

Minutes of a Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, on Tuesday, November 18, 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 allotted place and time, November 18th. The time is 7:03 p.m. We're at the second meeting in November noticed for 7:00.

Judge Gowan, since you're standing, would you lead us in the Pledge of Allegiance?"

(At this time, the Pledge of Allegiance was recited, led by Judge Gowan)

Judge Gowan: "Do we get to sing?"

Supervisor Kozakiewicz: "I've heard you, Judge. Is there a motion to approve the minutes of the November 5, 2003 meeting?"

Councilman Lull: "So moved."

Barbara Grattan: "How about the special Board, too."

Supervisor Kozakiewicz: "Oh, and the Special Board meeting. I'm sorry, of November 3rd. Thank you, Barbara. It's tough without glasses."

Councilman Lull: "I'll move both."

Supervisor Kozakiewicz: "You guys want to table?"

(Some inaudible discussion among the Board members)

Supervisor Kozakiewicz: "Do you want to table? Well, there was a motion, but there was not a second. There was a second?"

Councilman Densieski: "That's all right. You want to table it, it's fine."

Supervisor Kozakiewicz: "Withdraw it for now, okay. Because we had a little bit of problems getting them up on the internet and reading them. Okay. Go with the Reports. In never fails, huh? Technology."

REPORTS:

Tax Receiver	Utility collections report for October. Total money collected was \$321,729.08
Recreation Department	Monthly report for August, total collected was \$17,693.04
Juvenile Aid Bureau	Monthly report for October
Gary Kramer	After action report on the New York Air Show

Barbara Grattan: "That concludes Reports."

Supervisor Kozakiewicz: "Applications."

APPLICATIONS:

Parade Permit	Riverhead Lions Club for the Christmas parade on December 7 at 1:00 p.m.
---------------	--------------------------------------------------------------------------

Barbara Grattan: "That concludes Applications."

Supervisor Kozakiewicz: "Okay, and just a footnote on that. If it's a rain date or a snow date, that's December 14th, the following Sunday. And Correspondence."

CORRESPONDENCE:

Joe Gergela, Eve Kaplan, Jim
Tripp, Lyle Wells and Richard
Wines

Regarding the Master Plan

Barbara Grattan: "Short Agenda."

Supervisor Kozakiewicz: "Very good. Okay, before we get to public hearings, I just want to make a couple comments about some of the resolutions and then we'll get into the public hearings.

We have 1255 and 1256 are both calling for public hearings with regard to the acquisition of properties under the Farmland Open Space legislation. The notices that are in the book outside, incorrectly identify the date of the hearing as December 26th when, in fact, it should be December 16th. That's 1-6. There will be a motion to amend and we'll put the correct notice in the paper since the 16th is our second meeting in December.

1243, which is a resolution which was designed to establish the Calverton Sewer rents, I am going to ask the Board to move to table, as we still have some un- incomplete figures and, hopefully, we'll get to that on December 2nd.

There will be one resolution which I expect to come off the floor. That is a resolution which will authorize a payment to Miller Environmental based upon an emergency scenario. We had a boat sink at East Creek Marina.

That being the case and the time being 7:07 p.m.- unless there's Committee reports. I forgot. Any Committee reports?"

Councilman Densieski: "No, Mr. Supervisor, but I would just like to say now all the votes are tallied, I'd like to congratulate Supervisor-Elect Cardinale and I'd like to thank you, Mr. Supervisor, for serving with honesty, dignity and integrity for four years. And I appreciate working with you."

Supervisor Kozakiewicz: "Thank you. Okay. 7:07 p.m.- "

Councilwoman Sanders: "I have just one other- I'm sorry."

Supervisor Kozakiewicz: "Go ahead."

Councilwoman Sanders: "There is a Christmas concert that's scheduled at the Vail-Leavitt Theater and it was originally scheduled for December 11th. I believe the date has been moved to December 9th, and it will be a Christmas concert that's performed by the high school students and I think that would be a great opportunity for anyone to get out if they haven't been in the Vail-Leavitt and a great time of year for the kids to perform and they put on terrific concerts and it would be a great thing to share with the rest of the community. So I urge anyone who is available to get there and just listen to them."

Councilwoman Blass: "Do you know what time the performance- "

Supervisor Kozakiewicz: "I was going to ask. That's a Tuesday. Is that correct?"

Councilwoman Sanders: "That is- I believe it's a Tuesday and it's either 7 or 7:30 but there will be an announcement and check our web site to get the- check our web site and we'll give you the information. Thank you."

Supervisor Kozakiewicz: "With that said. Anything else? All right. Barbara, would you read the affidavits of publishing and posting for tonight's first public hearing?"

Public Hearing opened: 7:07 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 November 18, 2003, at 7:05 p.m. regarding the Riverhead Public Parking Improvement District No. 1 and authorizing the sale thereof to Suffolk Theater Enterprises, Inc."

Supervisor Kozakiewicz: "Okay. I'm going to let Judge Gowan take over from here and explain what the purpose of tonight's hearing is about and why we are looking for input from the residents and those in attendance tonight."

Judge Gowan: "Well, members of the Town Board, if you remember we entered into an agreement between the Town of Riverhead Community Development Agency and Suffolk Theater Enterprises for the sale of the old Suffolk Theater.

As part of that understanding, we intended to also acquire a part of the Riverhead public parking which is a smaller area to the north of the theater property. And the reason why we want that is because

we're going to extend the theater building as it now exists northerly in order to expand it to provide for such things as areas for backdrop, curtains, dressing rooms and the storage of stage equipment.

And we're also going to put in an orchestra pit and if all of you know what the theater looks like now and that will require an extensive extension northerly.

You might also know that at this juncture, do you have a copy of the map that you'd like to look at? There is a copy of the map, the survey here. Because a part of that which will be to the east of the Riverhead public parking, is a small part of the existing building which is formerly the Woolworth building and what we're going to do is we're meeting with counsel for the owner now and we're going to excise a very small portion of that building so that the existing walkway will extend from the Main Street straight back instead of making that little jog that it does now.

So Dawn Thomas and I originally had included in the agreement, the parcel of property that constitutes the Riverhead public parking, but we thought that the better procedure was, was to have the Town Board acting as and for the Public Parking District No. 1, have a public hearing where people would be able to express themselves and based upon that, to have a resolution which would authorize adding the area of the Public Parking District to the described area already in the contract, and we would amend that contract by letter agreement adding the description and incorporating by reference all of the terms, covenants and conditions of the agreement already signed and authorizing the Supervisor to sign that letter agreement of amendment."

Supervisor Kozakiewicz: "The purchase price or the perspective purchase price is?"

Judge Gowan: "Dawn- "

Dawn Thomas: "Ten."

Supervisor Kozakiewicz: "And the square footage of the area? Do we have that? Just, because I can't read it from here."

Judge Gowan: "I can't either. 11,462 square feet."

Supervisor Kozakiewicz: "Okay. And, I know a question came from the side. It looks like there's a little bit of a jog from- even

if that area that belongs to the Woolworth building is purchased, is there still going to require just a slight little jog when it goes back? Is that what's envisioned?"

Judge Gowan: "Yes. On the- there will be a small jog of 12.03 feet."

Supervisor Kozakiewicz: "Okay. All right. Okay."

Councilman Lull: "Mr. Supervisor, this was talked about at the Public Parking District meeting. We understand the tremendous need for this project to work as best as possible. And the understanding as far as the Public Parking District is that money which is paid to the Public Parking District will be used this spring to re-stripe the parking lot and in re-stripping the parking lot with slight variations, we will add spaces equal to the number of spaces that will be taken up by the rebuilding."

Supervisor Kozakiewicz: "Okay. Judge, is there anything else you want to offer at this time?"

Judge Gowan: "I move the application."

Supervisor Kozakiewicz: "Okay. Is there anybody else who would like to address the Board, either for or against the subject matter which is the proposed sale of Public Parking District property in order to be utilized in connection with the Suffolk Theater Enterprises application? Come forward."

Angela DeVito: "Angela DeVito, South Jamesport. Actually, I don't have comments for or against it. I just have some questions. With regard to the loss of current parking spaces in this area, I understand from Councilman Lull that there is going to be reconfiguration of the size of the parking spaces so actually the net loss is zero for that?"

Councilman Lull: "That's right."

Angela DeVito: "So that basically we won't be losing anything in that area there. And the cost of doing all of that re-stripping is what?"

Councilman Lull: "I'm not sure what it's going to be. We haven't gotten an estimate on it yet but it certainly will not exceed the amount of money that we're being paid for the- "

Angela DeVito: "Okay. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board? Not seeing anybody indicate a wish to do so, declare the public hearing closed, time being 7:15 p.m. Thank you."

Public Hearing closed: 7:15 p.m.

Public Hearing opened: 7:15 p.m.

Supervisor Kozakiewicz: "Time still being 7:15 p.m., Barbara, would you read the affidavit of publishing and posting for our second public hearing tonight?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on November 18, 2003, at 7:10 p.m. regarding the consideration of a local law to amend Chapter 98 entitled Littering of the Town Code."

Supervisor Kozakiewicz: "Actually, this is the dumpster ordinance. This is the ordinance to amend Chapter 98 in order to provide for the dumpster enclosure law. If I have- well, what I'd like to do is make sure because mine is out of order. This is the dumpster enclosure."

Actually, what we're looking to do is require all applications to be made to the Building Department when we require the dumpster enclosure. So actually 98.8 will be amended to provide for the application to be processed through the Building Department.

Is there anybody who would like to address the Board either for or against the proposed amendment to Chapter 98? Nobody? Not seeing anyone wish to do so, declare the public hearing closed, the time being 7:17 p.m."

Public Hearing closed: 7:17 p.m.

Public Hearing opened: 7:17 p.m.

Supervisor Kozakiewicz: "Time still being 7:17, Barbara, would

you read the affidavit of publishing and posting for our third 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 November 18, 2003, at 7:15 p.m. regarding the consideration of a local law amending Chapter 46A entitled Architectural Review."

Supervisor Kozakiewicz: "Now I understand. The- and I'm sure Rolf will get up later and say listen, the internet didn't have the one public hearing on. The internet showed five public hearings which is why when I looked at the agenda, I said, wait a minute. Something seemed to jump here.

This is the- what's noticed is the second one if you go onto the internet which is Chapter 46A which is the Architectural Review provision of the Town Code. This works hand in hand with the prior local law matter which dealt with the question of dumpster enclosures.

What this is doing is assigning to the Architectural Review Board the task of reviewing the dumpster enclosures and to make sure that they are aesthetically in fitting with what the code is looking to have done.

Is there anybody who would like to address the Board for or against Chapter 46A and the amendments thereto? Anybody? No. Declare the public hearing closed, the time being 7:18 p.m."

Public Hearing closed: 7:18 p.m.

Supervisor Kozakiewicz: "And we're going to have to wait a few minutes because, I think, the next one is 7:20. 7:25.

So if there's anybody who would like to get up on any subject matter at this particular time, you have a chance to get up early and possibly leave early. Joan Griffin."

Joan Griffin: "Good evening, Joan Griffin, Baiting Hollow. Question for you. On Youngs Avenue, wasn't there a resolution passed about tractor trailer trucks and all kind of trucks over 5,000 pounds gross weight I believe it is, that they couldn't travel Youngs Avenue- "

Supervisor Kozakiewicz: "There as well as Mill Road. Yes."

Joan Griffin: "The reclamation project or the (inaudible) Crown and the reclamation, right?"

Councilman Lull: "Yes."

Joan Griffin: "The trucks can come in. Today, coming home about 10:30 this morning, being that no two clocks are ever set at the same time, license plate L- as in Lenny- 15035, a town truck, was traveling west on Youngs Avenue. So I was going to my house which is on Youngs Avenue- off of Youngs, and he passed the Manors, he passed the Preserves (phonetic), he passed the other end of the Manors, and continued out to Twomey. So is it do as I say and not as I do type thing where the town trucks are allowed to keep going or- "

Supervisor Kozakiewicz: "That truck was for what reason?"

Joan Griffin: "It was empty."

Supervisor Kozakiewicz: "Yeah. What kind of truck?"

Joan Griffin: "A white truck with the netting over the top of the truck. Netting was on it."

Supervisor Kozakiewicz: "What's the license place number"

Joan Griffin: "L- as in Lenny, 15035."

Supervisor Kozakiewicz: "Okay. You didn't call the police?"

Joan Griffin: "No."

Supervisor Kozakiewicz: "Okay."

Joan Griffin: "Thank you."

Supervisor Kozakiewicz: "You're welcome. Anybody else? Yes, sir."

Paul Smith: "Yeah, good evening. My name is Paul Smith, Zdunko Lane. I was just wondering if we could have some kind of a sign or who we could see to have a sign, like a blind driveway. The traffic in the morning coming over Sound Avenue eastbound can't see us coming out. And they're doing like 45 or 50 miles an hour and it's a little

hairy. Like maybe a blind caution or whatever."

Supervisor Kozakiewicz: "So the vehicle is going eastbound come up on you and you can't get out in time."

Paul Smith: "There's like a little- "

Supervisor Kozakiewicz: "This is cars for you to leave Zdunko Lane to get onto Sound Avenue?"

Paul Smith: "You better be doing 60 miles an hour."

Supervisor Kozakiewicz: "Right from the get go."

Paul Smith: "Right from the get go."

Supervisor Kozakiewicz: "And you need a very powerful car."

Paul Smith: "And we don't have one."

Supervisor Kozakiewicz: "Okay."

Paul Smith: "Thank you."

Supervisor Kozakiewicz: "All right."

Paul Smith: "Would we see the Town Board or the Highway or- "

Councilman Densieski: "Maybe the Captain in the Police Department."

Paul Smith: "I'm sorry?"

Councilman Lull: "We'll take care of it."

Supervisor Kozakiewicz: "Yes. Thank you, Mr. Smith. Yes, come on up."

Angela DeVito: "Angela DeVito. It's regarding Resolution 1236 for this evening as well as, I guess, the resolution is coming off the floor in order to pay Miller Environmental. And I guess my only question is I see the need to act expeditiously on this, but is there any way at all that I know I read the resolution that this was an abandoned piece of property, but there's a way for the town to recoup those costs and is that being pursued? Okay."

Supervisor Kozakiewicz: "Okay. The marina operator has been notified that this is an intention to recoup any damages incurred by the town as a result of their action or inaction. So we will pursue our remedies. Whether there's success in pursuit of those remedies or there's not success in pursuit of those remedies, we'll find out. But there has been a notice put out there. Yes."

Angela DeVito: "All right. Thank you."

Supervisor Kozakiewicz: "You're welcome. We've got a couple more minutes before 7:25 arrives. Is there anybody else who would like to address the Board? Yes, sir, you've got about three. Well, five. Come on up and then you don't mind, Twomey, Latham, Shea, right? Okay."

Felix Falgi: "Good evening, ladies and gentlemen. I thank you for this opportunity-

Supervisor Kozakiewicz: "Your name, please."

Felix Falgi: "My name is Felix Falgi (phonetic)."

Supervisor Kozakiewicz: "Okay."

Felix Falgi: "We have a situation complaint here with the Lobster Roll Restaurant on Sound Avenue right across from R&K Auto. I reported this complaint here to your code enforcement officer on the 22nd of September.

Now the situation is there's two infractions here. The first one is the Lobster Roll Restaurant decided to put a blacktop ramp behind the restaurant for the purpose of bringing overflow parking onto the property which they own but it happens to be a residential property. And on a good weekend when you have a band, well you have- well, I counted 14 cars there. And the night was still young yet so who knows what else came in. So we have that.

And the lady next door is understandably concerned that now you have a trailer there which is no longer a trailer but a storage bin. They converted it into a storage bin. So she's wondering would there be flammable there, would there be combustibles? I don't know; we don't know. That is the second infraction.

Now, let me tell you what they did to that. So hang onto your seats here, we're going to go for a little ride here. He went ahead

and cut two doors behind the trailer, two holes, put two doors there with two sets of steps. And then he gutted the trailer, he put everything out in the front, the rugs, the carpeting, the furniture and the biggest thing, of course, was the refrigerator, a big thing out there, a big double door refrigerator.

Now, this refrigerator stayed out there one, two, three, five weeks it stayed out there that I saw. We had to look at it five weeks. Now I'm the road maintenance guy. I take care of the road and I see what's going on around and I watch houses and I watch this and that. I'm a security guy. So I went out there and I saw this worker back there and I says, listen, do you work here? He said, yeah. I says, did you put this refrigerator out here? He says, what about it? We had something like a confrontation. Now, if he wanted a confrontation, he picked the right guy. So words went back and forth and I says, I think there's a New York State law that says those doors got to come off of there. Am I right?

And, also, he had it taped. So now we got something here. So the words went back and forth. He says, who are you? I said, listen, I live here, I live down the street. What are you doing here? I says I walk here and there and I says I'm the guy that takes care of this road and I says the question is who are you? And it went back and forth and of course I can't mention the words he mentioned over here.

Anyway I walked up to this refrigerator and I'm real mad at this time. I says you tell your boss to get this damn thing out of here. So I pushed it a little bit and I heard things falling in there. So we had a few more words and he walked away. And he talked to his boss. I guess he did because the next day your waste management truck came out there, not the normal truck, this is a regular separate pickup. He went out there and they picked that up and I guess that got curious and opened the door or the door fell open. And the contents fell out. Now usually suspect, you know, squeeze mustard, squeeze mayonnaise, ketchup, eggs, milk and batter, all this other stuff that's in refrigerators. So what do they do? They left it there. They put the refrigerator on the truck and hauled it away.

So the next day I see the stuff out there and it's really-- , don't forget it's five weeks out there in the heat. So it smells read bad now. So I said I don't need no more- I don't need this. I went back home and got a plastic bag and a scoop, scoop it all in there, go in like that, you know. Tied it real good and kept it at arm's length and hoped that the wind wouldn't shift so I can get home. Put it in the can, put it outside my house and left it there until the next

pickup.

Now, we almost had a health hazard here, you know, with this stuff on the ground. And this is the kind of people we're dealing with. Okay? So I can just shift gears a little bit here.

I was driving down Court Street the other day- "

Supervisor Kozakiewicz: "While you're shifting gears, I am going to ask you to sum up. You've been up for five minutes."

Felix Falgi: "Oh, already. It's five minutes already? Okay. All right."

Supervisor Kozakiewicz: "Time flies when you're having fun."

Felix Falgi: "Okay. What can I say? Can I give you a closing then?"

Supervisor Kozakiewicz: "Sure."

Felix Falgi: "All right. Okay. In closing here, if I can just recap a little bit here. You have this blacktop ramp, it's only there for one purpose and that's to bring cars in there that shouldn't be in there. This is a parking lot now; he made a parking lot out of this. That's one.

The second one. The trailer which is no longer a trailer, it's a storage bin. We don't know what's in there. I suggest that you get your Fire Marshal to go over there unannounced. Go in there and take a good look and find out the original intent is not there anymore. People don't live there and you ought to go ahead and condemn that thing, send that thing on a one way trip to the dump and be gone forever.

And as far as the first part, you want to separate this thing right. A stockade style fence between the Lobster Roll and that residential area there, something like you have across the street on R&K Auto there. He was told to put that there, by the way, to separate his commercial business from the house behind. An east to west fence should be needed there to separate this business of cars coming in there.

So, that's the- that's my statement and I thank you for your indulgence and it's been my pleasure and you all have a nice evening."

Supervisor Kozakiewicz: "Thank you, sir."

Councilman Lull: "Thank you, Felix."

Supervisor Kozakiewicz: "Okay. Leroy, you've got all that? All right. The time being 7:29 p.m., at this point in time, we'll open up the next public hearing and, Barbara, would you read the affidavit of publishing and posting?"

Public Hearing opened: 7:29 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 November 18, 2003, at 7:25 p.m. regarding the consideration of a special permit petition from 23 West Second Street Associates, LLC, and 33 West Second Street Associates, LLC.."

Supervisor Kozakiewicz: "Are you both going to make presentations? Okay. We need you to be sworn in as far as our special permit requirements."

Dawn Thomas: "Your name?"

Michael Morbillo: "My name is Michael Morbillo. I'm an architect with the firm of Hawkins Webb Jaeger Assoc. I have offices at 200 East Broadway in Port Jefferson, New York."

Barbara Grattan: "Do you have a card, a business card?"

Michael Morbillo: "Yes."

Barbara Grattan: "Okay."

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

Michael Morbillo: "I do."

Supervisor Kozakiewicz: "Okay."

Michael Morbillo: "I'm here this evening with Mr. Jay Cordoro (phonetic). He's a- with the firm of Twomey, Latham, and Shea, he's a representative. And we have an application before the Board which is for a 3,125 square foot addition to their existing offices and

basically we've been before the Planning Board on a special permit issue which was to reduce front yard setback, and there was also some parking issues which came up at that hearing which- which the firm has negotiated and gotten some parking easements with neighbors to increase parking.

And basically we're here this evening. If there's any questions that the Board would like or has or anybody from the public has, I'd like to keep, you know, keep my presentations brief. We've gone through a lot of the issues, you know, previously. We have a copy of the site plan and building elevations available if anybody would like to see them at this time."

Supervisor Kozakiewicz: "Yeah. I- I'm familiar with it but I think just for the record so people understand what's being proposed. You're looking to- or the firm is looking to expand the existing Twomey, Latham, Shea and Kelley law offices to the east and tie into what was the Vail building to the east. Correct?"

Michael Morbello: "That's correct."

Supervisor Kozakiewicz: "Do you have one for the audience; one for us or- "

Michael Morbello: "Site plan and elevations which- "

Supervisor Kozakiewicz: "Okay. So, go ahead."

Michael Morbello: "Basically we're- it's a 3,125 square foot footprint, a two story addition onto the offices. We- the addition is basically is kind of replicating the existing building that's there now. We didn't want the offices to seem like one large continuous building so we created a different type of architecture at the end of the building and we're trying to preserve the historic character of the existing neighborhood by proposing the design of the particular style of architecture referred to as (inaudible) which is actually the architecture of the existing building that's there right now."

Supervisor Kozakiewicz: "That's- I mean you're talking about what's existing, you're talking about the building to the east of Vail?"

Michael Morbello: "Yes. It's a residential structure which is in very poor condition and it's been there, it's basically been abandoned for many years. So the firm recently purchased it."

Supervisor Kozakiewicz: "Okay. So from the street, when you ride by, it will still look like two separate buildings?"

Michael Morbello: "It will resemble two separate buildings."

Supervisor Kozakiewicz: "Okay. Anything else from the Board? Okay. And I assume the lots will merge? Okay. Anybody who would like to address the Board either for or against the proposed special permit which is to allow for the expansion of the law firm of Twomey, Latham, Shea & Kelley? Larry Oxman.

Dawn, you can swear him in."

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

Larry Oxman: "I do. Yes. Talking as a Board member for the Long Island Science Center, we were notified of the public hearing and I would urge the Board to vote favorably upon this. I think that the law firm did a very responsible first class job when they expanded their other- to the other direction, and this would certainly keep in revitalization of 2nd Street and the neighborhood."

Supervisor Kozakiewicz: "Thank you, Larry. Anybody else? I have one question. When we have future site plans, is this something we can use as a standard? Okay. Anybody else? If not, declare the public hearing closed, the time being 7:35. Thank you for allowing the other speaker."

Public Hearing closed: 7:35 p.m.

Public Hearing opened: 7:35 p.m.

Supervisor Kozakiewicz: "And the time still being 7:35 p.m., Barbara, would you read the affidavits of publishing and posting for our next public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on November 18, 2003, at 7:30 p.m. regarding the consideration of the adoption of an amendment to Chapter 52 of the Town Code entitled Building Permit Fees."

Supervisor Kozakiewicz: "Okay. The- this one was correct in the internet. And basically what we're doing is looking to increase the various building permit fees in order to provide for and offset the administrative costs that we're incurring. As some of you probably know, anybody who has had to deal with any recent construction on a residence or otherwise, we have a new state code provision and the new state code provision has additional factors and additional inspections and additional things as well as not to mention additional things that are sometimes asked for us by the Suffolk County Department of Health Services.

The proposal is to increase fees as set forth in the public notice in order to allow for and to provide for the additional administrative costs and the additional inspections that are called for.

Anybody who would like to address the Board for or against the proposed changes to Chapter 52 of the Town code? Going once, going twice. Okay. Declare the public hearing closed, the time being 7:36 p.m."

Public Hearing closed: 7:36 p.m.

Public Hearing opened: 7:36 p.m.

Supervisor Kozakiewicz: "And I think we have one more, correct? The time still being 7:36 p.m., Barbara, would you read the affidavit 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 November 18, 2003, at 7:35 p.m. regarding the consideration of an amendment to Chapter 108 of the Town Code: Section 108-77 Filing Fees; Section 108-81 Fee; Section 108-97 Application and fee; Section 108-31 Formal Application; Section 109-133.4 Application Procedure."

Supervisor Kozakiewicz: "Similar changes being made to Chapter 108 being proposed here, one of them being as pointed out 108-77 which is the application for a Zoning Board of Appeals application. The second is for a change when we deal with a change of zone petition, that's 108-81. 108-97 deals with subdivision fees, sketch plan, preliminary plat. And the final one is also dealing with site plan approval process.

We, again, are looking to change the fee structure to increase fees for the various applications as set forth and are looking for input from the public on the question of whether this is the right thing to do or not. So this is your chance to tell us what you think. Speak now or forever hold your peace. Anybody? Bill, all right. I knew I could count on you."

William Kasperovich: "Increasing- William Kasperovich of Wading River. Increasing fees don't really accomplish much. The gross total isn't going to make any big difference in our annual tax budget. But if we insist on increasing the fees, let us increase what the public gets for their money. The fees to cover the personnel involved in the Building Department or in any department of the township, the scrutinizing, paying attention to what is good for the township seems to be going downward. The fees are going up; the quality of the workmanship is going down. And nobody seems to be concerned with that. That you could see- the amount of people that are concerned and in attention don't seem to be here.

I'm particularly concerned with the Planning Board and the Board of Appeals. These two groups do not pay attention to what is good for the immediate community and the township. An example that came up recently is landowner supplying water to eight families and there was no water inspection for the last five years and yet the activity around there has been reasonably active. Now are we concerned with the people that live here or are we concerned with the amount of money we can eke out of them.

The- well, all right, that's on the fees and the- unfortunately I came a little late to speak on the other items. But I'll leave that for after the resolutions."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address us with respect to the subject matter of the public hearing that's been called regarding the increase in the various fees? Okay. Not seeing anybody wish to do so, declare the public hearing closed, the time of 7:43 having arrived."

Public Hearing closed: 7:43 p.m.

Supervisor Kozakiewicz: "Jack, do you have a resolution that you're looking- is it something that would be an executive session matter? And how so? Because this would be- we didn't have this on

for work session, correct? Okay. Because if we're going to do it, I want to make sure the public is aware of it because we- so, is there- are you going to need us for a couple moments? Okay."

Councilman Densieski: "Motion to go into executive session."

Supervisor Kozakiewicz: "All right. We'll take a brief recess and this way if we have any additional resolutions so the public is aware of it so they can see it before we go."

Councilwoman Blass: "Discussion. The nature of the resolution."

Supervisor Kozakiewicz: "Yes. A bond? All right. Is there a second?"

Councilwoman Blass: "Yes."

Supervisor Kozakiewicz: "All in favor? Aye. Any opposed? Okay, thank you. We will be a few moments. I'm sorry about this, folks."

Recess: 7:45 p.m.

Meeting reconvened: 7:54 p.m.

Supervisor Kozakiewicz: "All right. Are you ready, Barbara? Okay, if I could have everyone's attention. We're going to come back into session, the time being 7:54 p.m. Sorry about the inconvenience and disruption. We will not have an additional resolution coming off the floor today. We will stay with the resolutions that were previously announced and addressed and those that are included in the packet."

Is there anybody who would like to address the Board with regard to resolutions as they appear and with regard to the additional one which is coming off the floor which was the one dealing with Miller Environmental? Yes, Sal. You'll be next, Sid. Queue up."

Sal Mastropolo: "Sal Mastropolo, Calverton. 1219 and 1222 seem to be dupes. I mean there's a few words different but one is a reduction and the other one is a release, but the release has a reduction so I don't understand why there's both of them in there. Okay, and- "

Supervisor Kozakiewicz: "1219 and 1222."

Councilwoman Blass: "This is Riverhead Center."

Sal Mastropolo: "And I don't know if this is the time or the place but on the Riverhead Center, you have a very dangerous situation in there. Okay? And I mean- I'm mentioning it now because it says that a CO has been issued. If you're at Best Buys and you start heading west, there's a stop sign at the main exit which has the light. There's a no left hand turn sign there, okay. So if you want to go let's say east, the only way to go east is either to go out that light or to go all the way down to Home Depot and go out Mill Road. You can't make a left there but people make the left. Okay, to get out the exit but there's no sign that says you can't cross the intersection which is just as dangerous as making a left. So either we're going to enforce the no left or we're going to take the no left turn sign down because if you want to go east on 58, that's the easiest place to go out because there's no other left hand turn exit unless you go all the way west to Mill Road. So I bring it up because you're- this one's on a resolution and it says CO."

Supervisor Kozakiewicz: "Okay. Thank you."

Sal Mastropolo: "Okay. 1220 and 1221, okay, it's- 1220 says a CO was issued, okay. It releases the passbook and 1221 accepts a 5% security bond. But 1220 says that construction is finished, okay, and the CO was issued, then why are we accepting \$43,000 on 1221?"

Supervisor Kozakiewicz: "Yeah, it's a different project."

Sal Mastropolo: "The same address?"

Supervisor Kozakiewicz: "The same address."

Sal Mastropolo: "Okay."

Supervisor Kozakiewicz: "We've had a number of different applications for that location."

Sal Mastropolo: "Okay. 1225, are we discarding or are we selling for scrap, those surplus vehicles."

Supervisor Kozakiewicz: "Discard. They are going to be discarded, removed. They're not being sold."

Sal Mastropolo: "For scrap?"

Supervisor Kozakiewicz: "Right."

Sal Mastropolo: "We're just- "

Councilman Lull: "We had the sale already."

Sal Mastropolo: "I know."

Supervisor Kozakiewicz: "The sale- we have the sale this Saturday but these are not the vehicles that are listed for sale."

Sal Mastropolo: "Yeah, I know. But my question is are we discarding them in the dump or are we going to sell them to a scrap dealer for the metal?"

Supervisor Kozakiewicz: "They go to a scrap dealer."

Sal Mastropolo: "Okay. 1227, there's no mention of the amount of the application. Should it be in there? That's the grant application, 2004 Community Development."

Councilwoman Sanders: "The total is \$197,000 and I can't--"

Sal Mastropolo: "Should that have been in the resolution?"

Councilman Lull: "It was in the paperwork that we got with the resolution, Sal."

Sal Mastropolo: "Okay. It's not in the resolution. At least I didn't see it. 1228, can you tell me the street location? I had asked once before that we put the street locations in the resolutions because the Suffolk County Tax Map doesn't mean anything to me when I'm trying to read it."

Supervisor Kozakiewicz: "Kroemer Avenue."

Sal Mastropolo: "Kroemer Avenue?"

Councilwoman Blass: "The east side of Kroemer Avenue."

Supervisor Kozakiewicz: "Right."

Sal Mastropolo: "1230, in one place it mentions Susan Edwards

and in the other place it mentions R. Obie."

Supervisor Kozakiewicz: "Robert Obie."

Councilwoman Blass: "It's Robert Obie."

Sal Mastropolo: "Okay, that's been fixed?"

Supervisor Kozakiewicz: "Yes."

Sal Mastropolo: "1236, are we going to- shouldn't we have a maximum amount? Are we just going to- it just says authorizes Reeves Creek Dock builders to remove environmental hazards but it has no maximum amount."

Supervisor Kozakiewicz: "It's going to be about \$18,000. Do you want to say not to exceed \$20,000?"

Sal Mastropolo: "Yeah, it should say something like that, okay? Otherwise, you've got a blank check there."

Supervisor Kozakiewicz: "Well, it's a situation that had to be cured, too. We had to get a boat that sank in the water that the Coast Guard and the DEC New York State Oil Spills Division said get out of there."

Sal Mastropolo: "1257 has no amount either, perform emergency work on a municipal park and that should have at least a maximum amount."

Supervisor Kozakiewicz: "Which one?"

Sal Mastropolo: "1257, that's the emergency work on a municipal parking lot."

Supervisor Kozakiewicz: "Okay, that's the pothole."

Sal Mastropolo: "Yeah. And 1260 has no attachment with the resolution."

Councilwoman Sanders: "We have it."

Sal Mastropolo: "Okay. It wasn't in the packet."

Supervisor Kozakiewicz: "It says copy attached herewith. It

should. The resolution recites that. Okay."

Sal Mastropolo: "Thank you."

Supervisor Kozakiewicz: "And it was- just so you know on that one, I'm not sure if anyone- oh, okay, very good."

Sal Mastropolo: "Thank you."

Supervisor Kozakiewicz: "Anybody else on resolutions? Sid Bail."

Sid Bail: "Good evening. Sid Bail, President of the Wading River Civic Association. I have a question or maybe I'd like clarification on the Community Development Agency resolution about the leasing of property, etc.

I just want to know how this fits into the context of like the town developing new air park rules and regulations which I guess the process began, what, May? You awarded a contract to an attorney, etc. to develop new airport rules and regulations. Also, it was my understanding that there was going to be a clarification of the existing zoning in terms of, you know, etc. So how are we proceeding? Are we waiting until everything is completed or are we going under the old provisions or the existing provisions?"

Supervisor Kozakiewicz: "Well, I think based upon where we are today, we have to presume it's going to be under the existing law because I don't see the zoning taking place. And you'll have an opportunity to address these questions if this resolution passes at that public hearing."

Sid Bail: "Did you ever get the air- the new air park rules and regulations?"

Supervisor Kozakiewicz: "Did I get the new air park rules and regulations?"

Sid Bail: "Yes."

Supervisor Kozakiewicz: "What we had was a questionnaire which counsel was asked- which I know Barbara has filled out but we need to sit down with counsel to go through that. There are no new air park rules and regs."

Sid Bail: "The attorney who is developing them- "

Supervisor Kozakiewicz: "She asked for feedback from the Town Board as far as particular types of uses. Okay, we have to have that meeting."

Sid Bail: "Thank you very much."

Supervisor Kozakiewicz: "You're welcome. Anybody else? Resolutions. Anybody else? If not, we'll go to resolutions. And we'll adjourn the town board portion."

Meeting adjourned: 8:03 p.m.

Meeting reconvened: 8:04 p.m.

Supervisor Kozakiewicz: "The time being 8:04 p.m., resume the Town Board portion. Barbara?"

Resolution #1219

Councilman Densieski: "Authorizes the reduction of a performance bond for the Riverhead Center LLC. 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 #1220

Councilwoman Blass: "Authorizes the release of a passbook for East Riverhead Equities. 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 #1221

Councilwoman Sanders: "Accepts a 5% security bond of Maidstone Development, Inc. 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 #1222

Councilman Lull: "Authorizes the release of a performance bond and the substitution of cash bond for Riverhead Centre LLC. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "As-- congratulations to the Riverhead Centre group for their Chamber of Commerce award for this year. Yes."

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

Resolution #1223

Councilman Lull: "Adopts the Town Board- Town of Riverhead 2004 annual budget. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "I'd just like to make a comment. I consider preparing, reviewing and presenting the annual budget as one of the most important responsibilities this Board has. I spent many hours and days going through the budget to find areas where we might

have been in a position to save money and I believe this budget represents that.

It was my objective to prepare a realistic budget and at the same time be mindful of its impact on our taxpayers. I felt that using more of the Burman proceeds to reduce the tax rate would have in my opinion weakened our ability to manage any unforeseen fiscal crisis in the future. With that, I vote yes."

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

Councilwoman Blass: "I also have a brief comment. Just as the comprehensive plan serves as the basis for a town board's land use decisions, so too the budget serves as the policy or the basis for a town's financial decisions.

No responsible individual could approach the task of preparing a budget casually. For those of us who attended the budget meetings, this was a deliberate and a difficult task. There are no catchy one liners or sound bites that can be used to present this financial plan because frankly this is not the time for show. This budget represents the most reasonable approach in balancing the cost of operating our government against our community's ability to pay not only for fiscal year 2004 but beyond. I vote yes."

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

Councilman Densieski: "This budget is going to be more than a 6% increase to the taxpayers. The Supervisor's budget was less than 3%. I would have supported that. I'm going to vote no on this one."

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

Councilman Lull: "The-- I second what both of the ladies said about the amount of time that needs to be done-- needs to be used in doing this and I've been through it a number of years and I will make a statement now to those people who I leave behind and that is I have said all along that if we spend more time on a regular basis at work sessions having at least one department head at every work session to discuss future plans, it is possible that the-- that what comes to us in the end will be less of a surprise.

I don't have any disagreements with this particular budget but it does not need to be anywhere near as painful a process as it can be if it's planned for ahead of time. Yes."

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

Supervisor Kozakiewicz: "Obviously I delivered a budget that I felt comfortable with. I did sit in on some of the town board meetings to discuss their budget which as pointed out uses less of the Burman proceeds and therefore allows for an anticipated period of time where the town can (inaudible) rely upon those monies in order to pay debt service.

In that respect, it's probably fair or more fair to the administration that's taking over and the fair side of me, the side that wants to do the fair thing, supports what is being done. I would have preferred a lower tax rate. I would have preferred to see the taxpayers not have to pay as much in the taxes that the town portion will be which as pointed out previously is somewhat small in comparison to what the school taxes are in any event, because I think it's probably more fair, a little bit more realistic, if no other transaction should come about as a result of the Grumman property.

I vote in favor of this budget and this resolution."

Barbara Grattan: "Okay, the resolution is adopted."

Resolution #1224

Councilman Densieski: "Authorizes the Town Clerk to increase the fees for the Riverhead town Chapter 108 zoning books from \$35.00 to \$50.00. 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 #1225

Councilman Densieski: "Town of Riverhead authorization to discard surplus vehicles. 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 #1226

Councilman Lull: "Approves the amended site plan of Cellular Telephone Company d/b/a AT&T Wireless. 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 #1227

Councilman Densieski: "Authorizes the Supervisor to execute and submit a grant application to Suffolk County for fiscal year 2004 Community Development Block Grant funds. 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 #1228

Councilwoman Sanders: "Classifies the action and declares lead agency on special permit of Delta Ready Mix, Inc. and refers the petition to the Planning Board. 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: "If Rick is here, just a footnote. On the next one, if we could put a street address and town location on these. Thank you so much. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #1229

Councilwoman Blass: "Authorizes the Town Clerk to publish and post a help wanted ad for a Maintenance Mechanic II. 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 #1230

Councilman Lull: "With the change in the names here in both the second Whereas and the first Resolve, it should be Robert Obie's name. Appoints a clerk in the Scavenger Waste District, that person being Robert Obie. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "Yeah. He only brings about 31 years of experience to the site. So, yes."

Barbara Grattan: "The resolution is adopted."

Resolution #1231

Councilwoman Blass: "Appoints a part time guard to the Riverhead recreation department. So moved."

Councilman Lull: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1232

Councilman Densieski: "Amends Resolution #902. 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 #1233

Councilman Lull: "Approves temporary site permit of Hamptons Furniture-- temporary sign permit, sorry, of Hamptons Furniture. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "The Christmas season, holiday season. Yes. That resolution is adopted."

Resolution #1234

Councilwoman Blass: "Approves the temporary sign permit of Ladies Workout Express. So moved."

Supervisor Kozakiewicz: "And seconded. Is there a second?"

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Yes and seconded. There's going to need to be an amendment on this?"

Councilwoman Sanders: "Yes."

Supervisor Kozakiewicz: "Okay. So we're going to approve the temporary sign to allow for the top line- another Ladies Workout Express only."

Councilwoman Sanders: "Well, without the word only. Yes."

Supervisor Kozakiewicz: "Well, that's what I mean. To allow for those words. Okay. So- "

Councilwoman Blass: "Motion as amended."

Supervisor Kozakiewicz: "What's going to happen is the very first Now Therefore Be It Resolved we're going to approve the temporary sign permit application for Ladies Workout Express to read another Ladies- to read quote Another Ladies Workout Express end of quote solely or only. Right? How about that? That's all. You don't want the second line. The second line if you wish we can say- "

Councilwoman Sanders: "No, no, no. That's fine."

Supervisor Kozakiewicz: "All right? Right. You want to approve the first line, correct? All right. Anything else. Vote, please."

Barbara Grattan: "All right, I'm confused now. So it's going to be Resolved- after Now Therefore, Resolved, another Ladies Workout, is that where the change is going to be?"

Councilwoman Blass: "At the end of this semi colon- "

Supervisor Kozakiewicz: "How about- "

(Some inaudible discussion among the Board members)

Supervisor Kozakiewicz: "Another Ladies Workout Express. End of quote. Okay. So you understand that, got it? Rose's got it. Vote, please."

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

Councilman Densieski: "I would vote just to give the businessman what he wants on a temporary sign but I'll vote for it, yes."

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

Resolution #1235

Councilwoman Sanders: "Authorizes a sewer district employee to attend a training course. 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 #1236

Councilman Densieski: "Authorizes Reeves Creek Dock Builders to remove environmental hazard on an emergency basis. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Blass: "Comment. We were going to I believe amend this to include and not to exceed phrase."

Supervisor Kozakiewicz: "Yeah. Do we- I know it was 18, I think is what he said, so do you want to put in not to exceed \$20,000 in the first Be It Hereby Resolved?"

Councilwoman Blass: "To execute the work necessary to remove the- "

Supervisor Kozakiewicz: "No actually the second."

Councilwoman Sanders: "Approves the payment not to exceed- "

Councilwoman Blass: "Not to exceed- "

Supervisor Kozakiewicz: "Right."

Councilwoman Sanders: "Right after payment- "

Supervisor Kozakiewicz: "Right."

(Some inaudible discussion among the Board members)

Supervisor Kozakiewicz: "So you're going to move to amend after the second Resolve, that the Town Board hereby approves payment to Reeves Creek Dock Building for the work not to exceed the sum of \$20,000. Correct? You've got that, Barbara?"

Barbara Grattan: "Yup."

Supervisor Kozakiewicz: "Okay. Any other discussion?"

Councilwoman Blass: "No."

Councilman Densieski: "No."

Supervisor Kozakiewicz: "Vote."

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

Councilman Densieski: "If you remember a few months ago when the Board was fighting on whether we should have a town marina or not, this is clearly one of the reasons that I don't want the town to have the liability of that marina. This is exactly, exactly why this marina should be run by private industry with their own insurance. The town should not be in the marina business, just like we shouldn't have been in the theater business."

I'm going to implore the new board at the first meeting in January to do an RFP and let private industry run this marina so we don't have to spend \$20,000 here and there for all these disasters that we're not prepared for. But I will vote yes this time because we have to."

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

Resolution #1237

Councilman Lull: "Authorizes the Town Clerk to advertise for bids for the Riverhead Sewer District for removal of sludge cake. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "One of those exciting things we do, sludge cake. Yes. The resolution is adopted."

Resolution #1238

Councilwoman Blass: "This is good. This one gets even better. Authorizes the Town Clerk to advertise for bids, Riverhead Sewer District, Riverhead Scavenger Waste District for the removal of liquid sludge. So moved."

Supervisor Kozakiewicz: "The liquid variety."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "May I ask everybody just to pay very careful attention to the two that we just did and see what follows it? Yes."

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

Resolution #1239

Supervisor Kozakiewicz: "I made the same observation, Jim. I just wish you didn't say it."

Councilwoman Sanders: "I know. Awards bid for food."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Densieski: "It wasn't moved, but yes."

Councilwoman Sanders: "So moved."

Supervisor Kozakiewicz: "Moved and seconded. Yes, it was moved, but-- "

Councilman Densieski: "Okay."

Councilwoman Sanders: "Not fast enough."

Supervisor Kozakiewicz: "Vote, please."

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

Resolution #1240

Councilman Densieski: "1240 is an order calling for a public hearing for the Extension 79 to the Riverhead Water District for Harvard Nicols subdivision. 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 #1241

Councilwoman Blass: "This resolution authorizes the Supervisor to execute a change order #1 in connection with Middle Road Sewage pump station improvement. 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 #1242

Councilman Lull: "Is a Riverhead Sewer District order which establishes the sewer flow for Tanger I. 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 #1243

Councilwoman Sanders: "Should I move to table it? Move to table Resolution 1243."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Densieski: "Is there a second."

Supervisor Kozakiewicz: "Moved and seconded to table."

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

Resolution #1244

Councilman Densieski: "Town of Riverhead Route 58 commercial sewer extension 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 #1245

Councilwoman Blass: "This is a general 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 #1246

Councilman Lull: "Water plant #12 project, it's a budget adjustment. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1247

Councilwoman Sanders: "Calverton Route 25 water transmission main project budget adjustment. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1248

Councilman Densieski: "Town of Riverhead Reeves Golf water extension 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 #1249

Councilman Lull: "Business Improvement District 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 #1250

Councilwoman Blass: "This is a budget adjustment in connection with the Calverton water plant #11 project. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "Gary Pendzick has been awfully busy this last couple weeks. Yes."

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

Resolution #1251

Councilwoman Sanders: "It's a PAL budget adjustment. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1252

Councilman Densieski: "Authorizes Markowitz, Fenelon & Bank, L.P. to conduct annual audit of the records of the town of Riverhead. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "Just curious. I don't know if you know the answer, Bob, or not. Is this in the amount that we pay them or is this above the amount? I'm just curious, if we know that information."

Supervisor Kozakiewicz: "Well, we have that budgeted."

Councilman Densieski: "It's budgeted?"

Councilwoman Sanders: "Every year."

Councilman Densieski: "Okay. I'll vote yes."

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

Resolution #1253

Councilwoman Blass: "This resolution terminates an employee. 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 #1254

Councilman Lull: "Reappoints Richard Searles to the Architectural Review Board. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "Yeah, we're lucky to have him. Yes."

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

Resolution #1255

Councilwoman Sanders: "Authorizes the Town Clerk to publish and post public notice to consider the purchase of a parcel located in the Town of Riverhead owned by the Ostads. So moved."

Councilman Densieksi: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Blass: "With a correction, Mr. Supervisor, in the notice."

Supervisor Kozakiewicz: "Yes. As a matter of fact, the Town Clerk has been provided with the corrected public notice."

Councilwoman Blass: "Okay."

Supervisor Kozakiewicz: "The copy that says the 16th day of December."

Councilwoman Blass: "Thank you."

Councilwoman Sanders: "Thank you."

Supervisor Kozakiewicz: "All right?"

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

Resolution #1256

Councilman Lull: "1256 also needs the- "

Supervisor Kozakiewicz: "It's already been done."

Barbara Grattan: "Got it."

Councilman Lull: "Authorizes the Town Clerk to publish and post public notice to consider the purchase of a parcel located in the Town of Riverhead, purported owner Elton Street Riverhead, LLC. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1257

Councilman Lull: "Authorizes KJB Industries, Inc. to perform emergency work on municipal parking lot. So moved."

Councilman Densieski: "Second."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded. So the work's already performed and we already have a number. It's \$9,310.00. Okay. All right."

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

Resolution #1258

Councilwoman Sanders: "Authorizes Town Clerk to republish notice of a public hearing for the site plan of NF Management. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

(Some inaudible discussion among the Board members)

Supervisor Kozakiewicz: "It should be published, right?"

Councilwoman Blass: "Just a question. Is it- the initial publication so it's just- "

Supervisor Kozakiewicz: "Yeah, so it should be published. Okay? Any other discussion. Vote, please."

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

Resolution #1259

Councilman Lull: "Approves the site plan of Glenwood Oaks II. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass."

Councilwoman Blass: "I'm abstaining on this resolution for the same reasons that I abstained on the prior special permit and SEQRA resolutions."

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

Resolution #1260

Councilman Densieski: "Authorizes the Supervisor to execute a sales agreement with Queues Enforth Development, Inc. for an automated public safety software system. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "I remember making this trip with police departments very early in my career and I was very impressed after they had made a presentation to the entire town board at a work session and I think that the police department has waited, Bob, I think since 1988- "

Supervisor Kozakiewicz: "I don't know. It's been a long time."

Councilwoman Sanders: "-- thereabouts to have purchased the software, have it installed and I know it will make their department much more efficient and they are very excited about the project finally coming to fruition. So I vote yes."

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

Resolution #1261

Councilwoman Sanders: "1261- "

(Some inaudible discussion among the Board members)

Supervisor Kozakiewicz: "1261 actually- 1261 is the Spa at Fox Hill. It was in there. It was right up there. It was numbered, yes, 1261. Okay."

Councilwoman Sanders: "1261 denies the special permit- "

Supervisor Kozakiewicz: "That's the one. It's denying the special permit application of Neil Rego (the Spa at Fox Hill)."

Councilwoman Sanders: "So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "I'm going to abstain."

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

Resolution #1262

Barbara Grattan: "1262 is to pay bills."

Councilman Lull: "So moved."

Councilman Densieski: "So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved by Councilman Densieski; seconded by Councilman Lull."

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

Resolution #1263

Barbara Grattan: "Now Resolution #1263. Who is it? Councilman Lull."

Councilman Lull: "Authorizes Miller Environmental to remove the environmental hazard on an emergency basis. So moved."

Councilwoman Blass: "And seconded, with an amendment."

Supervisor Kozakiewicz: "Moved and seconded."

Councilwoman Blass: "To include the not to exceed \$4,000- "

Supervisor Kozakiewicz: "Can we say five just to be sure. Very quickly, they expect it to be four, but just to be sure."

Councilwoman Blass: "Okay. Not to exceed five. Sure. In the second Resolve. Same place."

Supervisor Kozakiewicz: "Same place. Okay. Not to exceed the sum of \$5,000. Okay. Vote."

Barbara Grattan: "Hold on."

Supervisor Kozakiewicz: "Got it?"

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

Councilman Densieski: "Once again, and this is the second reason tonight why I don't think we should have a town owned marina. Before we spent \$20,000; now it's another \$4,000 maximum on a marina that the town should not be running. But we own it right now so I will vote yes."

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

Councilman Lull: "We're running it at this point but we would be owning it no matter who was running it-- "

Councilman Densieski: "They would be insured."

Councilwoman Sanders: "Thank you."

Councilman Lull: "-- they would be insured and we will pursue this one to make sure we get the best we can out of whoever is responsible for this action."

Councilwoman Sanders: "Thank you."

Councilman Lull: "Yes; Kozakiewicz."

Supervisor Kozakiewicz: "Yeah, it's regrettable that it

happened when it did. I understand the boat was about sixty something years old and had three sump pumps, probably needed five, and maybe that was the problem. But DEC oil spills division said, hey, listen, you've got to take care of it and it was the right thing to do environmentally and otherwise. So I vote yes."

Barbara Grattan: "That resolution is adopted.

Supervisor Kozakiewicz: "Res's are done. Open up to public comment period. Are there any cards?"

Barbara Grattan: "They both spoke."

Supervisor Kozakiewicz: "They both spoke. Anybody else who would like to address the Board? Five minute rule. Bill Kasperovich. Dawn, thank you."

William Kasperovich: "William Kasperovich. I live in Wading River in a section referred- known as Wildwood Acres. Past two weeks, this area has been blacktopped. I came here tonight especially to see if we had a resolution accepting these roads, especially the one in front of my house where I live or have lived for 50 odd years. A resolution to accept these roads as public highways. And I don't see it tonight. The blacktop is substantially done although there's a lot of work left unattended, but basically somewhat improvement of what existed.

And still no resolution to accept the street I live on as a public highway. I get very upset when I hear a man in blue tell me I don't know, Bill, that's a private road. And yet this is absolutely false, not true. Now, what (inaudible) me is that without such a resolution, there is difficulty in establishing or prosecuting state, New York State law. We need the New York State law for this particular area more so than others, not to single out any preferences but this has been going on for many decades.

Serious or I would say difficult to all concerned that the fact that things have not been done for these roads, much mileage of these roads are 25 foot wide boundary to boundary, and nobody wants to move on violations because it's not spelled out as a public highway by the township.

While work was being conducted, the force couldn't get a car to move, well, instead of hauling up the police vehicle and towing it away like they would with any other improper parking, the work had to

dog lag around the standing vehicle. That to me is idiocy in that we are afraid of our own laws. Now if we had more specific spelling and action by the police and the- our two judges, this would not be.

And the same with littering. The Riverhead laws are neither- don't have the teeth and the police don't have any inclination to pursue anything that doesn't have teeth in it. They have so many other things to do. This is understandable. But you can't discourage anybody by saying, well, it shouldn't be or it's not proper or it's not to the best advantage. Unfortunately in our society, we have so many people that need the law expressly spelled and specifically enforced."

Supervisor Kozakiewicz: "Bill, I'm going to ask you to sum up."

William Kasperovich: "I came looking for this resolution and I don't find it. With whatever best manners I have, ask Mr. Kozakiewicz, our outgoing Supervisor, to accomplish this before he leaves."

Supervisor Kozakiewicz: "Well, technically by the law, it's highway by user and technically if they've maintained control and taken over control, it's a town highway. But I guess you'd like to see it in black and white."

William Kasperovich: "I can't get anybody to pay serious attention to it, to the State highway laws."

Supervisor Kozakiewicz: "We'll take it up with the town attorney, Bill. I promise we'll put it on Thursday's work session."

William Kasperovich: "The town attorney doesn't care- "

Supervisor Kozakiewicz: "Bill, I just said- "

William Kasperovich: "-- to entertain me in her office for any serious discussion, pro or con."

Supervisor Kozakiewicz: "If we need to take it up by resolution, we will."

William Kasperovich: "The town attorney's office as far as I'm concerned- "

Supervisor Kozakiewicz: "Thank you, Bill. I know there's other

speakers, Bill. Bill, there's other speakers. May I ask you to allow, yes, there's a gentleman in the back. Right, Tom, you want to speak? Well, it's a five minute rule. I'd like to move on, Bill. All right, thank you."

William Kasperovich: "Well, you could at least- point a direction- "

Supervisor Kozakiewicz: "I think the fact that they paved the roads is an indication that there's been assumption by the Highway Department to take and exercise dominion and control over them. I think by- but, Bill, we'll take it up as a work session agenda.

Is there anybody else who would like to address the Board? If not, we're going to adjourn- yes, Vince Tria, please."

William Kasperovich: "Let me- Mr. Supervisor."

Supervisor Kozakiewicz: "If you would. Please close."

William Kasperovich: "Your last statement indicates that you either have no knowledge or very little knowledge- "

Supervisor Kozakiewicz: "Thank you, sir."

William Kasperovich: "-- of highways."

Supervisor Kozakiewicz: "Mr. Tria."

William Kasperovich: "And so you shy away from it because that is an idiotic statement that you made- "

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

William Kasperovich: "-- and once again we have to live here- have to put up with it. And the other four people sit alongside you, all these two years and haven't moved one iota in this direction. And, yet, your main concern is your five minutes stupidity."

Supervisor Kozakiewicz: "Thank you, sir. Phil, are you going to build a trap door? Vince Tria."

Vince Tria: "I have a question on Resolution #1252. This is the audit. Did it go out for bid. Is this something that has to go out for bid?"

Supervisor Kozakiewicz: "We don't have to and we did not."

Vince Tria: "Is there a cost? Is there a price, you know?"

Supervisor Kozakiewicz: "It's in the budget. It's in the budget. I think it's \$65,000."

Vince Tria: "When does it begin?"

Supervisor Kozakiewicz: "Every year they do it at the end of the year and they start to come in and they take the books."

Vince Tria: "December 31st?"

Supervisor Kozakiewicz: "It's for the December 31st conclusion of the year."

Vince Tria: "Thank you."

Supervisor Kozakiewicz: "Every year we do it, we must. Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo, Calverton. I happened to be channel surfing one night and I saw the Board serving dinner at the senior center. Two questions. One is do we charge a nominal fee for those meals?"

Supervisor Kozakiewicz: "Yes."

Sal Mastropolo: "Okay. The second question is do we check for residency?"

Supervisor Kozakiewicz: "Yes."

Sal Mastropolo: "For the guests?"

Councilman Densieski: "Non-residents pay a higher fee."

Sal Mastropolo: "Okay. Thank you."

Supervisor Kozakiewicz: "Tom Baird."

Tom Baird: "Good evening, Tom Baird, Wading River. A couple of things. Drainage, (inaudible) Lane."

Supervisor Kozakiewicz: "Private Road."

Tom Baird: "No. I wanted this man to talk, okay. You let Spindler go on for 45 minutes, okay, this guy wanted six minutes. Private road, fine."

Supervisor Kozakiewicz: "It is a private road. Tom, you know it is but we have done work up there, you know that."

Tom Baird: "I know. But it's six years now."

Supervisor Kozakiewicz: "And you've had work done."

Tom Baird: "Okay. Accountability for the proceeds from the air show. What's going on with this? Has he-- Has-- "

Supervisor Kozakiewicz: "Well, as far as paying the town?"

Tom Baird: "He hasn't- "

Supervisor Kozakiewicz: "He has got to pay the town."

Tom Baird: "Okay."

Supervisor Kozakiewicz: "If he doesn't, he'll be sued."

Tom Baird: "How many lawyers do we have working for the town?"

Supervisor Kozakiewicz: "We have three town attorneys- "

Tom Baird: "Okay."

Supervisor Kozakiewicz: "One town attorney and three deputies, Tom. You know the answer to that."

Tom Baird: "That's seven. What's being done about it?"

Supervisor Kozakiewicz: "Why do you ask?"

Tom Baird: "Well, because- "

Supervisor Kozakiewicz: "What's your motivation?"

Tom Baird: "My motivation- I don't have a motivation."

Supervisor Kozakiewicz: "Okay."

Tom Baird: "It's wrong- "

Supervisor Kozakiewicz: "You're just coming up there for the heck of it. Not because you were involved and you were excluded from the air show."

Tom Baird: "No, not at all. Absolutely not."

Supervisor Kozakiewicz: "Okay, thank you."

Tom Baird: "That's not my motivation. Come on, Bob."

Supervisor Kozakiewicz: "I just wanted to know."

Tom Baird: "Come on."

Supervisor Kozakiewicz: "It's a town board decision, that's correct, which will be taken up in executive session since it's a litigation item."

Tom Baird: "Okay."

Supervisor Kozakiewicz: "Thank you."

Tom Baird: "How much is the town owed?"

Supervisor Kozakiewicz: "The total of 71. We have \$20,000 that we have in escrow."

Tom Baird: "Fifty-one?"

Supervisor Kozakiewicz: "Correct."

Tom Baird: "Okay. Now what about the hot dog dealer (inaudible)."

Supervisor Kozakiewicz: "Thank you. Anybody else? Yeah, Hal Lindstrom."

Hal Lindstrom: "Hal Lindstrom, Riverhead. I'd like to speak on an issue that has really bothered me since the first time I heard about it. It's about the guardhouse renovation that's supposed to be renovated for a community center on the Grumman property. I'd like to

ask the Board to reconsider any construction on that particular building because of the fact that this is going to cost \$400,000. Am I correct?"

Councilman Densieski: "That's just for the interior."

Hal Lindstrom: "What's the total cost?"

Supervisor Kozakiewicz: "Three fifty something was the total bid but there was a contingency in there and that included- "

Councilman Densieski: "That's just for the- "

Supervisor Kozakiewicz: "Four hundred and two was the total amount."

Councilman Densieski: "-- interior renovation not (inaudible)."

Hal Lindstrom: "Four hundred and two thousand. Is that for the total renovation?"

Councilman Densieski: "That's for the interior."

Hal Lindstrom: "That's for the interior."

Councilman Densieski: "It's no exterior like parking lot, playground, all that kind of stuff. None of that's included."

Hal Lindstrom: "Right. I don't understand why this was adopted. I just don't understand the logic behind it. I mean here we are spending 400 over \$400,000 on the renovation on a building that has asbestos in it. Okay? It also has lead paint. Once this building is renovated, we don't know why kind of can of worms we're opening here. I mean if there is asbestos and lead paint, we're talking about a toxic clean up on top of the cost of the renovation. You're shaking your head no, Bob. Why?"

Supervisor Kozakiewicz: "Because we've already talked to the town engineer with regard to the asbestos issue. Many buildings in the State of New York as well as in all of the country have asbestos around pipes. If they're at a point or a location where they cannot be accessible to the public, they are allowed to be encapsulated and continue to be located and that's what we have as far as the situation out at Grumman."

The town engineer, I'm not sure if you've spoken with him, that's Mr. Ken Testa, has examined the building and has determined that the asbestos to the extent that it does exist in that building is in such shape, encapsulated in such locations where it will not require an asbestos remediation and the tasks or the work that you are trying to insinuate or state. It's just not the fact. So that's why I'm shaking my head.

Now, while I did not agree with the decision of the Board to go ahead, the Board's made the decision. But I just don't want this false information or this information which seems to make it a health hazard being put out there without being addressed."

Hal Lindstrom: "Okay. Can they put that in writing to say that this will not- "

Supervisor Kozakiewicz: "The town engineer has indicated that as a result of his review."

Hal Lindstrom: "With the renovation going on, with the renovation in the building? It's not going to affect any asbestos or lead paint or anything like that?"

Supervisor Kozakiewicz: "If he had made a determination and I think anybody who knows Ken Testa knows that he is a very competent, very diligent and very thorough individual. If he determined that there was a need to do it, he would have required it as part of the BID practice."

Hal Lindstrom: "Yeah. Also, on such an important issue, I feel that there really should have been some public input on this. There really should have been a public hearing so that the people could give their comments on this- this particular issue. I'd like to commend Bob and Ed for voting no on this.

Also, from what I understand, Jim Lull made a statement and commented that this guardhouse is not fit for an animal shelter but it is fit for the public."

Councilman Lull: "I heard that last week- Hal, I heard that last week and that's garbage. Okay?"

Hal Lindstrom: "Well, this is what I heard."

Councilman Lull: "I'm sorry. It's in the paper. You don't

trust that. If anybody was here and heard what I said, I said it's not large enough. There's not enough building there and an animal shelter is a very specific building. You don't take one kind of building and transfer it into an animal shelter, the same as you don't take an apartment building and turn it into a theater."

Hal Lindstrom: "But you do turn it into a community center. Right?"

Councilman Lull: "Sure, it's what you want. Is you want the small rooms, you want the availability of single floor access to people with all kinds of possible handicaps. Sure."

Hal Lindstrom: "Right. I just don't understand spending that much money on this building to have it renovated when that money could be better spent on a new state of the art community center on the 62 acres that are zoned recreational on the property."

Councilwoman Sanders: "I had no intention to make any comment. I was just going to listen to yours. However, I think you should do some research into your state of the arts facility. I recently heard that it was going to be a butler building, so we have a lot of definitions, a lot of theories, and a lot of things out there that need to be put on paper. A site plan needs to be developed, an architectural drawing, specifications, types of uses, all of those things need to be outlined, I think before we can take the next step into that state of the arts facility."

Hal Lindstrom: "Well, I- John White came to us at the Calverton Civic Association, okay, and he's on the recreation board, okay, he spoke to us in depth about this particular subject. And he said and he told us the facts. So I'm just relating to you what he told me, okay?"

Supervisor Kozakiewicz: "The facts as he understood them. Okay. I'm going to ask you to sum up, Hal. I'm going to ask you to sum up because you've been there for a considerable amount of time."

Hal Lindstrom: "Again, I just ask the Board to reconsider before any construction is done, to consider spending the money on a new facility and not throwing the money away in this building that was built in 1952. Thank you."

Supervisor Kozakiewicz: "Thank you, Hal. Anybody who hasn't had a chance to address us? Yes, Gene Greaves. Rob, did you want to

get up? Okay."

Gene Greaves: "Hi, Gene Greaves, Calverton. I had a question, a follow-up on TS Haulers. I had last been up before the Board in August 19th- "

Supervisor Kozakiewicz: "Dawn."

Gene Greaves: "-- with regard to the status."

Supervisor Kozakiewicz: "Just on the status with TS Haulers?"

Dawn Thomas: "I'm not sure of the date. There was an appearance in court several weeks where the status discussed and there is a new date that's assigned to the matter and I have to look and see what it is. If you want to e-mail me, Gene, I can give you that specific information tomorrow."

Gene Greaves: "And that's as far as the date that they're supposed to be done with the reclamation?"

Dawn Thomas: "I don't- no."

Gene Greaves: "What is the date referring to again?"

Dawn Thomas: "The date would refer to the continuation of the town's enforcement case against TS Haulers."

Gene Greaves: "Okay. Which enables them to continue- continuation- enables them to continue their operation?"

Dawn Thomas: "It was resolved. It could continue- allow them to continue to reclaim which would be to wrap up what the DEC permit required them to do."

Gene Greaves: "Okay. So in the interim, they are allowed to continue. They're doing what, reclamation at present? What is going on presently at the location?"

Dawn Thomas: "I don't know presently what's happening."

Gene Greaves: "Okay. Because I've heard rumors of concrete crushing. I mean, obviously I'm not looking to- "

Dawn Thomas: "I don't have any personal information."

Gene Greaves: "Who would I speak to to try and get better clarification on what's going on on a particular site?"

Dawn Thomas: "You could check with code enforcement."

Gene Greaves: "Okay. Is there a- "

Supervisor Kozakiewicz: "Follow up as well, Gene. If you e-mail the town attorney's office, we'll look into it with code enforcement and give you an answer."

Gene Greaves: "Okay."

Supervisor Kozakiewicz: "All right?"

Gene Greaves: "Yes. And the other question that I had regarding that. Somebody had a question about a nursery going in there after everything was said and done and that was totally out of left field to me but I said I would ask and find out about it."

Dawn Thomas: "I don't know if- there isn't any proposal by them to put a nursery in there but I think it would be a permitted use under the zoning if they came in with an application to do that."

Gene Greaves: "Okay."

Dawn Thomas: "Well, actually, I don't know if they'd need an application to do an agricultural. If they wanted to do a commercial operation nursery, then they would do a site plan."

Gene Greaves: "It's industrial B over there, correct?"

Councilwoman Blass: "No."

Gene Greaves: "A?"

Councilwoman Blass: "It's Industrial A."

Supervisor Kozakiewicz: "Right, Industrial A."

Gene Greaves: "Okay."

Councilwoman Blass: "The original reclamation plan that was submitted years ago when they first came before the town, was part of a what they had to do in order to submit their mining permit, did

indicate a possible reuse of the site was to- as a nursery, which is a permitted residual use. But if I could just ask the town attorney, I think that we were- the last action that was before the Board was in consideration of a stipulation and I don't believe that that ever was resolved."

Dawn Thomas: "Not to my knowledge."

Gene Greaves: "The last question was regarding the CDA resolution. The current lease term that Skydive Long Island is how long or runs through when?"

Supervisor Kozakiewicz: "Five and a half years was the initial approval and I don't recall the final termination date. That will be part of the hearing."

Gene Greaves: "No, I understand, but- "

Councilwoman Blass: "The extension is for 15."

Supervisor Kozakiewicz: "The extension is for a total of 15."

Gene Greaves: "From the original date or- "

Supervisor Kozakiewicz: "No. It would be from the date of the grant if there is one from the Board. That's what I understand it to be. Correct, Dawn?"

Gene Greaves: "Okay."

Supervisor Kozakiewicz: "Thank you."

Gene Greaves: "Thank you."

Supervisor Kozakiewicz: "Rob Pike."

Rob Pike: "Rob Pike, Ostrander Avenue, Riverhead. Tonight I'm not going to talk about many of the- any of the issues that face us today though it's always tempting as you know to do so."

But I was thinking from my tenure on the Board about this microphone and I always describe it to people as the price of the first amendment, that people can get up and say whatever they want and we have in the Riverhead community lost one of our participants in the last week and I rise both as a friend and a former attorney for Robert

Krudoff (phonetic) who passed in the last seven days.

And it is a remarkable thing, I think if you look at the history of activities in front of this microphone, that there are a list of people who- I might be one of them, and Mr. Kasperovich might be one of them and Steve Haizlip who has also passed, might be one of them, who could be described as curmudgeons, cantankerous, you know, callers of the truth as they see it.

And Bob Krudoff had that prickly pear quality in spades but I think if you got to know him pretty well, you would realize that inside there, there was a pretty soft interior, too. And I will- I have to go traveling tomorrow so I won't be around for any of the ceremonies, but I did want this moment to not pass without me saying that we are greatly indebted to those who have the strength and the temerity to raise their heads above the horizon of anonymity and to say what they really think, to be fearless in the face of knowing that they are going to be criticized, to doing essentially thankless things. You know, how many of us thank Mr. Kasperovich? How many of us thank Steve Haizlip? And how many of us thank Bob Krudoff for being himself?

I, for one, will miss him as a friend and I think about how each and every one of us might choose to pass and that he chose or did not choose but ended up ending his life on a tractor that he loved, on a farm that he loved, in a town that he loved. It's about as good as it gets. So, here's to the curmudgeons and Bob Krudoff as one among them."

Supervisor Kozakiewicz: "Mark Hureney."

Mark Hureney: "Mark Hureney, Riverhead. I was just wondering. I was told that Mr. Kirschenbaum submitted a financial summary of the air show. Is that correct? Financial accountability. Does anybody know?"

Councilwoman Blass: "I haven't seen anything."

Supervisor Kozakiewicz: "No, Tuesday, he said. Okay. I know there was a meeting, but I'm not sure if there had been a financial submission made. I will say this, the air show has had its newsworthiness and it will continue to have some, I'm sure. I think the biggest question is going to be whether the board wishes to proceed forward, that is the new board, come the year 2004 and they're going to have to make some very difficult decisions, maybe not so

difficult decisions, as to who or they choose to go forward with. I suspect they will want to go through the process to make sure if it's going to take place, they're going- but I don't know what the Board's going to do. It's going to be a matter that the new Board is going to have to take up."

Mark Hureney: "Right. But that wasn't my question. My question- my concern is is the taxpayers going to be paid back all the money that was spent by the town which goes against the referendum that the voters voted two years before and that you stand by- "

Supervisor Kozakiewicz: "It has nothing to do with the referendum but on the issue of getting paid back, Mr. Hureney, the answer is that if Mr. Kirschenbaum does not, he will be sued. Period. End of question."

Mark Hureney: "Okay. So he did not submit the financial report then that we know of?"

Supervisor Kozakiewicz: "As far as what he owes the town, we know what he owed the town, we know what the obligations were with the town, we know what the contractual arrangements were with the town. And if there is monies that are due to the town, he will be asked- or East End Management will be asked- East End Management will be sued and in order to make that payment and the town taxpayer whole."

Mark Hureney: "Okay. That's the answer I wanted. One other question. I had, you know, as all of you voted for me to get a lease on the runway several years ago, I would just like to know, first ask you, Barbara Blass, did you vote to terminate my lease?"

Councilwoman Blass: "I don't think there was a vote taken on that, that I recall. I don't think there was a vote taken."

Mark Hureney: "No vote was taken?"

Councilwoman Blass: "To take that action. I don't believe there was."

Mark Hureney: "Miss Sanders, did you vote- I just- I'm curious, because if everybody voted yes, that if there was a vote by- I'd like to know who voted no that- to pull my lease. I mean who voted yes to pull my lease. Do we have an answer to that?"

Councilwoman Blass: "There was no vote."

Supervisor Kozakiewicz: "I think it's- I think we're getting into legal issues, is what I'm hearing and I think that it would be an executive session matter and I think you can speak to your counsel, which I'm sure you have, and we'll speak to our counsel as far as the various legal rights of the parties and work it out- "

Mark Hureney: "What do you mean legal rights? There's no litigation. I'm asking the Board who voted to terminate my lease."

Supervisor Kozakiewicz: "It's a legal question, Mark, with all due respect."

Mark Hureney: "Okay."

Supervisor Kozakiewicz: "Thank you."

Mark Hureney: "I know that. And I'm asking for an answer. That's all. If Barbara said- "

Supervisor Kozakiewicz: "I think it's a matter- I think your lawyer according to what we heard- we'll take it up as an executive session matter. Thank you."

Mark Hureney: "Okay. So I will be able to attend the executive session, Bob?"

Supervisor Kozakiewicz: "No. If we're suing you, why would we include you in our- "

Mark Hureney: "Oh, you're suing me? You're suing me? I didn't know that."

Supervisor Kozakiewicz: "I think your attorney maybe threatened litigation. But we'll talk about it in executive session. Thank you."

Mark Hureney: "Thank you."

Supervisor Kozakiewicz: "All right. Anybody else who wishes to speak? If not, what I would like to do is also- I think Rob Pike's comments about Bob Krudoff were very touching and I agree. I understand that we also had another passing of an individual who was a big part of this town, Judge Robert Leonard, who did pass away. He will be reposing at the DeFriest Funeral- DeFreist Grattan Funeral Home in Mattituck. The viewing hours will be tomorrow, 2 to 4. Okay,

tonight as well. But 2 to 4 and 7 to 9. That's tomorrow. Wednesday. And the burial is- is it a private affair? Thursday. Okay. So we wish the family of Judge Leonard the well our deepest sympathies and same to the Bob Krudoff family.

Is there anything else?"

Councilman Densieski: "Motion to adjourn."

Supervisor Kozakiewicz: "Good night."

Meeting adjourned: 9:00 p.m.

Barbara J. Gatten
Town Clerk