

Minutes of a Town Board Meeting held by the Town Board of the Town of Riverhead at the Senior Citizen Human Resource Center, Shade Tree Lane, Riverhead, New York, on Tuesday, September 16, 2003, at 2:00 p.m.

PRESENT:

Robert F. Kozakiewicz,	Supervisor
Edward Densieski,	Councilman
James Lull,	Councilman
Barbara Blass,	Councilwoman
Rose Sanders,	Councilwoman

ALSO PRESENT:

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

NOT PRESENT:

Dawn Thomas, Esq.,	Town Attorney
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Supervisor Kozakiewicz called the meeting to order at 2:03 p.m.

Supervisor Kozakiewicz: "Let the record reflect that the time of 2:03 in the afternoon has arrived. We are here in the Senior Center for a meeting that was called for 2003. I just want to call the meeting to order for the meeting that was noticed for two o'clock. Pledge of Allegiance please."

The Pledge of Allegiance was recited.

Supervisor Kozakiewicz: "All right. Is there a motion to approve the minutes of September 3, 2003?"

Well, I was just questioning that. Did we get Rolfe's name correct yet?"

Supervisor Kozakiewicz: "Okay. Very good. I thought so, but I just want to make sure."

Councilman Lull: "Therefore, so moved."

Supervisor Kozakiewicz: "Is there a second?"

Barbara Grattan: "I thought you got up to second it."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Densieski: "No. I was just moving."

Supervisor Kozakiewicz: "Is there a second?"

Councilwoman Blass: "For the minutes?"

Supervisor Kozakiewicz: "For the minutes, yes."

Councilwoman Blass: "Yes. Seconded."

Supervisor Kozakiewicz: "Moved and seconded. Vote."

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

Barbara Grattan: "The minutes are approved."

Supervisor Kozakiewicz: "Reports, please."

Barbara Grattan: "Do you want to tell them about Operation EDITH?"

Supervisor Kozakiewicz: "Well, if Mr. Bruce Johnson will show up, we'll do that."

REPORTS:

Police Department Monthly report for June 2003

Juvenile Aid Bureau Monthly report for August 2003

Barbara Grattan: "That concludes Reports."

Councilwoman Blass: "Mr. Supervisor, I just wanted to mention that the Town Board is reconvening tomorrow at nine o'clock to discuss or continue our discussions on the Master Plan."

Supervisor Kozakiewicz: "Right. Nine o'clock in the morning. Yes. Applications, please."

APPLICATIONS:

Shows & Exhibition
Permits

Martha Clara Vineyards -
9/14/03, Octoberfest

Riverhead Foundation for
Marine Research - 10/25/03,
5-K Run for the Ridley

Riverhead Charter School -
10/16/03 through 10/19/03,
Carnival

Northeast Organic Farming
Association - 10/12/03,
Nora Expo & Food, Music
Festival

Barbara Grattan: "That concludes Applications."

Supervisor Kozakiewicz: "All right. And I see
there's no Correspondence. Is that correct?"

Barbara Grattan: "Nothing."

Supervisor Kozakiewicz: "Any Committee Meeting
Committee Notes?"

Councilman Densieski: "No, sir. Just a question.
Is Cablevision coming today?"

Supervisor Kozakiewicz: "I left a message before I
left. So I -- unless you have any information, I don't."

Councilman Densieski: "No."

Supervisor Kozakiewicz: "I mean, we have a schedule
posted before the year begins. It's an adopted resolution."

Councilman Densieski: "Yeah."

Supervisor Kozakiewicz: "We provide them a copy
of the time of the minutes. I did leave a note though

before I left to come here that we should double-check with Cablevision. All right. Any other things?"

Councilman Lull: "Yeah."

Supervisor Kozakiewicz: "You want to talk about S.T.O.P. Day? Just remind the public of S.T.O.P. Day."

Councilman Densieski: "Yeah. September 27th is our final S.T.O.P. Day of the year at the Youngs Avenue Landfill, and it starts at, I believe, eight o'clock in the morning."

Supervisor Kozakiewicz: "Okay. And goes through to three. That is correct."

Councilman Densieski: "Right."

Supervisor Kozakiewicz: "Thank you. Okay."

Councilman Lull: "And, Bob, we had the two meetings yesterday of the Anti-Bias Task Force. What I did was, based on the problems that some people have getting to evening meetings or afternoon meetings, we scheduled one for each. And we had one in the afternoon and one in the evening, Councilwoman Sanders and myself, and we sat with about twenty or so people who are interested in our desire to reopen or reawaken the Anti-Bias Task Force.

We will have probably a list of Task Force members for the Town Board at the first meeting in October. Is there anything else, Rose, that -- "

Audience Member: "Are the microphones on?"

Councilwoman Sanders: "You can't hear him?"

Supervisor Kozakiewicz: "Oh, are they not working?"

Audience Member: "Part of them aren't on."

Supervisor Kozakiewicz: "You couldn't hear him?"

Audience Member: "No, I could not hear him.

Barbara, could you just summarize what he just said?"

Supervisor Kozakiewicz: "Well, why don't I repeat it. What Jim talked about was there was a meeting of the Anti-Bias Task Force, two meetings in particular. And some people are having difficulty making meetings during the day, some are in the night, so he is going to do it both times, if I'm correct."

Councilman Lull: "Yeah."

Supervisor Kozakiewicz: "Both Jim and Councilwoman Sanders conducted the meeting to gain an interest in establishing or reestablishing an Anti-Bias Task Force, and the indication for the hope is that we will have a list of people who will serve on the Anti-Bias Task Force at our first meeting in October of 2003.

Any other Committee Notes?"

(There was no response.)

Supervisor Kozakiewicz: "Okay. Today we have no

public hearings either. Today is going to be, hopefully, a little bit of a briefer day than sometimes our Town Board meetings run.

So we'll open it up at this time to comments on Resolutions, if anybody would like to address us with respect to Resolutions that are coming up for this afternoon.

We do have one that is coming off the table, if my recollection is correct, which is to authorize the purchase of development rights from the Harbes Farm. This is a matter where a public hearing was held a while back. We had tabled it to address some particular issues involving this acquisition; and it's our intention, hopefully, if there is someone who will be willing to move this, to take what's Resolution 816, which was originally on the July 15, 2003 agenda, off the floor and to vote upon that particular offer of sale."

Councilman Lull: "That is the 30 acres or so?"

Supervisor Kozakiewicz: "Thirty-three (33) acres to be exact, yes. Is there a -- that's it for Resolutions.

Is there anybody who would like to address us on Resolutions?"

(There was no response.)

Supervisor Kozakiewicz: "Not seeing anybody wishing

to do so, we'll take up Resolutions.

Barbara Grattan: "Resolution #1031, Councilman Densieski."

Councilman Densieski: "1031 approves the temporary sign permit of Borders, Borders Books & Music Cafe, now open. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. Resolution #1032, Councilman Lull."

Councilman Lull: "Approves the temporary sign permit of J&R's Steakhouse. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders -- "

Councilman Sanders: "I have a question, Mr. Supervisor. Can you tell me the difference between 32 -- 1032 and 1033?"

Supervisor Kozakiewicz: "Yes. One is a temporary sign permit for the actual Steakhouse itself and the other is for a 'Now Hiring' sign."

Councilwoman Sanders: "And then there's another resolution later on in the package, I think it's 49, for a -- "

Supervisor Kozakiewicz: "For a permanent sign."

Councilwoman Sanders: " -- permanent sign."

Supervisor Kozakiewicz: "Correct."

Councilwoman Sanders: "So why would we approve the temporary and approve the permanent?"

Supervisor Kozakiewicz: "I don't think they were expecting us to get to the permanent today. But if you want to take up the permanent today and address it, then we can do it that way. If we want to -- I was trying to couch the bets a little bit here, to be honest."

Councilman Densieski: "Okay."

Supervisor Kozakiewicz: "So if there's any reservations on the permanent sign, we'll take up the temporaries and hold off on the permanent, unless you want to take up the permanent."

Councilman Densieski: "Yeah. Mr. Supervisor -- "

Supervisor Kozakiewicz: "Yes."

Councilman Densieski: " -- I was going to recommend that, because I have not seen the permanent sign. So possibly could we table that one for two weeks and approve

or at least vote on the temporaries, because I have not seen the permanent sign yet."

Supervisor Kozakiewicz: "Is that what the Board's desire is to do?"

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

Supervisor Kozakiewicz: "Because that way we can get them open for business in the meantime, and we can take up the permanent later. Okay?"

Councilwoman Sanders: "Yes, acceptable."

Supervisor Kozakiewicz: "Great. All right. So let's take up 1032. Was that the one?"

Councilwoman Sanders: "I believe I seconded it, yes."

Supervisor Kozakiewicz: "Okay."

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

Barbara Grattan: "The resolution is adopted. Resolution 1033, Councilwoman Sanders."

Councilwoman Sanders: "Approves the temporary sign permit of J&R's Steakhouse for a 'Now Hiring' sign. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. Resolution 1034, Councilman Densieski."

Councilman Densieski: "Approves the temporary sign permit of Richmond Realty, for the future home of First Choice Medical. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1035, Councilman Lull."

Councilman Lull: "Approves a temporary sign permit for a Shoe Clearance Sale for Banana Republic. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1036, Councilwoman Sanders."

Councilwoman Sanders: "Approves the application of the Riverhead Foundation for Marine Research & Preservation."

So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1037,
Councilwoman Blass."

Councilwoman Blass: "This application is an approval
for the Riverhead Charter School for conducting a carnival.

So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "And moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1038,
Councilman Densieski."

Councilman Densieski: "Approves the application of
Harbes Family Farm, LLC, for hayrides. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1039,

Councilwoman Blass."

Councilwoman Blass: "This resolution appoints a Recreation Specialist to the Riverhead Recreation Department. That person is Karen Fellows. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1040, Councilman Lull."

Councilman Lull: "Appoints Richard Campbell as a Recreation Specialist in the Recreation Department. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. Resolution 1041, Councilwoman Blass."

Councilwoman Blass: "Motion to table Resolution #1041."

Councilwoman Sanders: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded to

table."

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

Barbara Grattan: "The resolution is tabled. Resolution #1042, Councilwoman Sanders."

Councilwoman Sanders: "Accepts the offer of sale of property owned by AJDN Realty Corp., 30 acres. So moved."

Councilwoman Blass: "Seconded with an amendment, please."

Supervisor Kozakiewicz: "Seconded. Moved and seconded. And motion to amend?"

Councilwoman Blass: "Yes, sir. I believe we have been asked, and it's a good practice, to reference the Zoning in the resolution, and this is Residence C. So an amendment to the first Whereas clause, such real property more particularly described as Suffolk County Tax Map Number ... after that, comma, and parcel zoned -- which parcel is zoned Residence C."

Supervisor Kozakiewicz: "Comma, which -- "

Councilwoman Blass: "Which parcel is zoned ... "

Supervisor Kozakiewicz: " -- parcel is zoned Residence C. Okay."

Councilwoman Blass: "I second it with that

amendment."

Supervisor Kozakiewicz: "Is there a second to that amendment?"

Councilman Lull: "Yes."

Supervisor Kozakiewicz: "Okay. Vote on the amendment."

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

Supervisor Kozakiewicz: "Okay. And then now I guess we still have to vote on the resolution as amended."

Barbara Grattan: "Yes."

Supervisor Kozakiewicz: "Okay. And that has been seconded."

The Vote: "Sanders, yes; Blass -- "

Councilwoman Blass: "And seconded, yes."

The Vote (continued): " -- Blass, yes; Densieski, yes; Lull, yes; Kozakiewicz, yes."

Barbara Grattan: "The resolution is adopted. Resolution #1043, Councilwoman Blass."

Councilwoman Blass: "This resolution is a General Fund budget adjustment. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass, yes; Densieski, no; Lull, yes, Kozakiewicz, yes."

Barbara Grattan: "The resolution is adopted. Resolution 1044, Councilman Lull."

Councilman Lull: "Is a budget adjustment in the Riverhead Scavenger Waste 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."

Barbara Grattan: "The resolution is adopted. 1045, Councilman Densieski."

Councilman Densieski: "This is a Highway 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."

Barbara Grattan: "The resolution is adopted. 1046, Councilwoman Blass."

Councilwoman Blass: "This is a budget adjustment in the Riverhead Sewer District. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1047,
Councilman Lull."

Councilman Lull: "Is a budget adjustment for the
Horton Avenue Playground Project. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1048,
Councilwoman Sanders."

Councilwoman Sanders: "Approves a request for
extension of a leave of absence. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1049,
Councilman Densieski."

Councilman Densieski: "Appoints a Volleyball
Official to the Riverhead Recreation Department, and that

is Frank Phillips. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1050,
Councilman Lull."

Councilman Lull: "Appoints Don Devereaux as a
Fill-In Volleyball Official. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted.
Resolution 1051, Councilwoman Blass."

Councilwoman Blass: "This resolution appoints
Jessica Serrano as a Volleyball Official. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1051,
Councilman Lull."

Councilman Lull: "Approves the application of Riverhead Building Supply for a Tent Sale. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders -- "

Supervisor Kozakiewicz: "Actually -- yeah, I heard a comment from the side. We have two 1051's. So this one should be 1051(a)."

Barbara Grattan: "Oh, boy. Can we do that?"

Supervisor Kozakiewicz: "Sure."

Barbara Grattan: "Good."

Supervisor Kozakiewicz: "I've seen it done before."

Barbara Grattan: "1051(a)."

Supervisor Kozakiewicz: "All right."

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

Barbara Grattan: "The resolution is adopted. 1052, Councilman Densieski."

Councilman Densieski: "Accepts offer of sale of development rights for Avery Young. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass -- "

Councilwoman Blass: "Mr. Supervisor, again, I didn't catch it in time, but this parcel should be referenced as being zoned Agriculture A."

Supervisor Kozakiewicz: "Ag A, right. Okay. This parcel is zoned -- so are you going to move -- make a motion to amend?"

Councilwoman Blass: "To amend, yes."

Supervisor Kozakiewicz: "Is there a second to amend?"

Councilwoman Sanders: "Second."

Supervisor Kozakiewicz: "Okay."

Barbara Grattan: "Okay. Where are we putting this?"

Supervisor Kozakiewicz: "It's going to be the same thing. First Whereas, at the end of that paragraph, comma, which parcel is zoned Agriculture A."

Barbara Grattan: "Okay."

Supervisor Kozakiewicz: "So there was a motion, a second to amend. Vote on the amendment, please."

Barbara Grattan: "And who did it? Densieski?"

Supervisor Kozakiewicz: "The amendment was by -- "

Barbara Grattan: "Blass?"

Supervisor Kozakiewicz: " -- Blass. A second by Sanders on the amendment."

Barbara Grattan: "Okay."

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

Supervisor Kozakiewicz: "Now, that was only on the amendment. So now we'll move the motion. We already have the resolution moved and seconded, so we'll vote on the resolution as amended. I know we're doing a little bit of a two-step here, but just to be sure. Vote on that, please."

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

Barbara Grattan: "The resolution is adopted.
Resolution 1053, Councilwoman Sanders."

Supervisor Kozakiewicz: "Wasn't there a motion to table this?"

Councilwoman Sanders: "Motion to table, yes."

Councilman Densieski: "Yeah, I would second it."

Supervisor Kozakiewicz: "Okay. Vote."

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

Supervisor Kozakiewicz: "Cautiously, I will say yes. I know there is a couple of issues that the rest of the Board wants to have addressed. Just to make sure we do get this done because the year is coming around to a new year, and I

want to make sure that new businesses will be privy when this happens. So yes."

The Vote (continued): " -- Kozakiewicz, yes."
Barbara Grattan: "The resolution is tabled.

Resolution #1055, Councilman Lull."

Councilman Lull: "Authorizes the Supervisor to execute an amendment to the Peconic Land Trust contract authorizing the design and implementation of a Land Stewardship Program for all development rights and Open Space parcels owned by the Town. So moved."

Councilwoman Blass: "And seconded with discussion. But, first, I have a question. Do we have a Resolution 1054?"

Supervisor Kozakiewicz: "Actually, I am realizing where the problem came in. 1051 was supposed to be 1052."

Councilman Lull: "Oh, yeah."

Supervisor Kozakiewicz: "And 1052 was supposed to be 1053, and 1053 was supposed to be 1054."

Barbara Grattan: "That's what happens. So why -- "

Supervisor Kozakiewicz: "That's what the benefits of an afternoon meeting are, aren't they?"

Barbara Grattan: "Well, when you rush around in the morning ... "

Supervisor Kozakiewicz: "Yeah."

Councilman Lull: "Why don't we change 1051(a) to 1052?"

Supervisor Kozakiewicz: "All right. Just to restate what we're doing, I'll go through this. It's not very complicated. 1051 should have been the subsequent number, which is 1052; just so that we're all following. 1052, which was the accepting of the offer of sale of development rights of Avery Young, which was the acquisition of 54 acres of real property in Aquebogue, should be 1053. And the Local Law, which we just tabled, which is Chapter 90, which was indicated to be 1053 in our packet, but it's also noted as 1054 on the agenda packet, should have been 1054."

Councilwoman Sanders: "Right."

Barbara Grattan: "Okay."

Supervisor Kozakiewicz: "Therefore, we are at 1055, which is the Peconic Land Trust contract."

Councilwoman Blass: "I do have -- "

Audience Member: "Are you basically saying that what was written here was right in the first place?"

Supervisor Kozakiewicz: "That's correct. Yes. Yes. Yes. Okay. 1055."

Councilwoman Blass: "I have discussion."

Supervisor Kozakiewicz: "Discussion. Was it moved and seconded yet?"

Board Members: "Yes."

Barbara Grattan: "Yes."

Supervisor Kozakiewicz: "Okay."

Councilwoman Blass: "Mr. Supervisor, in reviewing the contract, I would just like to ask what happens after the -- we add to the 850 acres? For example, today we have parcels that we are acquiring development rights from; and the particular contract that we're authorizing you to sign would not necessarily include stewardship of those parcels because they would not be included in this list. So I'm actually asking what happens subsequent."

Supervisor Kozakiewicz: "Counsel."

Sean Walter: "The way I have this -- the way we have this set up is that we're amending the contract, which expires January 1st of next year, and we put the 850 acres in there and a \$10,000 price tag, so that not to exceed. So that we know, roughly, what it's going to cost for those 850 acres."

In the next year, this will be incorporated, should the Board wish, into the Peconic Land Trust contract for the remaining parcels and to continue what they haven't finished,

because I don't think they're going to finish 850 acres in the next couple of months."

Councilwoman Blass: "Would it -- "

Supervisor Kozakiewicz: "So stated differently, would they take in -- anything that's happening in between now and then, they will continue to do -- "

Sean Walter: "I know they're not going to get to the 850 -- "

Supervisor Kozakiewicz: "Well, they're not going to get to the 850 acres this year anyway."

Sean Walter: "No, they're not going to get to it. So, you know, this was a way to sort of say the 850 acres, \$10,000; so we understand roughly -- put a monetary value on it. But they're not going to probably expend the \$10,000 either before the end of the year. And then we'll incorporate it all into the same contract."

Councilwoman Blass: "I guess my only suggestion was rather than enumerate the parcels for the purposes of the contract, put a cap on it, and use the hourly rate configuration, and just know -- knowing that each parcel that we acquire would be added to the list, as opposed to actually listing the 40 properties as part of this contract. That was my only suggestion. It's specific to these parcels

is my concern."

Sean Walter: "Right. Yeah, but I -- well, it is, but we could change that -- "

Supervisor Kozakiewicz: "Well -- "

Sean Walter: " -- if you so desire."

Supervisor Kozakiewicz: " -- you have a motion -- we have a resolution to move. Are you looking to amend the resolution? Are you looking to table the resolution? Are you looking to take other action on the resolution?"

Councilwoman Blass: "I think the third Whereas can be amended to just reference all parcels, as opposed to just the designated 850 acres and the 40 parcels."

Councilman Lull: "In the second line of the Whereas, the third Whereas, following the word 'parcels,' where it says 'these parcels,' you could simply add 'and other acquired parcels.'"

Councilwoman Blass: "And others ... that is another way of handling it. Sure."

Supervisor Kozakiewicz: "Well, this is only going to be -- when is this agreement valid for?"

Sean Walter: "It's January 1st."

Supervisor Kozakiewicz: "So how about -- how about, if we're going to get into scrivener'ship (sp), 'manage these

parcels and any other parcels acquired during 2003.'"

Councilman Lull: "Okay."

Councilwoman Blass: "Great."

Sean Walter: "So where are we putting that?"

After -- "

Supervisor Kozakiewicz: "In the third Whereas."

Councilwoman Blass: "Right after the words 'these parcels' and -- "

Supervisor Kozakiewicz: "Right after the words 'these parcels,' insert 'and any other parcels' ... of farmland, I guess it should say, to be exact. Any other parcels ... "

Councilman Lull: "No. Any other parcels acquired."

Supervisor Kozakiewicz: "No. 'Any other parcels acquired in 2003.' How is that?"

Councilwoman Blass: "Thank you. That is fine."

Supervisor Kozakiewicz: "Okay. Can we just move that one as amended and vote on it? Everybody happy with that?"

Councilwoman Blass: "Yeah."

Councilman Lull: "I will move that one as amended."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Okay. Vote, please."

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

Barbara Grattan: "The resolution is adopted. Now, are we going to go through it again or -- "

Supervisor Kozakiewicz: "No, we're done."

Barbara Grattan: "Okay. Resolution 1056, Councilman Densieski."

Councilman Densieski: "Authorizes the Town Clerk to post and publish a Public Notice for a Public Hearing regarding the creation of a Local Law amending Chapter 108 of the Town Code of the Town of Riverhead entitled 'Zoning' of the Board of Appeals Powers. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1057, Councilman Lull."

Councilman Lull: "Authorizes the commencement of litigation regarding repairs to the Route 58 Gravity Pipe. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."



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

Supervisor Kozakiewicz: "Yeah, just to explain on
this one quickly. There was some work that was done by a
contractor. There was damage to the sewer pipe caused by
the contractor, and we're looking to get the money back
that was provided to make those emergency repairs from that
contractor. And I vote yes."

The Vote (continued): " -- Kozakiewicz, yes."

Barbara Grattan: "The resolution is adopted. 1058,
Councilwoman Sanders."

Councilwoman Sanders: "Authorization to donate fixed
assets. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Barbara Grattan: "The resolution is adopted. 1059,
Councilman Densieski."

Councilman Densieski: "Authorizes the Town Clerk to
publish and post a 'Help Wanted' ad for a full-time laborer
in the Yard Waste Program. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders -- "

Councilman Densieski: "Discussion."

Supervisor Kozakiewicz: "Okay. Discussion."

Councilman Densieski: "I was under the impression that they were going to do this with part-timers instead or -- "

Supervisor Kozakiewicz: "Yeah. The -- it changed drastically as we went through the day with part-timers. If we did the three part-timers, we would be paying three hospitalizations."

Councilman Densieski: "Okay."

Councilwoman Blass: "Once they exceed ten hours per week."

Supervisor Kozakiewicz: "So the idea was to keep the arrangement on the weekends pretty much where it is now and have a full-timer there during the week, so we would only be paying one additional hospitalization for us."

Councilman Densieski: "Okay."

Councilwoman Blass: "It turned out to be more cost effective, you know, doing it this way."

Supervisor Kozakiewicz: "All right. Any other discussion?"

Councilman Densieski: "No."

Supervisor Kozakiewicz: "Vote, please."

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

Barbara Grattan: "The resolution is adopted. 1060,
Councilman Densieski."

Councilman Densieski: "Approves the application of
the Hallockville Museum Farm & Folk Life Center. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "With one change."

Councilwoman Blass: "My name?"

Councilman Lull: "Councilwoman Blass' name is
misspelled. Someone misspelled it, you know, in between
Densieski and Kozakiewicz."

Barbara Grattan: "That goes without saying."

The Vote (continued): " -- Lull, yes; Kozakiewicz,
yes."

Barbara Grattan: "The resolution is adopted.
I wonder how that happened. Okay. 1061, Councilman
Densieski."

Councilman Densieski: "Amends the site plan of the Bank of Smithtown branch, Wading River Plaza. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders -- "

Councilman Densieski: "Discussion."

Supervisor Kozakiewicz: "Discussion."

Councilman Densieski: "We did talk about -- at the work session, about saying that they do not go any brighter than the minimum which is allowed by the Banking Institute. Can we include that in there somewhere?"

Councilwoman Blass: "Actually, I think the Planning Department was going to investigate what the law actually said, so that we would -- we had a better understanding of what the requirements were by the Banking Authority."

Councilman Densieski: "Yeah."

Councilwoman Blass: "And I don't -- "

Councilman Densieski: "Because we're going from 400 to 1,000."

Councilwoman Blass: "Right. And we didn't get that information back, that I'm aware of anyway."

Supervisor Kozakiewicz: "Is there a motion to

Councilman Densieski: "Motion to table."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded to table."

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

Councilman Lull: "Glad you picked up on that."

Barbara Grattan: "The resolution is tabled. Resolution 1062, pay bills."

Councilman Densieski: "Moved."

Councilman Lull: "Second."

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

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

Barbara Grattan: "Resolution to pay bills, paid. The tabled resolution."

Councilman Densieski: "I would like to offer Resolution 816 which accepts the offer of sale of development rights for Edward Harbes and Monica Harbes. So moved."

Supervisor Kozakiewicz: "A second to take it off the table?"

Councilman Lull: "Yes, I will second to bring it off

the table."

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

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

Barbara Grattan: "The resolution is off the table."

Supervisor Kozakiewicz: "Okay. Now that it's off the table, is there a motion to move Resolution 816?"

Councilman Densieski: "Motion to move 816."

Councilwoman Blass: "Well, I think we need to amend this resolution in a similar fashion as we did the others."

Supervisor Kozakiewicz: "Right. This is also Ag A, right, or was this -- "

Councilwoman Blass: "It's Business G and Ag A."

Supervisor Kozakiewicz: "Business G? Okay. That's right. They have the Business G in there. Exactly."

Councilwoman Blass: "Business G and Ag A."

Barbara Grattan: "Densieski, did you -- did you second it, Lull?"

Councilwoman Sanders: "Seconded."

Councilman Lull: "I think Sanders is."

Barbara Grattan: "Oh, Sanders. Okay."

The Vote: "Sanders -- "

Supervisor Kozakiewicz: "So we're going to move it and then vote on it as amended. Correct?"

Barbara Grattan: "Right."

Supervisor Kozakiewicz: "Okay."

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

Barbara Grattan: "The resolution is adopted."

Supervisor Kozakiewicz: "I think that's it for Resolutions, correct? No surprises?"

Barbara Grattan: "That's it."

Supervisor Kozakiewicz: "You want to take a break, Bruce, and we'll make the presentation to you."

Bruce Johnson: "Okay."

Supervisor Kozakiewicz: "I'm going to ask him to come up and -- it's probably easiest if you stand right behind the table. Right?"

(Fire Marshal Bruce Johnson approaches.)

Supervisor Kozakiewicz: "We've done this the last few years. It's a Proclamation, which I am presenting today to the Fire Marshal, and what it's for is Operation EDITH, E-D-I-T-H. The acronym stands for "Escape Drills In The Home."

This is a program that has been instituted in the

Town of Riverhead through the Fire Chief's Council, including Jamesport Fire Department, Manorville Fire Department, Riverhead Fire Department, and Wading River Fire Department to teach this drill, the EDITH drill, during National Fire Prevention Week, which actually takes place later in October. And, in fact, this resolution will be declaring October 8, 2003, to be Operation EDITH Day; and what the program does is an effective method to create awareness for the need to install smoke detectors and to establish a planned route for a residential and commercial building.

with this Proclamation, so that you can get the word out there for October 8th. Thank you."

(Award presented.)

Bruce Johnson: "Thank you, Mr. Supervisor."

(Applause)

Bruce Johnson: "I'd just like to say on behalf of the Chief's Council and all of our volunteer fire safety educators that are teaching this program, not only on October 8th, but really, you know, throughout the year, I accept this on their benefit and wish them success this year in the continuation of the program. Thank you."

Supervisor Kozakiewicz: "Just a side note I had,

my ten-year-old and his friend, over at the house on the weekend, and they were actually talking about fire drills, so it's making an impact, and it was nice to hear. I was like, wow, it was interesting to hear the side-bar going on while we were doing other things. So it's definitely something that they're listening to and something that's being very effective in teaching our young children that this is something they have to be acutely aware of. So thank you."

Bruce Johnson: "Thank you."

Supervisor Kozakiewicz: "Okay. The Fire Marshal being here also reminded me, before we open it up for our general discussion, that we have been watching Hurricane Isabel this week and trying to keep an idea -- and, unfortunately, the camera will not be in a timely fashion, I think, to help out. But we did issue a press release, my office did, through myself, letting the residents know that we do have a hotline set up during this upcoming hurricane situation, which we hope will go northwesterly instead of northeasterly and avoid us and not give us the brunt. But we do have a hotline number, which is 727-3200 SOS, is the hotline number. We also have on the website, if you click onto the website and go to Emergency Preparedness,

you can also find information there.

Tomorrow night we will be meeting with the Fire Chiefs at 7:30, I believe it is, Town Board Room; and at that point in time all the Fire Services, the Chief of Police, myself, will be going through the Emergency Preparedness Plan, which if you recall, there was a plan adopted in the latter part of the 90s, which set forth a number of things, set forth the procedure where we can coordinate with fire coordinators and the various fire services, set up mechanisms for executive orders to issue in order to close down streets, if need be, or set curfews, compel evacuations. So we'll be going through that program tomorrow night at 7:30 with the Fire Chiefs.

That being said, at this point in time, open it up for public comment. We do have a five-minute rule. Anybody who would like to address the Board this afternoon? Joan Griffin."

Joan Griffin: "Good afternoon. Joan Griffin, Baiting Hollow. I've got a question from the 9/03 meeting about the cell tower or the monopole at Cherry Creek. At the public hearing back in the spring or the winter, we talked about a 130-foot pole, about 750 feet back or 750 feet -- 700 feet back from Sound Avenue; and it was changed

and passed at the last meeting for 150 feet and 1500 feet. Shouldn't another public hearing have been had being that the height of the pole changed?"

Supervisor Kozakiewicz: "Counsel, do you have -- I know this was something that you were involved with."

Joan Griffin: "The location changed to the betterment of the people -- "

Supervisor Kozakiewicz: "Right."

Joan Griffin: " -- coming away from Sound, but the pole height went up and not down. So ... "

Sean Walter: "The Town, in the Town Code in its Special Permit provisions, has the ability to modify Special Permit applications, based on the findings, the Town Board's findings; and, in fact, I believe that is what happened in this situation. And I actually understand that they did file a change to this, reflecting this, in the office of the Clerk, I believe. So this was -- these were modifications set pursuant to the Town Code."

Joan Griffin: "Okay. And my favorite question: Crown, what is the status on that?"

Supervisor Kozakiewicz: "They're still the same status. I have been a little busy. I guess I could pick up that phone and call them."

Joan Griffin: "Okay. Thank you."

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

Audience Member: "From Wading River or Brookhaven?"

Supervisor Kozakiewicz: "It's Wading River."

Audience Member: "It's Brookhaven. Brookhaven."

Sid Bail: "Sid Bail, Wading River, Brookhaven portion."

(Laughter)

Sid Bail: "I have three quick questions. One is about you had several temporary sign resolutions up. One of the things that I've noticed is like the proliferation of banners in lieu of signs. And a banner is considered a sign, is it not?"

Supervisor Kozakiewicz: "Yes. And, in fact, it gets back to where I've got to put the prod on Jim and ARB to get those final steps done with the Sign Ordinance and get that thing finalized because -- "

Sid Bail: "Well, I blame this on Jim Stark completely."

Audience Member: "Me too. I agree with you, Sid."

(Laughter)

Barbara Grattan: "Sid, he says he can't hear you,

so he can't hear you say it."

Supervisor Kozakiewicz: "He's ignoring you, Sid."

Sid Bail: "He is. Good. Well, he always ignored me, so that was good."

Jim Stark: "That is true."

Sid Bail: "Yes."

Councilwoman Sanders: "He heard that."

Sid Bail: "In terms of the resolution on the lighting of the bank, another issue has come forward. As I said before, we greatly appreciate the money and the time and effort that the Town put in redesigning the parking lot in Wading River down by the Duck Ponds. But some people have questioned the lighting. The lighting is obviously different than it was before. The lighting before was inadequate. This is not inadequate lighting.

So what I have been telling folks when they ask me questions about the difference is, it is my understanding that the new lighting conforms to the new Town Lighting Ordinance. Am I correct?"

Supervisor Kozakiewicz: "It should have."

Councilman Densieski: "It should have."

Sid Bail: "Yeah. No, no, no, no."

Supervisor Kozakiewicz: "It should have."

Sid Bail: "But that's what I've been telling folks.

Supervisor Kozakiewicz: "That is what it was designed to do."

Councilman Lull: "Yeah, that is the case."

Sid Bail: "Yeah, I'm saying that the Town -- "

Councilman Densieski: "Wasn't it on the application?"

Sid Bail: "Right. I know there's -- you know, I just -- just want to make you aware that that's what I've been telling people."

Supervisor Kozakiewicz: "Right. Okay. So you've been hearing issues that it's not bright enough?"

Sid Bail: "Well, you know, not a lot."

Councilwoman Sanders: "No, it's too bright."

Sid Bail: "But it is a different bright."

Councilwoman Sanders: "It's too bright."

Supervisor Kozakiewicz: "Oh, too bright. Too bright."

Sid Bail: "Yeah, but I'm not saying it in -- "

Supervisor Kozakiewicz: "Okay."

Sid Bail: "You know, it's -- I would like to think -- we would certainly be hypocritical if we were saying that 'X' business has to conform to this and the

Town doesn't."

Councilman Densieski: "Sure."

Sid Bail: "And that's -- that's the only thing I was pointing out to you."

Councilman Lull: "The other issue is the idea of escape lighting, how much of the lighting actually escapes the property."

Sid Bail: "Yes."

Councilman Lull: "Because it really is important. Lighting is important for safety. And as long as -- "

Sid Bail: "Oh, I -- you know -- "

Councilman Lull: "As long as you cut down the amount of light that escapes the property -- "

Sid Bail: "It's not my complaint."

Councilman Lull: "Yeah. Understood. Yes."

Sid Bail: "I'm just saying that it's out there."

Councilman Lull: "Okay."

Sid Bail: "One quick question. You were talking about the emergency measures, etc. What is the status of the Air Show? Is that still on?"

Supervisor Kozakiewicz: "The Air Show is still on."

Sid Bail: "Okay. Good. Good."

Audience Member: "It's up in the air."

(Laughter)

Supervisor Kozakiewicz: "That's what Isabel does,
but it's still on."

Sid Bail: "Good. Thank you very much."

Supervisor Kozakiewicz: "You're welcome. Anybody
else who would like to address the Board?"

(There was no response.)

Councilman Densieski: "Motion to adjourn."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "That was quick. All in
favor. Good night. Good afternoon. Thank you."

(This proceeding was concluded at 2:45 p.m.)

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*Barbara Leatham
Town Clerk*