

Supervisor Kozakiewicz: "Thank you."

Public Hearing closed: 8:31 p.m.

Supervisor Kozakiewicz: "That concludes public hearings. It's this point that we will be taking up discussion concerning resolutions and I do want to indicate that we do have an additional resolution that did not make it into the agenda packet.

This is a resolution which is looking to ratify a previous authorization which was granted to the town by Town Board action when, in fact, it probably should have been the Riverhead Community Development Agency with respect to the Roanoke or the Riverhead Nursery School. It's the nursery school that's at the Stotzky Park facility. So that's a resolution that's proposed to come off the floor and that's to authorize through the Community Development Agency the execution of a lease between the Roanoke Nursery School, Inc. as tenant, and the Riverhead Community Development Agency, as landlord.

That should be a CDA resolution so, yes, we would take that up first. So any comments on resolutions? Sid Bail."

Sid Bail: "Sid Bail, Wading River Civic Association. I was unable to attend the special hearing where you discussed the extension of the moratorium but I would just like to go on record that the Wading River Civic Association supports the extension of the moratorium, feel it's unfortunate but necessary. We hope three months is enough."

Councilman Densieski: "So do we."

Sid Bail: "Yes. But, you know, and we're- if it isn't, we're prepared to support an extension. No one wants to think about that at this time. Thank you."

Supervisor Kozakiewicz: "Thank you, Sid. Any other-- anybody else who would like to address us with regard to resolutions? Rob Pike."

Robert Pike: "Rob Pike, ditto."

Supervisor Kozakiewicz: "Wow, that was quick. Thank you. Anybody else? Not seeing anybody, we will adjourn the Town Board portion."

Meeting adjourned: 8:35 p.m.

Meeting reconvened: 8:35 p.m.

Supervisor Kozakiewicz: "Resume the Town Board meeting."

Resolution #735

Councilman Lull: "Approves the application for a fireworks permit, the Jamesport Fire Department, for fireworks to be held on July 12th at 9:30 p.m. at the George Young Community Center, Main Road, Jamesport. 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 #736 through 742

Councilwoman Sanders: "I'd like to move Resolutions 736 through- to 742, which is approving applications of Martha Clara Vineyards to- for the purpose of conducting several weddings. So moved."

Councilman Lull: "Second, sorry."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #743

Councilman Densieski: "Approves the temporary sign permit of the Eastern Long Island Blues Alliance. So moved."

Councilman Lull: "And I would second but I would like to- I would like to ask the Supervisor to talk to the Building Department tomorrow. We have had some discussion with the Blues Festival. They have taken down some of the signs. I certainly support their temporary signs for their activity but they do have several signs on Route 58 and out east- at least one out east on Route 25. They're on utility poles. Signs are utility poles for any length of time are specifically forbidden by our code. I'll second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Supervisor Kozakiewicz: "So you're asking me to go out there with the town car and start pulling them down?"

Councilman Lull: "I'll let Leroy do it."

Supervisor Kozakiewicz: "Okay."

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

Resolution #744

Councilwoman Sanders: "This resolution is calling for a public hearing for the Aquebogue Golf Resorts lateral water main for the Riverhead Water 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 #745

Councilman Lull: "Is a resolution calling a public hearing for NF Golf Resorts lateral water main for the Riverhead Water District. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "Before I say yes, I have to say something. I just want to point out to anybody who's listening. If anybody has been watching the erector set that's going up on Pulaski Street at the water department, it's been an absolutely fantastic thing to watch. That is a huge, huge undertaking and they're doing such a great job, I would just remind anybody who would like to especially those with kids, I took my grandkids up there the other day. They're going to be putting the top on there I believe next Wednesday- am I correct?"

Councilman Densieski: "It's starting to go up Monday, I think. I think Gary said Monday it's going to start going up."

Councilman Lull: "All right. If you're interested, call the water district. They'll be perfectly happy to tell you when it is because they want as many spectators as possible. It's going to be exciting to watch.

Yes."

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

Supervisor Kozakiewicz: "With respect to this resolution, this is calling for a public hearing on the 5th day of August at 2:10. The prior one was at 2:05, and I vote yes for both of these lateral water main, calling for public hearings."

Barbara Grattan: "The resolution is adopted."

Resolution #746

Councilwoman Blass: "This resolution authorizes the Supervisor to execute a contract agreement with Richard Smith, our police captain. 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 #747

Councilman Densieski: "Accepts a 5% letter of credit of Over In- is this proper here?"

Councilwoman Blass: "2050."

Supervisor Kozakiewicz: "Over In 2050."

Councilman Densieski: "What's that?"

Supervisor Kozakiewicz: "Over In 2050."

Councilman Densieski: "Okay, it is right."

Supervisor Kozakiewicz: "I think that's when their lease expires and they will be in a position to buy."

Councilman Densieski: "Oh, okay. Accepts the 5% letter of credit Over In 2050 for Riverhead Ford. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "I hope I'm around to see it. Yes."

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

Resolution #748

Councilman Lull: "Amends the site plan for Saddle Lakes allowing for retractable shade canopies. So moved."

Councilman Densieski: "Does that have your amendments included in it, Barbara?"

Supervisor Kozakiewicz: "No. We need to add that."

Councilwoman Blass: "We need to make an- "

Supervisor Kozakiewicz: "But we need to move it first and second it."

Councilman Densieski: "Okay, I'll second it."

Supervisor Kozakiewicz: "Okay. And there's- is there a further motion to amend- "

Councilwoman Blass: "Yes, Mr. Supervisor. I'd like to ask the Board to consider amending Resolution 748 to include paragraph #17. I believe all of you have received a copy. For those of you in the audience, it would say that all canopies shall be of the style, material and color submitted to and approved by this Board. I'd like to make that motion to- or make that amendment."

Councilman Lull: "I'll second the amendment."

Supervisor Kozakiewicz: "Okay. And why don't we vote on it as amended? It's that one amendment. So we're going to add- what we're doing is approving some awnings that were additions to the Saddle Lakes site plan."

Barbara Grattan: "Okay. So now we're voting on the amendment, right?"

Councilwoman Blass: "Resolution as amended."

Supervisor Kozakiewicz: "We'll vote for the resolution as amended."

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

Resolution #749

Councilwoman Sanders: "Approves application of the East End Arts Council for the purpose of conducting a concert to be held at Paumanok on August 16th between 6 and 8 p.m. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "I'm just curious. Are they having it there because they don't want to have it by the mural or- I'm just kidding. Yes."

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

Supervisor Kozakiewicz: "I don't think that's the case. They hold these around the various vineyards in the past. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #750

Councilman Densieski: "Approves Grimes Contracting Co. Inc. as a drainlayer for the Riverhead Sewer District. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "I'm still back at the second- the last one, Ed. I've got to tell you that two weeks ago at my summer concert series, we had a bluegrass band. They posed for their annual photo in front of the picture. I'll vote yes on this."

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

Supervisor Kozakiewicz: "Yes on the resolution."

Barbara Grattan: "The resolution is adopted."

Resolution #751

Councilman Densieski: "Town of Riverhead general fund 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 #752

Councilman Lull: "Authorizes the Supervisor to execute an agreement with the County of Suffolk in connection with the installation of traffic control devices at Cross River Drive, 105 and Riverside Drive, Indian Island Golf Course, in the Town of Riverhead. So moved."

Councilwoman Sanders: "And seconded."

Councilman Densieski: "Discussion."

Supervisor Kozakiewicz: "Moved and seconded. Discussion."

Councilman Densieski: "Okay. I just want to make it crystal clear that what we're approving is only the light, the traffic signal,

and no change in highway patterns. I just want to make sure it's on the record. Mr. Supervisor, is that correct?"

Supervisor Kozakiewicz: "The agreement that's been sent to us has described the action as traffic signal and the definition and what they're asking us to do is to take over the maintenance as I indicated earlier of signalization.

I will state to the Board that I won't sign off on this agreement until I hear back. I did put a call into Mr. Bartha to send over a set of plans just so that there's a comfort level as to the design because I think it's important that the signal be one that's going to be able to be seen from site distances.

There is a drop off and certainly a change in grade. It's important that vehicles traveling from north to south will have adequate time to see the signal. So I've asked them to provide me that and I will not sign off on this."

Councilman Densieski: "Okay."

Supervisor Kozakiewicz: "Even though the Board gives authorization until such time."

Councilman Densieski: "Okay. I totally agree with you on that aspect and I think a light probably will save lives there. The only thing I want to make sure that we're not redirecting traffic down other neighborhoods. I just want to make that clear before you sign."

Supervisor Kozakiewicz: "This is for signalization. I understand in speaking with Mr. Bartha that they re-thought their plan to eliminate the turns."

Councilman Densieski: "Okay. That's fine. Thank you."

Supervisor Kozakiewicz: "Vote, please. Yes."

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

Councilman Lull: "The Supervisor is absolutely correct. If you're heading south on 105, you do not see the Riverside Drive intersection until after you crested the hill which if you're traveling 60 miles an hour, it means it's too late to stop. So therefore a traffic light must be of adequate height to be seen before the crest of the hill. That's what he was talking about.

But I am also concerned about another thing. If the traffic light is to be of that height, it might also be wise idea for us to have the stanchion lights at either side of the road, stanchion lights of from eight to 10 feet in height, so that they- it's much clear to people if they're underneath them, they will be able to see them. So- I'll vote yes."

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

Resolution #753

Councilwoman Blass: "Mr. Supervisor, I'd like to make a request that we table this resolution just for clarification from the police department."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Lull: "Second."

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

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

Resolution #754

Councilwoman Sanders: "Authorizes the Town Clerk to advertise for bids for the Riverhead Water District, Section 03-53, Gatz Estates on Hubbard Avenue. 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 adoped."

Resolution #755

Councilman Lull: "Authorizes the Town Clerk to publish and post a help wanted ad for a full time bus driver and that being for the senior 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 #756

Councilwoman Blass: "This resolution appoints two summer interns in the Building 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 #757

Councilwoman Sanders: "A municipal garage 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 #758

Councilman Densieski: "Manor Lane road improvements 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 #759

Councilman Lull: "Is also a budget adoption for a capital project, this one at Tuthill Lane and North and South Apollo Drive for road 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 #760

Councilman Lull: "Promotes Jason Hubbard to Water Treatment Plant Operator IIB. 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 #761

Councilman Lull: "Adopts a local law to amend Chapter 101 entitled Vehicles and Traffic of the Riverhead Town Code. It's to allow for- prohibited parking. We've already had the public hearing for it, prohibited parking on Prospect Place on-- certain areas of Prospect Place. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "I drive down this way quite often when I come to work because it's a little easier to turn right out of Prospect and left out of Howell and by prohibiting parking, I don't know what the implications will be on the business that's on that corner."

Councilman Densieski: "Did we receive any comment from those (inaudible)?"

Supervisor Kozakiewicz: "No, we didn't. I'm going to vote no because I am concerned about it and it's already adopted."

Barbara Grattan: "The resolution is adopted."

Councilman Lull: "We have to realize, Bob, that a part of that is 1:00 a.m. to 6:00 a.m."

Councilman Densieski: "Yeah."

Supervisor Kozakiewicz: "I'm sorry."

Councilman Lull: "It's not all of it."

Supervisor Kozakiewicz: "Change my vote. Yes. I'm sorry. You're right. That's the reason we're doing it. Yes."

Barbara Grattan: "Okay, resolution is adopted."

Resolution #762

Councilman Lull: "Adopts a local law to amend Chapter 101 entitled Vehicles and Traffic of the Riverhead Town Code which allows for a right turn only exiting the gas station on- in Jamesport onto Route 25. So moved."

Councilman Densieski: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #763

Councilman Lull: "Is an amendment to Resolution 385. 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 #764

Councilman Densieski: "Adopts a local law repealing and replacing a local law entitled Moratorium on Residential Development. 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 #765

Councilman Densieski: "Ratifies a license agreement with Soprano Productions, Inc. for utilization of town roads. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "Only if I can be in it."

Councilwoman Blass: "It was. It happened."

Councilwoman Sanders: "Yes."

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

Resolution #766

Councilwoman Sanders: "Authorizes the Town Clerk to publish and post notice of a public hearing for a special permit of Lyrical Children's Preschool. 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 #767

Councilman Lull: "Authorizes the Town Clerk to publish and post a notice of a public hearing for special permit of Patricia Wysocki for Five Towns- excuse me, Five Kids School Supply on Pulaski Street. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded. Discussion on this one. Was there a, Rick, I'm going to ask you to come up. Did we need to put this on for the second meeting in July? If we did, is there a problem with the time constraints to do that?"

The- I had received a call from the attorneys for the applicant indicating that they were required to close by I think the 18th or the 19th of July and they were looking for the public hearing to be held prior to that in order to get some indication from the Town Board on this one. I'm not sure if we have the time period in order to allow it to happen. But I understood there were some contractual constraints on Mrs. Wysocki's part."

Rick Hanley: "So we're thinking about holding the hearing when?"

Supervisor Kozakiewicz: "Well, my question is can we? Would we be in a position to hold it the second meeting in July? If not, then we'll leave it as it is. August 5th."

Rick Hanley: "Let me check the calendar."

(Some inaudible discussion among the Board members)

Councilman Densieski: "I would have no objection to do it in Newsday as long as they pay for it, Bob."

Barbara Grattan: "Will they accept it?"

Supervisor Kozakiewicz: "Larry, are you here for the party?"

Larry Oxman: "Larry Oxman, Eastern Long Island Commercial Real Estates. I represent the owner of the property. And the Supervisor

is correct that there is a deadline, time of the essence clause. I believe it is the 18th, which allowed for I guess a few days after the next scheduled public hearing.

So the assumption was that, I guess, tonight you would authorize a resolution for the posting of a hearing, the hearing would take place and, hopefully, you would make a decision that evening."

Supervisor Kozakiewicz: "Well, we wouldn't have anyway. I mean we rarely if ever adopt a special permit the same night as the hearing. That's not something we would do. We don't adopt that policy because the idea of the public hearing is to hear from the public whether the special permit is something that makes sense and also hear from the applicant as to the reasons why we should grant it under the special permit criteria."

Larry Oxman: "Well, the attorney- I don't want to misspeak for the attorney who is George Tunis (phonetic) who represents the applicant, the purchaser, Pat Wysocki. But you are correct about the time constraints."

(Some inaudible comments from Dawn Thomas)

Supervisor Kozakiewicz: "Right. Okay."

Councilman Lull: "I suggest- "

(Some inaudible comments from Dawn Thomas)

Councilman Lull: "I suggest we try and schedule a public hearing at the second meeting of this month and then you can see what you can do. Larry, talk to John Tunis, see- "

Supervisor Kozakiewicz: "George Tunis."

Councilman Lull: "George, right. See what the story is. If it can be- "

Supervisor Kozakiewicz: "How many days notice do we need, Rick? Ten?"

Councilman Lull: "So the answer would be if you could get it into the Thursday paper that's fine. If you can't get it in- "

Barbara Grattan: "Can't."

Councilman Lull: "-- if you can't get- "

Supervisor Kozakiewicz: "It's not going to be able to get into the Thursday paper."

Councilman Lull: "If you can't get it in the Thursday paper we can make the offer to the applicant to pay for an advertisement in Newsday."

Supervisor Kozakiewicz: "So, I think for now rather than delay this, we should take this up the way it is and that's going to be it. It's unfortunate that we didn't catch this earlier."

Larry Oxman: "Is- I'm sorry, I'm half listening. Is there another possibility if the applicant was to pay for the advertisement?"

Supervisor Kozakiewicz: "Only if we were to call for a special meeting in order to allow that to take place. But at this point, it's unfortunate and it's I think too late for us to get it into Thursday's paper by all means. There's no way we're going to do that."

Barbara Grattan: "The deadline was yesterday."

Supervisor Kozakiewicz: "So- in absence of doing that, we're never going to meet the 10 day period for the deadline. So- "

Councilman Lull: "You're going to meet it if you do it in Newsday. But you still have the problem- the hearing."

Supervisor Kozakiewicz: "Well, we'd only be able to have the hearing. We wouldn't be able to vote on the application in any event."

Councilman Lull: (Inaudible)

Supervisor Kozakiewicz: "Yeah. Well, I think the only thing we can do at this point in time is push the resolution through the way it is and call for the public hearing. I just wish I had noticed this earlier."

Councilman Lull: "I would like to see it amended. I would try and say that the public hearing will be held on- whatever it is, the 16th is it- 15th?"

Supervisor Kozakiewicz: "15th of July. But we don't have times, we don't know what's available- we're fighting a losing battle here."

Barbara Grattan: "I think that meeting's in Wading River, correct?"

Supervisor Kozakiewicz: "That's correct."

Councilman Lull: "If we get it, fine; if we don't get it- I mean, if we let it go at this date and they can work out something, they can get it done, then we're now at the second meeting in August, we have this meeting, the second meeting in August- "

Supervisor Kozakiewicz: "I understand that."

(Inaudible comment)

Supervisor Kozakiewicz: "We may have a need to do one, yes. We can amend it at that time."

(Some inaudible comment among the Board members)

Supervisor Kozakiewicz: "Well, there would not be a decision rendered on the 15th. That's why I'm saying leave it for the way it is now. I'll have a conversation with Mr. Tunis and if we can do something Thursday we may have a need to hold a special on an issue. So, leave it the way it is, let's vote on it."

Barbara Grattan: "Okay."

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

Resolution #768

Councilman Densieski: "Approves a temporary banner of Linens and Things. So moved."

Councilwoman Sanders: "Discussion."

Supervisor Kozakiewicz: "I need a second."

Councilwoman Sanders: "Second."

Supervisor Kozakiewicz: "Discussion."

Councilwoman Sanders: "I know you didn't get a chance to but do we have an opportunity to revisit this-- by asking- what we're trying to do is rather than have all of these temporary signs everywhere at the Riverhead Center do something- I think it was your suggestion or somebody suggested that we do something similar to what Tanger did and had one facility where everyone came to apply for whatever openings there were."

Supervisor Kozakiewicz: "We can certainly revisit it. I think the difference between this facility and Tanger was Tanger has an office, headquarters in there where they have basically an operational headquarters where they could deal with this stuff. I'm not sure- well, there is nothing like that at the Home Depot center currently as far as an overall headquarters. Yeah. Right. Yeah."

Councilwoman Sanders: "All of them, Linens and Things, Krispy Kreme, they all want to have- put their now hiring, grand opening, coming soon signs- "

Councilman Densieski: "They're entitled by the Town Code."

Councilwoman Blass: "I was just thinking maybe even something as simple as a gazebo temporarily to have just somebody, you know, stay there not necessarily a permanent location but something that would allow for applications to be received--"

Councilman Densieski: "Does the Town Code even allow for temporary gazebos to have office space?"

Councilwoman Blass: "I was just thinking- "

Supervisor Kozakiewicz: "I think for the purpose of today we have a resolution on. I did not get an answer from Tanger but I know Tanger has the operational headquarters where they operate out of. I think either let's take this up today, if there's a desire to vote no, but I mean I'll certainly come back to them and we'll have a further discussion."

I know that anyone who's watching a couple weeks back, they had a Newsday article with respect to the amount of retail on Route 58 and the fact that there is a dire need to hire for these businesses and this is an indication of the fact that there is this need."

Councilwoman Blass: "With each of the businesses that are opening and each hanging a banner saying that they're hiring and, you know, at some point there's a- "

Councilman Densieski: "It's true but they are temporary and it is allowed in the Town Code."

Supervisor Kozakiewicz: "I agree that they're probably not what we want to see aesthetically but, you know, there's also apparently a real need to gain employees. My suggestion would be to let's vote on it. If we find a solution that's better and more aesthetic let's say for the site, let's see if we can arrive at it. Vote, please."

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

Resolution #769

Councilwoman Blass: "This resolution approves the temporary banner of Linens and Things, that's the now hiring sign. 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 #770

Councilman Lull: "Approves the temporary banner of Linens and Things for their grand opening. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "One month only. Yes."

Councilman Densieski: "Yeah."

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

Resolution #771

Councilman Densieski: "Approves the temporary- how come I got the Krispy Kreme- "

Councilwoman Sanders: "Do we have to tell you?"

Councilman Densieski: "Approves the temporary sign for Krispy Kreme, now accepting applications. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #772

Councilman Lull: "Approves the temporary sign for Riverhead Centre, an available building pad. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "This is- just on discussion. They have an available pad, site, and they're asking for a temporary sign put up to let people know there is a site available. Vote, please."

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

Resolution #773

Councilman Densieski: "Approves a temporary sign for Riverhead Centre for the construction financing. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "This reminds me of the one I believe Timothy Hill had attempted and requested that we entertain and I don't think I supported that one and I won't support this one. No."

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

Councilwoman Blass: "No. The construction financing- the project has been ongoing and it seems to be sort of late in the game to put up the financing sign. I'm going to vote no."

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

Councilman Densieski: "Well, the Town Code allows them to do this and also I appreciate the fact that businesses are now coming in and requesting these applications other than just putting them up. So businesses that just put them up get to have them up and the businesses that come in and are allowed to do it by Town Code are not going to be allowed. I don't think that makes sense. So I'm going to vote yes."

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

Councilman Lull: "I agree with Rose. The question about the Timothy Hill was a serious question but then that was because- in part, that that was a sign that was asked to be up for 18 months. This one will be up until October. So I vote yes."

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

Supervisor Kozakiewicz: "I vote yes. I am however likewise concerned about the number of signs that are going to be up there and what it's going to look like if it keeps going in this direction. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #774

Councilman Densieski: "Approves the sign permit of Boulder Creek. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "It concerns me that the ARB- had not approved the sign permit and this resolution is overruling the ARB and

I don't feel comfortable doing that, so I'm going to vote no."

The Vote (Cont'd.): "Blass, no; Densieski."

Councilman Densieski: "This is not a temporary sign. This is a permanent sign that says take out. I don't think we allowed anybody else, I don't think we should allow it here. I'm going to also vote no."

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

Councilman Lull: "And I'll vote no."

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

Supervisor Kozakiewicz: "Likewise, I believe that the ARB's decision which was to deny this application as an unnecessary sign and not allowed elsewhere was correct and I would support them by not allowing it to be superseded by the Town Board."

Councilman Densieski: "Mr. Supervisor- we've had a lot of sign permits, applications, and it sounds like we all want to see something done. I think we should put it on a work session fairly soon and do a sign ordinance that we've been working on. Let's get that back in gear and maybe we should think about adopting that."

Supervisor Kozakiewicz: "Agreed."

Barbara Grattan: "That resolution is not adopted."

Resolution #775

Councilman Lull: "Approves the sign permit of Par East Mortgage Company. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "For those same reasons, no."

The Vote (Cont'd.): "Blass, no; Densieski."

Councilman Densieski: "Okay. I don't have a picture. Does anybody have a picture- "

Supervisor Kozakiewicz: "Yes, I do."

Councilman Densieski: "I don't."

Supervisor Kozakiewicz: "It's on East Main Street. 30 East."

Councilwoman Blass: "The ARB had actually asked them to resubmit a different configuration."

Councilman Densieski: "Yeah. I recall. Thank you, Barbara. And I agree with my colleagues. I'll also vote no."

The Vote (Cont'd.): "Lull, no; Kozakiewicz."

Supervisor Kozakiewicz: "Also, no. I agree that this sign would be not in fitting with the other signs at this particular building and I agree with the ARB findings."

Barbara Grattan: "The resolution is not adopted."

Resolution #776

Councilwoman Blass: "This resolution approves the sign permit of Saladino & Hartill, LLP. So moved."

Councilman Densieski: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "Discussion. Is there the possibility for resubmitting this? Why would- "

Supervisor Kozakiewicz: "Well, I had a chance to speak with the ARB on this one and I'm not sure if it was clear what their reasons for denial was. This is a law office sign. I think what they're looking to do is instead of establishing a panel board below the law office sign, chains, and I'm not sure if maybe there was a misunderstanding and whether this is something that we could go back to the applicant and say is this something that you can work with the ARB on before we vote because I don't know if we want- I think we

probably want to support the ARB on this, too. I think there's a rationale for why they are doing this but- "

Councilman Lull: "But I'll move to table."

Supervisor Kozakiewicz: "Okay. Is there a second?"

Councilwoman Sanders: "Second."

Supervisor Kozakiewicz: "Vote, please."

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

Councilman Densieski: "The Architectural Review Board did not approve this because of the chains?"

Supervisor Kozakiewicz: "What they're trying to avoid is as the office expands and grows, they can add partners or associates' names to the sign. But when they're not there, there's not this big empty board with blank spaces on it. And I'm not sure whether we really can do this on the sign code. I really didn't have a chance to review this. There's a lot of issues I had and I just had a discussion with the ARB but I didn't have a chance to follow up and fully explore where we are legally on this."

I think it would be better to table."

(Some inaudible discussion among the Board members)

Supervisor Kozakiewicz: "Okay. Yeah. I didn't have all the answers and that's why I felt it would be better to table it and fully understand what we're dealing with. It's already in the middle of a vote to table."

Barbara Grattan: "Your vote?"

Councilman Densieski: "My vote?"

Barbara Grattan: "To table."

Councilman Densieski: "I saw the sign. I don't know, I thought it was really nice. My colleagues think we should table it for further discussion. I'll agree and say yes."

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

Resolution #777

Councilman Densieski: "Authorizes the release of a security bank check for 1998 Peconic LLC, Mr. Chris Elliot. 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 #778

Councilman Lull: "Amends Resolution 143. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "I'm just curious that with all the seminars that we send our employees to, it amazes me that none of them are rarely ever in Long Island with all the people here. But I'll support it. Yes."

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

Resolution #779

Councilman Lull: "You know how much it costs to hire a hall?"

Councilman Densieski: "Good point."

Councilman Lull: "Authorizes attendance of police officer to attend the DARE Junior High School courts at Ft. Indiantown Gap, Annville, Pa. 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 #780

Councilman Densieski: "Authorizes the Town Supervisor to accept and execute a drainage easement in favor of the Town of Riverhead. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #781

Councilman Densieski: "Accepts the draft environmental impact statement supporting the Town of Riverhead comprehensive master plan. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass."

Councilwoman Blass: "Yes. I'd just like to clarify that we have not had the hearing on this plan but this is accepting the document as complete according to the scope of issues. So it's not about content or anything. It's acceptance for completeness. My vote is yes."

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

Resolution #782

Councilman Lull: "Accepts the draft environmental impact statement supporting the special permit petition of North Shore Farms and authorizes the Town Clerk to publish and post notice of public hearing. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, no; Blass."

Councilwoman Blass: "I'm actually voting no on this because I specifically made some requests during the scoping hearing that I wanted some further information about the pre-disturbance or conditions that existed prior to the disturbance of the site and I had hoped that we would have gotten some more information as to what was there before the clearing activity took place. So I'm voting no."

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

Councilman Densieski: "I would like to hear what's going to be said at the public hearing. I'll vote yes."

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

Councilman Lull: "I'm going to vote yes, too. I hope that was Barbara is driving at is discussed at the public hearing."

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

Resolution #783

Councilwoman Blass: "This resolution 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 owned by Avery E. Young. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "Another 54 acres. Yes."

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

Supervisor Kozakiewicz: "This is going to be August 5th, 2:25 and as indicated, 54 acres. I think the one thing that we don't have

in here and we've got to make sure we have the public hearing is what the zoning is. But it's 54 acres and it's Avery Young and it's \$33,000 an acre. I vote yes for the public hearing."

Barbara Grattan: "The resolution is adopted."

Resolution #784

Councilman Lull: "I have a question, Bob. On the public notice- how could that be?"

Supervisor Kozakiewicz: "The 15 should be strike through and the 25 should be underlined."

Councilman Lull: "Underlined, okay. With that change, the 15- on the public notice, the \$15 is underlined- excuse me, struck out, and the 15- the 25 underlined. I'll get it straight.

Authorizes the Town Clerk to publish and post a public notice for a public hearing regarding an amendment to Chapter 58 of the Riverhead Town Code entitled Dogs."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Sanders: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #785

Councilman Lull: "Approves the application of ABC Carpet and Home, Tanger. So moved."

Councilwoman Sanders: "And seconded."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Guys, it's been a tough day today, huh? Too hot? Second from Sanders. She just beat you. Moved and seconded."

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

Kozakiewicz, yes. The resolution is adopted."

Resolution #786

Councilman Densieski: "Adopts a local law amending Chapter 108 entitled Zoning of the Riverhead Town Code, the Agricultural Worker Housing. 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 #787

Councilwoman Blass: "This resolution classifies action and declare lead agency on the special permit of Martin Rosen and refs petition to the Planning Board. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass."

Councilwoman Blass: "I'm a little bit concerned about the SEQRA determination on this. I'm going to abstain."

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

Councilman Densieski: "We're referring this to the Planning Board. I'm going to vote yes."

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

Resolution #788

Councilman Lull: "Appoints a beach attendant/concession stand operator to the Riverhead Recreation Department. So moved."

Councilwoman Blass: "An seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #789

Councilwoman Blass: "Oh, that's me. Appoints a recreation specialist to the Riverhead Recreation Department (inaudible)."

Supervisor Kozakiewicz: "Sooner or later we're going to- "

Councilman Densieski: "Probably dreaming about the Suffolk Theatre."

Supervisor Kozakiewicz: "The balcony?"

Councilwoman Blass: "We're going to address that at some point soon. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "That's a lovely shade of red, Barbara. Yes."

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

Resolution #790

Councilman Densieski: "Appoints a lifeguard at the Suffolk Theatre balcony- oh, wait a minute- excuse me. Appoints a lifeguard Level I 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 #791

Councilwoman Sanders: "Appoints a lifeguard Level I 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 #792

Councilman Lull: "Appoints a part time assistant recreation leader to the skatepark to the Riverhead Recreation Department, that being Jonathan Lorello. 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 #793

Councilman Densieski: "World Trade Center memorial fund budget adoption. 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 #794

Councilwoman Sanders: "PAL fund 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 #795

Barbara Grattan: "795, bills."

Councilman Densieski: "Moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded. Okay. Did you say?"

Councilwoman Sanders: "No. They volunteered me. Yes."

Supervisor Kozakiewicz: "There is a second. Moved and seconded."

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

Supervisor Kozakiewicz: "That concludes Resolutions. Open comment period. No, no, we've got open comment. Anybody wishes to get up. Sid Bail. Five minute rule."

Sid Bail: "Thank you. I have two areas that I just want to briefly make a comment on. One was a question also. Variances. At your last work session, you were discussing the possibility of changing the procedure for notification and it's- I think most of the towns do do this. And I think it's a good thing. You discussed some of the pitfalls, you know, of it and like everything, you know, it- you know, there are some disadvantages of it.

And I think it would be a definite improvement, you know, over the existing situation, and I think- "

Councilman Densieski: "Which variation are you approving of?"

Sid Bail: "Notification of people. Yeah, and you guys, I guess, are doing the immediate neighbors and you were- "

Supervisor Kozakiewicz: "Contiguous neighbors."

Sid Bail: "Contiguous, right. And I think in Brookhaven town it's like within a- a radius of 200 feet, etc. And whichever, you know, it's an improvement over the existing situation because it puts- if it's contiguous neighbors, I'm sure they're going to let their neighbors know if something is going on."

Supervisor Kozakiewicz: "I'm not sure that's always true. That's why I raised that question."

Sid Bail: "All right. Well, then a 200 foot radius. But I think the system as it is now really does leave something to be desired and I don't think it would put an onerous burden, you know, on anyone."

Councilwoman Blass: "We did have this discussion at the work session and I was asked to follow up with the chairperson of the zoning board of appeals and Southold has the adjoining and abutting properties requirement and they make the assumption or it's stated in the code itself that you assume that the roads do not exist. So anyone across the street would be considered an adjoining or an abutting property owner. Shelter Island does the 200 foot radius and I sent copies of the actual codification to the chairperson of the zoning board for his comment. He actually thought it was a good idea. He wanted to look at the language to determine whether he, you know, what he thought would be more appropriate for our situation here in Riverhead. But we probably will take it up at sometime in the near future."

Sid Bail: "The second thing is kind of a question. This may sound a little bizarre but this has been such an orderly meeting. I- it's not customary so you've got to put a bizarre note into it. Helicopters. I know a couple years ago Councilman Densieski was asked to look into helicopter flights, etc., helicopter traffic. I know you wrote a letter, you said a letter that you got back from the FAA. But there's been a lot, it seems like there's an unusual pattern in terms of like- I'm not paranoid, I don't think, but small helicopters, you know, circling like in Wading River, Calverton area and- "

Councilman Densieski: "Maybe a little paranoid."

Sid Bail: "You know, like rumors are circulating that these are helicopters that are used for like checking on building violations, code violations, things like that."

Supervisor Kozakiewicz: "Man, that sounds like a good idea."

Sid Bail: "I don't want to put- but it's not your normal helicopter that just flies over. It's not a crop dusting helicopter. It's a- "

Councilwoman Blass: "Mr. Supervisor, if I could comment. I had received a couple of calls from some individuals in Aquebogue who were complaining about this as well and in fact I contacted Councilman Densieski for a contact at the FAA. He gave me that letter that you had sent to that individual. I have sent him another letter and provided him with a copy of that correspondence dating from back in the year 2000 and we're awaiting a reply as to whether there's a minimum altitude that helicopters have to fly at as well as particular traffic patterns that we should be aware of because I don't know if any of the other Board members have received complaints but I have from particular residents and- "

Sid Bail: "I don't know if any of these copters also are military copters. And I observed one today, a very small copter, dark colored. I can't swear that it was like green, etc., I don't want to seem unpatriotic and all. But you wonder, the maneuvers. It's not your standard, you know, they're flying across the north shore type of maneuver. And- "

Supervisor Kozakiewicz: "So you'll let us know- "

Councilwoman Blass: "I will. Yes, if we get a reply."

Sid Bail: "Surveying what?"

Councilman Lull: "Of the Sound."

Sid Bail: "Okay, Long Island Sound?"

Councilman Lull: "Yeah. I heard that."

Sid Bail: "That might be- "

Councilman Lull: "But I don't know."

Sid Bail: "But if you don't see me at the next meeting in Wading River- "

Supervisor Kozakiewicz: "The helicopters were replaced by alien ships."

Sid Bail: "They got me. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address us open comment? Not seeing anybody, thank you for coming out. Enjoy your July 4th. Have a safe one. Thank you."

Meeting adjourned: 9:25 p.m.

*Barbara Stratton
Town Clerk*