

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, December 16, 2003, at 2:00 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 2:03 p.m.)

Supervisor Kozakiewicz: "I'd like to call today's Town Board meeting to order, time being 2:03 p.m. and, Rex, since you're up, you want to lead us in the Pledge of Allegiance? Rex Farr. Thank you, Rex."

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

Supervisor Kozakiewicz: "Can I ask the Board-- don't sit down. We've got one proclamation-- it's not on the agenda, which I'd like to start off with and then we can go through the agenda."

And I'm going to invite Harry to come on, make his way up and do you want to be joined by your wife, Harry? Come on.

I'm here to present a proclamation to Harry Burton. Harry has a skill that I can't say I have any ability to, and that's being able to turn a wrench and being able to turn it pretty well. I used to hang around with a group of guys, I was kind of on the fringes, they called themselves motor heads, gear heads, whatever you want to call them, but I never got past the stage where you take stuff apart, and had a little trouble putting it back together. But, Harry, obviously, has been able to do that.

Harry has been working with Dynamic Radiator for about 17, 18 years? Is that correct? And from a very early age, has shown his proficiency in being able to turn a wrench as I said. Now, recently

and I'm going to read this paragraph: Whereas, with great honor and prestige, Harry Burton was selected above other skilled mechanics nationwide and awarded the 2003 Craftsman Mechanic's of the Year award which was sponsored by Nascar Dodge weekly racing series and by Craftsman tools.

Great achievement. Great job, Harry. He has been involved with this since- as I said he's 18 years old. He's referred by his peers as the Riverhead Rock, and he's here with his wife, Debbie who, I think, provides him with a lot of support and inspiration. His daughter, Alyssa, is not here; stepson, Rob, is he here? Okay. And granddaughter Sheleigh (phonetic). Correct? Did I get it right?

Well, with everything said, it's my honor to present you with a proclamation recognizing this day as Harry Burton Day. Congratulations."

Harry Burton: "Thank you. I would just like to thank the Town Board for, you know, taking this opportunity, you know, to give me the award. And everybody have a Merry Christmas. Thank you."

Supervisor Kozakiewicz: "Can we borrow a wrench? Congratulations."

Harry Burton: "Thank you."

Supervisor Kozakiewicz: "Okay. All right. Getting to business at hand. Is there a motion to approve the minutes of the December 2, 2003 Town Board meeting?"

Councilman Lull: "So moved."

Councilman Densieski: "Second."

Supervisor Kozakiewicz: "Okay, vote please."

Barbara Grattan: "Who moved it? Jim and-- "

Supervisor Kozakiewicz: "Yes."

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

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

REPORTS:

Tax Receiver	Utility collections report total collected \$210,118.53
Industrial Development Agency	Budget for fiscal year 2004
Recreation Department	Monthly reports for September and October

Barbara Grattan: "That concludes Reports."

Supervisor Kozakiewicz: "Applications, please."

APPLICATIONS:

Site Plans	AT&T Wireless at 422 Edwards Avenue
	Hartill at Swezey Avenue - four townhouses
	AT&T Wireless at Cherry Creek Golf Links
Special Permit	Art Sites LLC - renovate existing building
Shows & Exhibition Permit	Townscape, Inc., 10/10/04 for country fair

Barbara Grattan: "That concludes Applications."

Supervisor Kozakiewicz: "Very good. Correspondence."

CORRESPONDENCE:

76 letters	Regarding the support of Sky- dive Long Island's request to obtain an extension of fifteen years to the present lease
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Barbara Grattan: "That's it."

Supervisor Kozakiewicz: "All right. And then we have a number of public hearings on. Before we go to public hearings, I did want to make a comment regarding today's resolutions and, hopefully, I'll remember to do it again and then we'll do the Committee reports.

That Resolution 316, Resolution 317, it's not de ja vu again. They are repeats and the Town Board, I hope will join in withdrawing Resolution 1317 which is both accepting cash security of Kroemer Route 25 LLC.

We also may take off the floor a resolution which would establish a budget on an open space acquisition. Yeah, well, there's a couple. There's also AJDN, we never established a budget for this one which we're looking to close. And then there's two public hearings which are the matters of Ostad and Elton Street LLC which are the 2:15 and the 2:20 public hearings. We have in the past if there was no adverse comment, considered moving them along in order to move the process.

So that being said, any Committee reports?"

Councilwoman Blass: "I have a quick comment. It's not a Committee report, but- "

Supervisor Kozakiewicz: "Oh, Okay."

Councilwoman Blass: "-- once again Riverhead youth has given us reason to be proud. This past Sunday, the junior varsity cheerleaders took third place in a competition with 14 other schools. So, in spite of the weather, all the schools showed up. They had a very successful competition. The girls worked very, very hard. So I wanted to mention that."

Supervisor Kozakiewicz: "That was the JV, correct?"

Councilwoman Blass: "The girls JV. Yes."

Supervisor Kozakiewicz: "Yes. Congratulations. Any Committee reports?"

Councilman Densieski: "I'd just like to wish everybody a Merry Christmas and a Happy New Year out there."

Councilwoman Sanders: "I have a comment."

Supervisor Kozakiewicz: "Rose."

Councilwoman Sanders: "I'd just like to make an announcement besides Happy Holidays and a safe, happy and healthy New Year. I would like to just announce that on December 21st, and December 28th between 5:30 and 9:30 there will be a holiday family skate at the skatepark for anyone who would like to participate. Free admission. Holiday music, some fun for family and kids and the only thing that we ask is that everybody needs to sign a waiver for insurance purposes. But that is the only requirement. You have to have your equipment. But it's a holiday skate on December 21st and 28th from 5:30 to 9:30. Thanks."

Supervisor Kozakiewicz: "Okay. The time of 2:10 p.m. having arrived, I declare the first public hearing open and ask that Barbara Grattan read the affidavit of publishing and posting for that public hearing."

Public Hearing opened: 2:10 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on December 16, 2003, at 2:05 p.m. regarding the extension to the water district to be known as Extension #79-Harvard Nichols subdivision."

Supervisor Kozakiewicz: "Thank you, Barbara. You are really good, Dennis. I saw you making your way up and there's nobody back there to grab the podium or the easel. You were able to do it all yourself. Your trusty assistant is conspicuously absent."

Dennis Kelleher: "Yeah, he'll be here in a little bit."

Supervisor Kozakiewicz: "Your name and- "

Dennis Kelleher: "Good afternoon. My name is Dennis Kelleher from the engineering firm of H2M. We are the consulting engineers for the Riverhead Water District.

The hearing that I'm going to be talking about this afternoon is for the- a formal extension of the Riverhead Water District. The developer of a subdivision known as Harvard Nichols Extension 79 has approached the Town Board and has petitioned the Board to be serviced by the Riverhead Water District.

The property is presently located outside the boundaries of the existing Riverhead Water District.

On the map shown highlighted in yellow is the existing Riverhead Water District boundaries. Highlighted in pink is the proposed extension boundaries. The property is located on Osborne Avenue, just north of Malcolm Way.

The proposed extension consists of 14 lots which are located on both the east and west side of Osborne Avenue. Approximately 4.8 acres of the proposed extension is the Harvard Nichols subdivision. The subdivision consists of four residential lots, three of them are proposed new residential dwellings, one of them is an existing home.

However, looking at where this proposed subdivision sits in relationship to other lots around it, just outside the Riverhead Water District, a decision has been made to include 10 additional lots as part of this extension. There are five homes on the west side of Osborne Avenue who are already hooked up to the Riverhead Water District. Even though they're outside the boundaries of the water district, they're supplied water under a contract basis. At this time we plan on bringing them in, plus the five homes on the-- adjacent to the subject subdivision on the east side of Osborne.

The nearest water main to the proposed subdivision and extension is on Osborne Avenue, approximately 60, excuse me, 600 feet south of the subdivision. It is proposed under this project to install approximately 1,300 linear feet of eight inch pipe on Osborne Avenue.

Highlighted on the map in blue is the proposed water main, which would be going along Osborne Avenue across the frontage of the extension.

Highlighted in green are the existing water district mains that are already installed.

We estimate the water use for the subdivision for- remembering five of the homes are already hooked up, for the homes, at 300 gallons per day per home for a total of 900 gallons per day with a maximum flow rate of 2,700 gallons per day.

The existing cost of implementing this extension has been estimated- excuse me, the estimated cost of implementing this extension is \$55,500. This includes construction costs, engineering inspections, legal and contingencies. This entire cost will be paid by the developer of Harvard Nichols subdivision. There will be no cost to the Riverhead Water District customers.

In addition, there'll be no cost to the existing homes that are being proposed to be brought in to this extension with the subdivision.

In addition, the developer will be required to pay a key money amount- key money fees in the amount of \$2,500 per single family home, for the three new homes for a total key money cost of \$7,500. Thank you."

Supervisor Kozakiewicz: "Thank you. Is there anybody else who would like to address the Board either for or against this particular subject matter which is the extension known as Extension #79 of the Riverhead Water District?"

Not seeing anybody wish to speak either for or against, declare the public hearing closed, the time being 2:14 p.m."

Public Hearing closed: 2:14 p.m.

Public Hearing opened: 2:14 p.m.

Supervisor Kozakiewicz: "The time still being 2:14, declare the second public hearing open and would ask that the affidavits of publishing and posting, once again, be read into the record."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on December 16, 2003, at 2:10 p.m. regarding whether Altitude Express d/b/a as Skydive Long Island should be designated the qualified and eligible sponsor for the leasing of property at the Calverton site for a period of fifteen years for a monthly rental of \$2,000 per month for use by Skydive Long Island."

Supervisor Kozakiewicz: "Okay. Ray Maynard."

Ray Maynard: "Good afternoon, Mr. Supervisor, and distinguished members of the Town Board. Ray Maynard, 220 Pleasure Drive, Riverhead, New York.

What I am seeking is nothing more than the town approvals that will permit by business to contribute to the local economy for years to come. The need for land use stability and a commitment from the town on behalf of this issue is obvious to any business leader.

To improve my business base, I want to buy property at the Calverton site as I am presently renting two buildings from Jan Burman. I have a letter of intent from Jack O'Connor for the purchase of property from Mr. Burman. Financing for this purchase of this property relies on a long term commitment for the use of the runway.

I presently have a five year lease and runway agreement with two and a half years remaining. This year I sold my two (inaudible) Cessna 182 aircraft and purchased a seven place Cessna 207 aircraft. We have been leasing larger turbine aircraft as needed on the weekends for the past three years. It is time to buy our own more cost efficient turbine aircraft, providing the town recognizes the need for an extended lease and runway use agreement.

The company's employment has increased from three full time and several part timers in 2000, the year we move in, to 12 full time and eight part timers in 2003. And, of course, this is a seasonal business.

Skydive Long Island operates seven days a week, 8:00 a.m. until sunset, April through November, with occasional operations during the remaining months due to the limited weather conditions. Skydive Long Island projects, with the help of Mother Nature, that we could possibly gross \$700,000 next year. Our payroll this past year was very close to \$200,000.

For the past three years, we have demonstrated what a well run, nationally respected aviation company can accomplish. But it is a business and like all businesses it needs a strategic plan with a single long term understanding of its market. Without an extended lease and runway use agreement, Skydive Long Island will not be able to protect its future.

I'm asking the town to exercise leadership and vision and its commitment to the business community to be a responsible partner for the economic growth. Altitude Express Inc. and Pleasure Leasing Ltd. doing business as Skydive Long Island had been certified by the Empire Zone program. Skydive Long Island conforms to and is consistent with the present zoning at the Calverton site.

The majority of this Town Board has experienced first hand what we have to offer. Please allow me to offer this amazing experience for the years to come to everyone and anyone who dares to come to Calverton and skydive in the most beautiful place in the world. Thank you very much."

Supervisor Kozakiewicz: "Okay. We have a number of cards that have been handed up from individuals who wish to address the Board. I'm going to go- I guess these are in the order that you took them in, Barbara? All right. Well, I'm going to go in the order that they've been handed up to me then. Gene Greaves."

Gene Greaves: "Gene Greaves, Calverton. Today's hearing is to hear all persons in the subject of designating Skydive Long Island a qualified and eligible sponsor and whether the property should be leased for a period of 15 years for an initial monthly rental of \$2,000 per month."

The term qualified means fit or competent while eligible sponsor means one fit to be chosen or qualified who will assume responsibility as surety for or endorser of some person or thing.

I can tell you from first hand experience these terms do not relate to Skydive Long Island. Their utter disregard for respecting noise abatement, flight pattern, and even safe flight operations is a regular occurrence. With 3,000 acres of property and a 10,000 foot runway at their disposal, they are their own worst enemy.

They continuously fly over residential neighborhoods at just above tree level. They continuously fail to make use of full runway takeoffs and landings which is incredulous since this runway can land any airplane in the world, to the best of my knowledge. Yet a single engine prop plan consistently needs to take off and land while using the northernmost portion of this entire runway.

If they abided by reasonable noise abatement and flight pattern procedures, they would not have created the public outrage which is felt by the residents in the surrounding areas. The Supervisor is well aware of numerous calls from residents complaining about these very items. I personally spoke with the Supervisor about an August 23rd incident when this operation dropped parachutists over Otis Pike air space and proceeded to circle around and fly through them before descending to approximately two to 300 feet while heading east over Timber Park residential neighborhood. Not once, not twice, but on at least three separate occasions during the course of this particular day.

Do we need another plane crashing into a house like in Holbrook recently before we realize the impending danger this outfit creates?

This operation first received approval to operate at Epcal in

September of 2000 and they were then handed a five year extension in May of 2001. This means they have a current contract with Riverhead Town to September, 2006. Yet, today, they are asking for- well, I'm not sure what they're asking for since the document is ambiguous in its wording. The document before us today states quote for a period of approximately 15 years, end quote. Does this infer an extension of the original lease or a modification of the original lease? Why quote approximately end quote. Legal documents are supposed to be concise.

The document goes on to state quote initial monthly rental of \$2,000 per month, end quote. They have been paying \$2,000 per month since their original lease to the best of my knowledge. So while our taxes continue to rise annually, this outfit if afforded a discount for another 15 years? Sign me up.

How many year round- year round high paying jobs have they created? How much tax revenue do they generate? Does the current or future lease specify how many planes they are allowed to operate, how many flights, daily, weekly, or otherwise? Specific flight pattern to be used. How many jumpers per flight? Hours of operation. Time period of operation. Their web site specifies April through November for operations yet he is still flying and buzzing neighborhoods in December. Why?

I am not anti aviation. I grew up in Wading River while Grumman was a respected and admired neighbor. I have several relatives who work and continue to work for Grumman. They were and still are a class organization.

Skydive Long Island does not hold a candle to Grumman. Today's hearing was requested by Skydive Long Island so they may secure financing with the prospect of a long term lease. This is their right to request and I respect their ambitions to grow as a business. This does not, however, bind the town to authorize an extension.

This Board is obligated to consider the ramifications of the entire town. Ramifications such as how can we even consider a 15 year extension when we do not have any rules and regulations in place? How would future rules and regulations affect this operation? Will they become a non-conforming use? Will this allow for an immediate termination of the lease? How can we consider locating any park adjacent to such an operation? How do we adequately market a multi-million dollar facility for accessory runway usage when people are jumping from planes in the direct flight pattern?

Ask Mr. (inaudible) why the police wouldn't locate at this facility. Additionally, has any consideration given to the fact that the drop area is located above a VOR- V-O-R. A VOR is a flight navigational aid which happens to be used by all aircraft flying through this area. This means in addition to jet planes going to major local airports, there are helicopters and other local traffic flying through this area as well. Why are we allowing people to be dropped out of airplanes in such an area? I know, FAA rules do not preclude this activity.

But common sense should tell us we don't need FAA rules to figure out what is safe for our town. Ask any FAA official if they think this is good practice, ask them if they think their own rules are remiss.

I know there has been much debate about aviation usage in this town and I will repeat, I am not anti-aviation. However, if you extend the lease of this operation, you are doing exactly what the people voted against in 2001 referendum, maintaining an airport. Continuous repetitive flights which never leave the area is one of the biggest concerns, dislikes and hazards of the community.

Then there is the complete lack of high paying jobs this outfit brings. How about the damage it creates in marketing this world class facility for accessory usage and the high paying jobs which should be brought in?

Skydive Long Island has a current lease which runs through September, 2006. We should respectfully inform them that they should be content with knowing we will not revoke this lease prior to its expiration. Until we implement clear, concise and restrictive rules and regulations to govern the 10,000 foot runway for accessory usage, this town will continue to languish in its pursuit of tax base and high paying jobs at Epcal.

I respectfully request this hearing be left open for a 30 day written response period as was done after the public hearing on proposed rules and regulations in April of this year.

May your moral duty as an elected official guide your conscience. Thank you."

Supervisor Kozakiewicz: "Wayne Burrell or Burrel. I think it's Burrell."

Wayne Burrell: "Good afternoon, Mr. Supervisor, Councilmembers. It's actually Burrell. Wayne Burrell. I have worked at Skydive Long Island with Ray Maynard for 13 years and I have found Ray to be a businessman of honesty and integrity. His business is showing even greater potential since relocating to the Calverton Enterprise Park.

It would be to the local economy's advantage to extend Skydive Long Island's lease so that other local businesses can benefit from the revenue stream of thousands of people who come to Skydive each year, Skydive Long Island. Thank you."

Supervisor Kozakiewicz: "Thank you. Duncan Shaw."

Duncan Shaw: "My name is Duncan Shaw, I'm a skydiving instructor for Skydive Long Island. I come from (inaudible), New Zealand, a small drop (inaudible) which operates out of a domestic airport where we were landing alongside Boeing 737's. And I came to the states to sky dive out a large aircraft.

My various adventures brought me to New York. I met up with Skydive Long Island about the time I moved to Calverton. What I would describe as an unbelievable facility, not just to sky dive from but also for aviation.

This also helps Skydive Long Island realize their dream to bring in larger aircraft and accommodate more people. In sky diving, we need certain things, a nice clear area, free of objects and obstacles in which to land, plenty of options to be able to land in in an emergency, and runway in good condition that gives our pilots plenty of options should the worst happen, and a runway that doesn't destroy our aircraft. Calverton provides this.

As well as being a skydiving instructor, one of my jobs at Skydive Long Island is to spot the aircraft, that is to decide what direction it should fly on a jump run, according to the winds and where to start letting people out of the plane. Depending on the aircraft, we can have up to 30 skydivers in the plane and it's my responsibility to ensure that all 30 of these people have a fair chance to get back to the landing area. This is where the beauty of Calverton comes in.

We use the airport's size and shape to our advantage which can help take away some of the fear to a skydiver. I've been at other drop zones where I have opened under a parachute and not known where the airport was. Not even what direction it was and as you eye at

possible backyard landings, you wonder what unseen obstacles lie in wait for you. This is not a factor at Skydive Long Island.

Skydive Long Island is a drop zone for Long Islanders. The people we share skydiving with are not Japanese tourists. They are not Canadian tourists. They are mostly Long Islanders and there is something very special when they can see where they're from and they can see how beautiful Long Island is. And they tell us stories. It's okay, 75 year old Long Island native on his birthday skydiving and he was- he had so much joy in telling me little stories about the region, like the Shinnecock Inlet and how it was formed by the hurricane of '36 or '7.

They also tell us how they came as a kid to Calverton to watch the F-14's take off or how their dad worked there or their uncle, their grandfather, their sister.

There is a spinoff, of course, of any business. I myself- the gas stations, the local gas stations clearly- the local hotels- I stay in local hotels with my wife, we eat at the local restaurants. We, you know, we all buy lunch at a local deli, the supermarkets, the shops, Tanger Outlets.

The staff at Skydive is a who's who of Long Islanders. Brandon Spadaro, Joe Fortune, Brian Protrudy (phonetic) amongst others, all former students of Skydive Long Island now instructors, videographers, coaches, and we teach Long Islanders to sky dive. Jose, Mike Timmy, James Jeffries, there is also a mannequin of Ray Maynard hanging inside the cradle of aviation at Mitchell Field with Skydive Long Island at Calverton written underneath it.

Aviation is part of American history and we are right now celebrating 100 years of aviation. Calverton is part of American aviation history and aviation should be able to continue at Calverton. Please Skydive Long Island's lease and keep the dream alive."

Supervisor Kozakiewicz: "Thank you. Kurt Kellinger."

Kurt Kellinger: "Good afternoon. My name is Kurt Kellinger. I don't live around here. I live in Bergen County. And I'm going to tell you that because I want to illustrate how far away it is I travel out here every weekend to enjoy Calverton.

I've been jumping with Mr. Maynard for about 14 years and I want to express- I'm not all- I'm not just a skydiver. Today I want to

talk to you as someone else. I'm a Port Authority police officer and I want to relate to you the kind of community minded guy that Ray Maynard is.

After 9/11, the National Guard out here recovered a flag at Ground Zero. The flag that has now become infamous, the flag that flew at the World Trade Center the morning of the attack. Ray was instrumental in contacting me when he found out about it and getting that flag returned to the Port Authority police where you might have seen it at the Olympic Games and it flew at all the funerals. That's the kind of community minded guy Ray is.

I've done a lot of special olympics. Every year he donates to the special olympics, Tomorrow's Children's Fund. He is the quintessential small businessman who gives back to the community. He's the guy who took a roll of dice here; he's risked his entire financial future and his reputation on building a business out of Long Island. He's not a developer that's going to come out here and build a few houses, make some money, and run away with his money. He's born and bred here on Long Island. He deserves an opportunity to continue his business.

Now we do deal with a business that is let's say controversial. For people who don't understand it, they'll never understand it. For people who have done it, they know why we do it.

As you can see, most of us aren't, you know, zany people."

Supervisor Kozakiewicz: "I've got to respectfully differ, I mean, I don't still know why you do it."

Kurt Kellinger: "But you understand the experience."

Supervisor Kozakiewicz: "It's beautiful up there, I've got to say that."

Kurt Kellinger: "Right. As I said, it is a little bit of a controversial business. I want to discuss a few of the things. I mean, we can talk about the expansion of his business, which I watched him come from that small airport, Spadaro's, and struggle for years trying to maintain the equipment on a runway that wasn't suitable for crop dusters. Now at Calverton, he's got an opportunity to expand this business. That is going to domino into the community.

You have people coming out here from the city. Also, you have a

lot of Long Islanders that have enjoyed that facility. So people do come out. They spend their money in the restaurants; they spend their money in the bars. People actually move to areas- or have jumped all over this country. People re-locate to live near drop zones, just as they do golf courses, ski resorts, anything of that nature.

If he can get his foot in the- firmly rooted here, you're going to start to see an influx of people into the community that are coming her specifically to enjoy that facility.

Now, the other gentleman was discussing noise abatement problems. I mean, I've been jumping out of that facility now for the last three or four years and for our 16 or 20 flights a day, it's- in comparison to the hundreds of heavy jets that fly over the VOR that he was discussing, it's minimal. I don't want to be sarcastic but I almost have to chuckle when people buy a house near an airport and then complain the planes take off. It's like I moved in near a swamp and I have mosquitos. I mean it's part of where you purchased the property.

A lot of our customer base supports many of the small businesses in this area and when we talk about small business, I mean, that's what really runs the engine in this country. It's not the big industry; it's small business. So if you give us an opportunity out there, we're going to grow and become a very, very intricate part of your community.

The noise abatement. Right now, I think the one thing that the gentleman failed to disclose to you is that on the sectional maps that the pilots use, Calverton airport is listed as closed. It does have a parachute over it listed as a drop zone, but on the sectional map, it's listed as closed. That attracts these small pilots from all over Long Island, Connecticut, they all fly around Calverton almost as a practice area. It's a huge visual landmark. When that sectional map lists Calverton as open because we're operating there, you are going to see less small planes flying through that area. The noise will actually drop down.

As far as safety, when we are dropping jumpers, we're speaking to Boston and New York control. We have both control centers on there. This is actually a safer place for us to jump than anywhere in the country. I've jumped all over the country and we have two minute warnings. Everybody knows we're in the air. We talk to jets. Is one of the safest-- actually, I would put Ray Maynard's safety record up in his 17 or 18 years of operation, up against any major drop zone in this country and you'll find that he's running probably the safest

drop zone in the area.

I'm married; I have two children. If I thought it was that dangerous, I wouldn't be doing it. I mean, you know, I am a police officer. If I thought it was that dangerous, I wouldn't be doing that, but- in closing, I just want to urge- I know you can't make everybody happy in the community, but you are looking at an opportunity from a guy who was raised up out here, who has maintained his residence out here and who's going to stay here. You give him an opportunity, he's going to give back to your community. Thank you."

Supervisor Kozakiewicz: "Thank you. Thomas Noon."

Thomas Noon: "(disk problem) safety is safety and the FAA would shut him down or at least close him down for any time if there was any doubt.

I have flown with Captain Ray. He's a very good pilot. He's a very understanding pilot. He brings a lot of human factors into the issue also. As far as a business man goes, he promotes jobs and that's the bottom line. I really would like to see him get that extension, not only for the Town of Riverhead, but for aviation itself. Thank you."

Supervisor Kozakiewicz: "All right. That concludes those that have handed in cards. Those who wish to speak, Rolf Koesling."

Rolf Koesling: "Rolf Koesling, Wading River. First of all, I'd like to ask a question. Public hearing, it says Skydive of Long Island extension of lease for a period of 15 years. When we pulled it off the computer it doesn't say a word about an extension. Has any members of the Board read what was on the computer?"

Supervisor Kozakiewicz: "Yes. And, you know, the computer obviously didn't comport with what we have noticed but the fact is, Ray, I mean Rolf, and we know this, we've gone around this issue repeatedly, what we are required to do and what we have done is we have it posted properly in the Town Clerk's Office, we have it published correctly in the town paper. And as far as the internet, it should be correct. I'm not sure why it's been a problem; it shouldn't be a problem, and, of course, it's something the new administration must take a hard look at."

Rolf Koesling: "Because, you know, it tells about if they're an eligible sponsor. Well, they've been already made an eligible- "

Supervisor Kozakiewicz: "Right. But under the Urban Renewal Law, any time there's a change in the essential terms agreement- the Calverton property which is owned by the Community Development Agency, was an urban renewal area. Under the state law, any time there's a change in the essential conditions of a runway use agreement, whether it be the length of the agreement, the monetary consideration being paid for the agreement, anything that's considered an essential term, we are required to hold a public hearing in order to consider that."

Rolf Koesling: "Okay. I have no objection as far as the skydiving go, but I want to ask one question. This lease, in whose name is it?"

Supervisor Kozakiewicz: "Skydive Long Island- Altitude Express d/b/a Skydive Long Island."

Rolf Koesling: "Okay. So the lease belongs in that. And, now, if the gentleman that is running it decides to sell it tomorrow, the lease goes with the new owner because he- "

Supervisor Kozakiewicz: "If he sells the business, that's correct."

Rolf Koesling: "-- correct. So that lease is worth a ton of money, a ton of money. He even admits it so he can get it. In other words, give him the 15 year extension, he walks out the door and he sells it and somebody else is taking over. Thank you."

Supervisor Kozakiewicz: "You gave us something we can put in the lease agreement. Thank you. Sid Bail."

Sid Bail: "Good afternoon. Excuse me, Sid Bail, President of the Wading River Civic Association. First of all, I'd like to say that we oppose the 15 year extension of Skydive's lease and I'd just like to briefly explain why.

Last week, in fact, on Thursday, you folks had a work session, we were talking about changing the zoning on more of the property at Calverton Epcal from recreational uses to industrial uses and I believe it was Councilwoman Blass who pointed out the importance of clarifying certain issues and one of the issues that needed clarification was aviation uses, etc., if the property was going to be marketed for industrial uses. And I agree with that observation.

We all remember last April there was an attempt on the part of

the town to adopt air park rules and regulations and- "

Supervisor Kozakiewicz: "It was an attempt to hold a public hearing. Thank you."

Sid Bail: "Thank you for the correction. But one thing we might agree upon it, that there seems to be consensus that the air park rules and regulations that were the subject of the public hearing left something to be desired. So in May we were introduced to another attorney, an aviation attorney, and as I remember it she made quite a favorable impression on most people who heard her speak and I believe the Supervisor instructed her and the Town Board to go out there and try to develop some new aviation rules and regulations.

Well, that was in May. Here we are, all right? We have a situation that for whatever reason and whether it had something to do with the election season, whatever, the rules and regulations weren't developed. So, do we act on this based upon, you know, the existing rules and regulations?

You might have the legal authority to do so, but, you know, was it about- I don't know, two Town Board meetings ago or maybe not even that- former Councilman Pike was up here and you were, I think, talking about a special permit application and he talked about legal authority as opposed to moral authority and I guess what I'm saying is, I think the right thing in this case is to let the next Town Board make the decision.

I think the right thing to do is to develop the air park rules and regulations that you said you were going to develop in May which haven't been developed. To me, that's unconscionable. All right? We- otherwise, if we act on the basis of, you know, and Ray Maynard is a nice guy, everyone agrees on that. But don't tie the hands of the next Town Board. Don't tie the hands of whoever you select to develop the air park in rules and regulations by locking in this use for the next 15 years. It may not be compatible with the overall vision that would be best to market the property. All right?

So that's why we respectfully oppose the extension. Thank you very much."

Supervisor Kozakiewicz: "Thank you, Sid. Rex Farr."

Rex Farr: "Good afternoon, Rex Farr, President of the Greater Calverton Civic Association. We, too, are opposed to the 15 year

extension. We're not here today to extol the virtues of skydiving or to listen to heartwarming stories of 75 year old men jumping out of planes. We're here to decide whether or not the use of the runway, excuse me, the use of this airport is an appropriate use. General aviation is not allowed under the present rules.

We also have concerns here, how is it possible to decide on an aviation application of this duration when by all accounts the aviation use zoning is seriously flawed? How is it possible to make a responsible and informed decision on an aviation application of this duration, when there is no operational guidance or rules and procedures? That's just reiterating what Wading River just said.

We also are concerned with what does the future hold for the long runway at Calverton? Now this is a critical question. Do we want to jeopardize the use of the runway by a major aviation employer and corporate tenants in favor of skydiving? I don't know. But I do know that, again, what Sid said we believe and that is that it should be left up to the next administration to make these decisions and, again, please do not tie their hands. Thank you."

Supervisor Kozakiewicz: "Is there anybody else who would like to address the Board? Ray Maynard- yeah, actually there's some questions, I think that we have for you, Ray."

Ray Maynard: "Just in response to several of the people here today. In the world of aviation, compatibility among airports is all based on communication. If you have communication, you have safety and compatibility. Having my operation at Calverton is not going to stop some other corporate entity from coming in here. In (inaudible), Florida, there's over 400 flights a day and they are skydiving out of four aircraft all day long. Across the country that is the norm.

Communication has to be there. We do it, we have two radios on every aircraft. If this airport, sorry, if this runway got that busy, I certainly would be flexible enough if some big thing was coming in there, we're going to step back and step down. So we are not going to stop the future of this air park by being there. We're going to help it. I'm going to do everything I can in my power to make sure that everything that's in there is done correctly.

As far as the rules and regulations, you pass the rules and regulations next year, I'm still going to be there. I'm a law abiding man. I will do what the rules and regulations are at this airport. Hopefully, I can give some input into what is needed there.

In response to the aircraft flying over treetop level, that is not us. My airplanes say Skydive Long Island on the bottom. The Town Board gets phone calls. There are other aircraft that's flying in the area. Noise abatement. We take off and we are told to fly over Mattituck to do our climb and come back. There's a lot of aircraft over that airport and as Kurt mentioned before, we've been in process for three years to have the chart changed. When the chart says that it's an open facility, other aircraft will avoid the area. As long as that is not changed, pilots that come in here, pick up a chart, they fly out to a closed airport to practice what they need to do for their flights.

It's very important that this next sectional which is being printed in April, I believe all the correct paperwork is in to get that done, will eliminate a lot of the air traffic that's going on out there. There are people that fly out there that interfere with a lot of things that should not be going on. Flying treetop level, that is not us. The buffer zones for both of those runways make it so that you do not fly over anybody's house and if anyone doesn't believe me, I will take you up in my airplane and show you myself. Thank you very much."

Supervisor Kozakiewicz: "There were some other questions. I know Councilwoman Blass has some questions and- right, as far as Ray? Okay."

Councilwoman Blass: "I did want a clarification. Are you asking for a 15 year extension on top of the lease that is to expire 2006, or for a total of 15 years?"

Ray Maynard: "I was looking for an extension of what I have but if you only want to give me 15, I will take what I can get basically."

Councilwoman Blass: "So 15 on top- "

Ray Maynard: "I was looking to just extend the present conditions I have there now and I know that someone else said that I'm going to be paying \$2,000 for the rest will know, it was agreed that my rent will go up according to- "

Councilwoman Blass: "Cost of living."

Ray Maynard: "Yes. So I'm not getting a free ride for the rest of my life."

Councilwoman Blass: "Okay. And I have a second question. We noticed in the public hearing we cited the fact that your current operation is consistent with the zoning that's in place now and that it was consistent with the findings statement and appropriate SEQRA analysis that was done. But let me ask you a question. If you were to approach your lending institution and you were to tell them that you were looking for financing and they were to ask you, you know, are you consistent with zoning or, you know, what is the status of that, if there was a potential that you were to become a pre-existing non-conforming use, how do you think your financial institution would be inclined to respond to that?"

Ray Maynard: "Pre-existing, non-conforming use means that I'm still allowed to be there?"

Councilwoman Blass: "I'm suggesting to you that right now you're conforming. Okay? You're in conformance. If we were to proceed to re-examine the zoning as has been suggested and has this Board commenced to do already or agreed to do already, and if it were to be determined that this use is no longer a permitted use- I'm clearly being hypothetical here- and you were still within your 2006 original lease operation and went to the bank thereafter to say I'm looking for financing to permanently or to locate or expand my facility and they asked you are you consistent with what they're looking for in terms of uses out there and you said no, how do you think they would respond to that? Because we're talking about your financial ability to continue your operation. That's part of the qualified and eligible sponsorship hearing."

Ray Maynard: "I'm not a financial institution. I would have to ask them, but I believe if I have- if you're saying that after 2006 that we would not be there- "

Councilwoman Blass: "I'm saying that if this Board determines that that is no longer a permitted use as a result of this re-examination of the zoning at Calverton, that's the hypothetical."

Ray Maynard: "Well, if I'm going to be asked to leave, I think it's obvious what the answer would be."

Councilwoman Blass: "They would probably not be inclined to offer you the financing that you need to stay?"

Ray Maynard: "Probably not."

Supervisor Kozakiewicz: "Let me ask one other thing. You say you have a letter which you received from Jack O'Connor?"

Ray Maynard: "Yes."

Supervisor Kozakiewicz: "And that's been sent to you on behalf of Jan Burman- "

Ray Maynard: "Yes, I have."

Supervisor Kozakiewicz: "MGB, LLC?"

Ray Maynard: "That's correct."

Supervisor Kozakiewicz: "Okay. Obviously I don't think the- since we're subject to sunshine laws and FOIL, the essential terms of it would necessarily need to be disclosed, but are you able to provide or I would ask that you provide, I guess, better put a copy of that letter if there's particular information in there that's critical to your ongoing discussions with MGB, LLC, I would ask obviously that you redact it, but just something that we can have in the file which is proof of the fact that you're engaged in these discussions and you're looking to acquire land from MGB, LLC, is that- "

Ray Maynard: "Yes."

Supervisor Kozakiewicz: "And how much property is in question?"

Ray Maynard: "Jack-- the letter agreement that Jack O'Connor gave me is for just under five acres and in the grand scheme of things, I was hoping to have someone, you know, else come in with me, possibly (inaudible) with 10 acres. The backup plan that I have of letter of intent is for five acres at a minimum. If I could see my way through to have that building, then so be it. But as- "

Supervisor Kozakiewicz: "That's (inaudible)."

Ray Maynard: "The very bottom line is that the letter of intent was for just under five acres along the 10,000 footer."

Councilman Densieski: "Quick question, too. Obviously you've gotten commercial loans before for other planes?"

Ray Maynard: "That's correct."

Councilman Densieski: "Okay. Were you ever asked by any of these financial institutions if you were in a- what zone you were actually in?"

Ray Maynard: "No."

Councilman Densieski: "Thank you."

Supervisor Kozakiewicz: "Have you spoken to any financial institutions in particular regarding this issue, as far as the acquisition of that additional property?"

Ray Maynard: "No, because without the future, without having, you know, with just two years- two and a half years in front of me, to me it doesn't make any sense. Because after two and a half years, if I'm not there, then what do I do?"

Supervisor Kozakiewicz: "And the plans with regard to the five or 10 acres, would be what? What would you intend to do? Would it be an expansion of the business or would there be different types of uses?"

Ray Maynard: "No. I'd like to build a hangar to put the aircraft inside. And it's just going to give me the security that I've never had, knowing that I'll be able to be there year after year."

Councilwoman Blass: "Not to belabor the point, but on that subject matter, again, in the event that this particular use is no longer envisioned as we consider the rezoning, you would then be in the position of having to expand a pre-existing, non-conforming use. And that's a little bit more of a difficult process just, again, so that you're aware. That's not an automatic."

Ray Maynard: "Okay."

Supervisor Kozakiewicz: "Okay. Getting back to the letter. That's something that you can provide us so we have the letter from Jack O'Connor?"

Ray Maynard: "Yes. I gave you a copy of it."

Supervisor Kozakiewicz: "Oh, you did give us a copy already?"

Ray Maynard: "I will."

Supervisor Kozakiewicz: "All right. Any objection to us keeping the written comment open until Friday in order to allow you to provide that and for anybody who has any other written responses to supply them to the Town Board, to the close of business this Friday. Til Friday."

Ray Maynard: "That's fine with me."

Supervisor Kozakiewicz: "Yes. Usually we close the public hearing, but I'm saying to give everybody, there seems to be some request or need to have written comment. So, til Friday, unless there's objection by anybody else, from the Board. All right. That being the case, declare the public hearing closed for public comment today and will allow written comment until the close of business Friday. Thank you. The time being 2:57 p.m., we'll declare the public hearing closed."

Public Hearing closed: 2:57 p.m.

Public Hearing opened: 2:57 p.m.

Supervisor Kozakiewicz: "And the time still being 2:57, we can open up the third public hearing and, Barbara, would you once again do me the favor of reading the affidavit of publishing and posting."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York, on December 16, 2003, at 2:15 p.m. regarding the consideration of the Town of Riverhead's fee simple purchase of property for the preservation of open space for public purposes. The property is located along the northerly side of Elton Street, Riverhead."

Sean Walter: "Good afternoon, Town Board. My name is Sean Walter, I'm with the Town Attorney's office. Today we're having a public hearing on the purchase of Elton Street LLC. The property is located at- the map isn't that great but the property is located on the southerly side of Elton Street in Riverhead. It is adjoining-- the border on the western side of the property is Saw Mill Creek. It has- the zoning is Industrial B. It's Suffolk County Tax Map Number 0600-109-2-2. It has- the appraisal came in at \$280,000. However, the Farmland Select and Open Space Committee felt that because of its high score on the critical lands protection strategy that it was worth - increasing the appraised value by 10% to a recommended purchase

price of \$308,000.

It is roughly 5.6 acres and has 700- over 700 feet of road frontage on Elton Street. And as I may or may not have said, it is zoned Industrial B and it is in the Saw Mill Creek watershed. And if --the map's not as good as the Peconic Land Trust's map, but we have a tax map here. This is a parcel- "

Supervisor Kozakiewicz: "Are you able to get him, Barbara?"

Barbara Grattan: "Yeah, we should."

Sean Walter: "-- and it is also depicted on the priority acquisition list that the Nature Conservancy has provided to us and it scored a high as far as the Nature Conservancy's (inaudible) and I believe Randy Parsons is going to address the Board further."

Supervisor Kozakiewicz: "Thank you, Sean. Randy, do you want to take over. That sounds like a (inaudible) way."

Randy Parsons: "Sean covered most of it. I know you have a lot of hearings today. I've given you written comments supporting the purchase."

Supervisor Kozakiewicz: "All right. What we'll do just for the record on that, Randy, is we'll submit a copy of this- I think you gave us extra copies. Is there an extra one? We'll hand one up. It's a letter dated December 16, 2003 regarding the Elton Street LLC 5.6 acres and we'll make that part of the record."

Randy Parsons: "Okay."

Supervisor Kozakiewicz: "Thank you."

Randy Parsons: "To try to highlight, in the Peconic Estuary watershed analysis of land for acquisition- suitable for acquisition excluding land in agricultural use, Riverhead has 918 parcels or 2,534 acres of land within the watershed which is either vacant or capable of further subdivision. But only 407 of those 918 parcels were prioritized on the final acquisition map for 1,136 acres. This parcel is in that final cut and it- out of four possible criteria, it meets three of the four. It's- as Sean said it's in the Saw Mill Creek watershed so it contributes, you know, contributes to the quality of the creek flowing into Flanders Bay. It's also just downstream from the 30 acre (inaudible) parcel that you recently acquired."

Supervisor Kozakiewicz: "Well, we hope to acquire. If we can get that resolution which is the budget adoption that I talked about earlier so we can close before the end of the year."

Randy Parsons: "Sorry I missed that. Essentially we strongly support your acquisition. We believe it's part of your methodical intelligent open space acquisitions in the estuary and this is a piece of the puzzle."

Supervisor Kozakiewicz: "Would it be safe to say, Randy, and I'm going to put you on the spot, that the Nature Conservancy has ranked this, I think, high under the (inaudible) standard and, therefore, that's the reason why you're asking us to consider going above 10%? That, as well as the fact that we are looking to close the adjoining parcel, AJDN?"

Randy Parsons: "Yes. And also- "

Supervisor Kozakiewicz: "I mean not adjoining, but nearby."

Randy Parsons: "Also the date of the \$280,000 appraisal was July 1. 03, and we expect that by the time this closes, it's going to be six months, half a year. The town- the appreciation on the property over that six month period will accrue to the town which makes the 10%-- it's even less than 10% over the appraised value."

Supervisor Kozakiewicz: "I have one other question because I suspect at least one person will ask. Of the 5.6 acres, do we have an idea how much of that property is fresh water or standing water which would prohibit its being improved? Is there any kind of a map currently?"

Randy Parsons: "The correspondence I've submitted shows the state DEC freshwater wetland map overlay on the parcel. I would estimate that 85% of it is buildable."

Supervisor Kozakiewicz: "That's my question. Okay."

Councilwoman Blass: "Quick question. Randy, did you or did the Nature Conservancy redesign their (inaudible) criteria because originally this was five out of eight. Now it's three out of four or they just consolidated or- "

Randy Parsons: "Well- "

Councilwoman Blass: "-- readjusted or what?"

Randy Parsons: "-- the- this is a horse built by committee. The (inaudible) ranking system is a system that is evolving and it's the EPA and the DEC and the County Health Department and the Nature Conservancy. They felt that in the final ranking system and it's a rather complex system, that they would prefer to say that the finalists in the ranking system which this is, get three out of four. Essentially, how it relates to the previous testimony I've given you, in order to get in to the final ranking system which Elton Street did, it had to meet a number of the I believe you said it was six out of eight was the- "

Councilwoman Blass: "It was five out of eight is what the initial ranking was."

Randy Parsons: "So it met two of the first four thresholds and three of the second."

Councilwoman Blass: "Okay."

Randy Parsons: "But it is- the Health Department, the EPA, the DEC preferred to state the rank from here on out as how well you did in the last- in the four criteria, so Elton Street is three out of four in the currently approved ranking system from that Committee. Hopefully, it won't change again."

Supervisor Kozakiewicz: "Yeah, please, don't allow it to because we're going to get more confused and so will the public."

Randy Parsons: "To say it simply, it went through many, many rounds of evaluation to come out three out of four in the final prioritization. It's a very high priority acquisition."

Councilwoman Blass: "And I did want to mention for the record that I was visited by a constituent this morning who said he may- oh, Mr. Kratoville, you are here. Okay. I was going to put your comments on the record but I'm glad you were able to make it."

Supervisor Kozakiewicz: "Any other comments?"

Councilwoman Blass: "No, sir."

Supervisor Kozakiewicz: "All right. Thank you, Randy. Yes, Mr. Kratoville."

Jack Kratoville: "Good afternoon. My name is Jack Kratoville. I live at 108 Sunrise Avenue and have lived in the vicinity of this property in discussion for my whole life. I'm very familiar with it. Owned a business and property that I can't say for sure abutted to this, but it went out into the same water, same Saw Mill-- I don't know what they call it a creek- "

Councilman Densieski: "Saw Mill Creek."

Jack Kratoville: "And I would like to start off by saying that I think it's a wonderful idea, this acquisition of wetlands. I for some time have been very worried about Riverhead's concern with the future as far as the runoff of water since everything runs from the Sound to the Bay, and many people are not familiar with where all that water comes from and I feel I am.

But with all due respect to the appraiser and I saw it was quite a large pamphlet that they devised and also with all due respect to the environmental and I have done business with them and people come from Smithtown and come out and looked at my property to tell me where the highwater mark was or was not and I was very disappointed in that.

I would- I object to the price put on this property. I feel very strongly that if you took into consideration what properties in that small area are going for, what they can be used for, I think you'd find that was a very unsaleable property. Now, I was told that this is a high priority for the environmental but so would an area in the middle of the Bay which you couldn't sell to anyone. And this isn't just the only piece of property. You've mentioned 900 other parcels that we'd like to acquire and most of those are marshlands that can't be built on. You wouldn't allow people to build on.

This is- what did they say- whatever the zoning is, I again know from experience because I own property there, that without great, Barbara, help me out with the word, if you can't build on something you need a- "

Supervisor Kozakiewicz: "Variance."

Councilwoman Blass: "Variance."

Jack Kratoville: "-- variance- great variance, well, you can't do anything on that property. So I would suggest before you buy this or any other wetlands, that you would speak to not appraisers from some other area that are getting paid to come in with an appraisal and

not to say that they're not- that you speak to real estate people or- and people that own property in those areas because it seems to me that every time the government wants something, people immediately raise the price on it and so I just would ask that you ask the advice of real estate people, what can someone get for a piece of property like that.

And I don't think that we should take it from them but certainly some people would be very happy and I know I'm very happy to give you the back of my property that went out into the water if you were going to do something with it. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board either for or against the proposed acquisition of the open- of open space from Elton Street?"

Councilman Densieski: "I have a question, Bob. I think it's for Sean. Was a bargain sale ever discussed with the owner of the property?"

Sean Walter: "The- at this particular juncture, no. The appraised value was 280. It is important to note that, well, it is something that I will explain to the Board, the original appraisal was done almost two years ago and it came in at 325. Maybe it was about 18 months ago. And we rejected in the Town Attorney's office that appraisal and we sent the appraiser back to the drawing board and then it was reduced to 280 which we felt was compatible with the industrial parcels which are being sold in other places in the town.

What you have to remember is just from a public perception standpoint, you may not think that an industrial complex could be built there but that's what the zoning is and so when the appraiser goes out and appraises the property, he or she is going to look for industrial property as close as possible to that area, but it's- I don't recall off the top of my head what the comps are, but they could be in Calverton and other places like that.

So that's why- that is what industrial property, \$55,000 an acre, and the reason I mentioned the 700 foot of road frontage, if you came in 150 feet off of Saw Mill Creek, there's quite a bit of buildable land there and then the other side of the coin, I don't off the top of my head know what the proposed zoning is for the parcel, but I suspect it would be a very high- the parcel would have a very good sale price if there was a housing component put on the parcel with the new master plan, must more than \$55,000 an acre.

So we are looking at it in terms of other industrial parcels in the town, not just because it's Elton Street and it doesn't look like we want industrial there, that's now how the appraiser values it."

Councilman Densieski: "Do you know what percentage of the property is buildable?"

Supervisor Kozakiewicz: "Well, according to Randy, he felt that about 85% was buildable."

Councilman Densieski: "Eighty-five?"

Sean Walter: "I would say that that's probably fairly accurate because it is the border- the western border of the property if you look at the tax map number that comprises the wetlands and if you come in- and the area of jurisdiction would be 150 feet, that's not to say you couldn't even- the state and the CAC may let you do something in that 150 feet, but the outside limits would be 150 feet.

So even if you took it all away, you still have 550 feet of road frontage."

Supervisor Kozakiewicz: "Thank you. I know Mr. Kratoville wanted to address us once again, so come on up, Mr. Kratoville, and then I'm going to see if there's anybody else who wants to address us. If not, we're going to close it."

Jack Kratoville: "I have one question. Who owns this property?"

Supervisor Kozakiewicz: "It's an LLC. Elton Street, LLC. Why would that make a difference?"

Jack Kratoville: "Well, it would make a difference if they happened to be the people who are developing across the creek from it and can't do anything with that part of it. But anyway, I think it would make a difference because some people knowing that the town is interested in a piece of property can hold you hostage for it so to speak.

But to answer the town attorney, I sold my property about two years ago and I've got to tell you every real estate agent I went to said, you know what, your property really isn't worth much. It really isn't. You've got that swamp behind there and there's all kinds of regulations and with this zoning that they have and so that is, I

guess, what I was alluding to is that when these guys come from out of town, you know, they're not trying to find out what would- is it saleable or not."

Supervisor Kozakiewicz: "What they do and we don't have the appraisal unless maybe Sean does, is what they do is they come and they look at the existing zoning. They then go to as we say comps to see what comparable land prices and comparable land sales have been and based upon the acreage and as pointed out by the Deputy Town Attorney, it's highly unlikely that it's going to be right in the same area. It's highly unlikely it's going to be the very same size parcel but what they do is they adjust either downward or upward based upon the size.

For example, if it generally speaking and I'm not sure that would be the case with Industrial B along waterfront, but generally speaking if the parcel is a larger parcel, it tends to bring out a little bit less per acre than a smaller parcel, at least when we're buying farmland and development rights. There's an adjustment generally that's put into place.

I don't know what the size of your parcel was. I don't know whether there were physical constraints on expansion of that particular use which may have been the difference. I don't know that."

Jack Kratoville: "Well, if you look up the zoning laws- "

Supervisor Kozakiewicz: "What was the size of your lot?"

Jack Kratoville: "My lot was 120 by 300 and something."

Supervisor Kozakiewicz: "So it would have been approximately three-quarters of an acre?"

Jack Kratoville: "Yes."

Supervisor Kozakiewicz: "Okay. And approximately how much of that was deemed to be within wetlands?"

Jack Kratoville: "The last 150 feet."

Supervisor Kozakiewicz: "Okay."

Jack Kratoville: "However, when I went for zoning, the zoning

setbacks and what have you, 150 feet, they couldn't put a curb in. So I still question whether it could be built on and whether it's that valuable piece of property."

Supervisor Kozakiewicz: "Well, this is 5.6 acres."

Jack Kratoville: "And I don't think the town assessors feel it is either. Well, you know, I applied for- "

Supervisor Kozakiewicz: "You had a hundred foot of frontage. This has 700 feet of frontage, correct?"

Jack Kratoville: "Yes."

Supervisor Kozakiewicz: "Okay. Just to point out the- "

Jack Kratoville: "One hundred and fifty deep."

Supervisor Kozakiewicz: "Right. Okay, thank you. Sean."

Sean Walter: "The comps for the sales, do you want them? I have them."

Supervisor Kozakiewicz: "That would be great, just to be them on the record."

Sean Walter: "There's two on Commerce Drive right in Riverhead. One on Kroemer Avenue in Riverhead, and one on East Main Street in Riverhead."

Supervisor Kozakiewicz: "And the zoning on those comps?"

Sean Walter: "All Industrial A on the Commerce Drive- the two Commerce Drive pieces, and Industrial B on the Kroemer Avenue piece and Business C on the East Main Street piece. And they've all been adjusted."

Supervisor Kozakiewicz: "And they've been adjusted accordingly?"

Sean Walter: "Yes."

Supervisor Kozakiewicz: "Because I assume those are smaller parcels except maybe the Kroemer piece."

Sean Walter: "They're all- the Kroemer is 3.5 acres."

Supervisor Kozakiewicz: "So that's smaller as well."

Sean Walter: "And the others are all just over an acre."

Supervisor Kozakiewicz: "Right. Okay."

Sean Walter: "And it looks like the principal- I don't know if it's a principal but the contracts which have not been signed or anything, come back as John Pufhal (phonetic)."

Supervisor Kozakiewicz: "John Pufhal?"

Sean Walter: "That's probably who is the principal in the LLC."

Supervisor Kozakiewicz: "Okay. Any other questions? If not, we'll declare the public hearing closed, the time of 3:17 p.m. having arrived."

Public Hearing closed: 3:17 p.m.

Public Hearing opened: 3:17 p.m.

Supervisor Kozakiewicz: "The time still being 3:17 p.m., Barbara, the fourth 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 December 16, 2003, at 2:20 p.m. regarding the consideration of the Town of Riverhead's fee simple purchase of property for the preservation of open space for public purposes. The property is located along the north side of Peconic Bay Boulevard across from Bay Avenue, Aquebogue."

Supervisor Kozakiewicz: "Sean Walter, I understand you're going to start us off on this one as well."

Sean Walter: "Okay. This is owned by the Ostad family."

Supervisor Kozakiewicz: "Spell that."

Sean Walter: "O-S-T-A-D. Did I pronounce that correct?"

Supervisor Kozakiewicz: "That's right. Okay."

Sean Walter: "And it's roughly- well, it's roughly 43 acres. The sale price is \$994,000. It's zoned Residence C and Agricultural A. It is Suffolk County Tax Map Number 0600-88-1-2. The purchase price is supported by an appraisal by Steven Schuster from Sag Harbor.

The purchase price comes out to \$23,116 per acre. I will turn it over to Randy. I will mention that there's significant tidal and freshwater wetlands on this parcel. I have also posted-- we've got a survey, sort of a survey of this parcel and some other-- "

Supervisor Kozakiewicz: "All right. Why don't we turn it over to Randy Parsons from the Nature Conservancy at this point. I see there's at least one individual that wants to stand up and address us on this. Before you do that, we do have and it's going to be made part of the record unless there's anybody who objects, a letter dated December 16th to the Town Board and to myself with regard to this acquisition of 43.96 acres, tax map 600-88-1-2 which is signed by Randy Parsons."

Randy Parsons: "Thank you. I think I'll just read this one to you quickly. I come before you today to speak in favor of the town's proposed open space acquisition of the Ostad property in Aquebogue.

The Ostad property is 43.96 acres of vacant wooded property with approximately 18 acres of high quality fresh and tidal wetlands which drain under Peconic Bay Boulevard through a culvert into (inaudible) Creek which in turn flows into Flanders Bay.

As you know, the Peconic Estuary program comprehensive conservation and management plan called for critical lands protection strategy to inventory and prioritize vacant land and land capable of further subdivision within the Peconic Estuary watershed.

This list known by its acronym as CLPS is intended to provide guidance to public agencies considering open space acquisitions within the estuary watershed. Working with the Peconic Estuary program, the Nature Conservancy has inventoried and mapped all of the vacant land and land capable of further subdivision and then prioritized those parcels on a GIS generated map.

Excluding land in agricultural use, Riverhead has- I'm repeating myself here- 918 parcels or 2,534 acres of land within the Peconic Estuary watershed which is either vacant or capable of further

subdivision. But only 407 of those 918 parcels or 1,136 acres made the final cut for top priority vacant land proposed for acquisition.

The Ostad property is among those 407 parcels and as with Elton Street LLC, meets three out of the four final criteria in the ranking system. As such, it is among the highest priority vacant parcels proposed for public acquisition in the Peconic Estuary program.

The Ostad property also provides important wildlife habitat, scenic vistas from Peconic Bay Blvd., and can also provide passive recreation, hunting and fishing opportunities for Riverhead residents.

The property is proposed- Sean gave you the values. The owners believe the property's fair market value is considerably higher but are willing to make what they consider a bargain sale to the town at this amount. They have requested only that a modest sign naming the preserve after their family be placed at some place on the property.

Again, we strongly support your initiative to acquire this property. It's another piece of the Estuary puzzle in Riverhead."

Supervisor Kozakiewicz: "Thank you. John Anderson."

John Anderson: "John Anderson, Main Road, Jamesport. I have to agree with Jack. I think this is another piece of property we're bailing out somebody, for a piece of property that is just wetlands. But I'm not here to condemn or condone this. I just want to call your attention that during 19- oh, I'd say up to 1970 and before that, this property was farmed by a man by the name of Henry Wohrm (phonetic). He was a vegetable farmer. He's where Skelly's (phonetic) stand is now. And he farmed it, he was a good man. But along with this farm was on the west side of that property, a farm dump where you threw your DDT barrels, your sodium arsenic barrels, your (inaudible) barrels, and everything that went along with a farm. True, it hasn't been farmed for 20 years but I don't know when a farm dump isn't a farm dump anymore or what kind of hazard it produces. I am just calling this to your attention. It's your ball. You do what you want with it."

Supervisor Kozakiewicz: "Thank you. Is there anybody else who would like to speak in favor of or in opposition to the acquisition of the Ostad piece? Yes. You can ask a question, come on up. You've got to come up to the microphone and make your name- you've got to put your name on the record, sir. You've got to come up to the microphone or we won't catch it, sir."

Fred Kroesling: "My name is Fred Kroesling (phonetic). This is the first Town Board meeting I've ever been to."

Supervisor Kozakiewicz: "Okay."

Councilman Densieski: "Lucky you."

Fred Kroesling: "I'm not prepared- I just became aware of this recently. My basic question- this- as somebody suggested here, there's a lot of wetlands on this property. I think that's part of the property, isn't it, the wetlands? And then- "

Supervisor Kozakiewicz: "According to the letter which has been made part of the record, there's- it's 43.96 acres total with approximately 18 acres of fresh and tidal wetlands."

Fred Kroesling: "Okay. Thank you. And if you look from Peconic Bay Blvd. there's a big lawn, a very impressive lawn going up to a majestic looking house. And I guess what I want to know is- "

Supervisor Kozakiewicz: "That is not part of this acquisition."

Fred Kroesling: "Not part of the acquisition. Is there property beyond- north of that house generally speaking?"

Councilman Densieski: "Yes."

Supervisor Kozakiewicz: "That's correct."

Fred Kroesling: "Okay. That's sort of- "

Councilman Densieski: "Show him the map."

Fred Kroesling: "-- marshy, isn't it?"

Supervisor Kozakiewicz: "Yeah. I guess the only way, I mean, if you were to fly almost directly south from the Paumonak Vineyard (phonetic) or from the Arlene's Ski Shop you would- as you cross over the railroad tracks, you would hit this parcel. And as you continue south, directly south, you would go over Dreamer's Cove."

Fred Kroesling: "Okay."

Supervisor Kozakiewicz: "It's kind of an irregularly shaped piece."

Fred Kroesling: "Okay. My basic question is if we bought it, what would we do with it? Would houses be built there? Would it be recreational uses?"

Supervisor Kozakiewicz: "No, no. If it was bought, it would be purchased for open space preservation and as suggested it could offer, you know, passive uses, hunting opportunities I think was what Randy mentioned. Right, Randy? Did you use the word hunting? Am I out on a limb now?"

Randy Parsons: (Inaudible)

Supervisor Kozakiewicz: "Oh, okay. All right. Because I know that's sometimes a controversial subject."

Fred Kroesling: "He didn't use the word golfing, did he?"

Supervisor Kozakiewicz: "No. Golfing would be a little tough on this parcel, I think. But, maybe, maybe not."

Fred Kroesling: "It will just stay the way it is, is that the plan?"

Supervisor Kozakiewicz: "That's the concept."

Councilman Densieski: "A couple duck- "

Fred Kroesling: "Pardon?"

Councilman Densieski: "I'm just kidding."

Fred Kroesling: "Okay."

Supervisor Kozakiewicz: "Jack Kratoville."

Jack Kratoville: "I'm sorry to bother you again. Jack- "

Supervisor Kozakiewicz: "You're not bothering us. We're here to hear the comments and thoughts of the public."

Jack Kratoville: "I didn't realize this piece of property was coming up. I happen to be very familiar with this piece of property because I worked for- "

Supervisor Kozakiewicz: "You used to hunt it."

Jack Kratoville: "No. I worked for Henry Wohrm on the farm for five years."

Supervisor Kozakiewicz: "Okay."

Jack Kratoville: "And that area over there was that they're acquiring or you are thinking about acquiring, we called Fudge's because that was the name of the people who owned the house, that big house that this man alluded to.

I've got to tell you- "

Supervisor Kozakiewicz: "Excuse me. Sean- Sean, Sean. Folks, you know we have a speaker. Please. Give the speaker respect. Thank you."

Jack Kratoville: "I have to tell you that again whoever is deciding how many feet are able to be built on is way off base. This is all springs, there are natural springs back there, there are natural- it's a wonderful piece of property. I agree with this gentleman, a number one piece of property to acquire and I hope you get it. But the price is ridiculous.

There is nothing else that could be done with this unless you let them fill it in and bulldozed it which I'm sure the town isn't- someone else has to go look at these pieces of property and talk to people from the area who know the properties and know what they are worth and what they can do. Either people are buying these properties who have no idea of what they can do with them or they're getting hoodwinked by somebody because you would never buy this property to build on it. You can't get to it for one thing. And- "

Supervisor Kozakiewicz: "Well, it- are you saying it has absolutely no access from Peconic Bay Blvd.?"

Jack Kratoville: "I don't know how you would- "

Supervisor Kozakiewicz: "How did Mr. Wohrm farm it?"

Jack Kratoville: "He came in from the other way. He also rented from Hutchingson (phonetic)."

Supervisor Kozakiewicz: "Oh. Okay."

Jack Kratoville: "And from- and he came in from off of Peconic

Bay Blvd. by the other side and then to get to the property that you're speaking of, we had to go down and around and he had a dump- "

Supervisor Kozakiewicz: "I think we used to go past his property when we used to snowmobile in the old days when the Gray Goose was open."

Jack Kratoville: "Yeah, yeah. But you'd have trouble going through this property. This also- there's also an irrigation ditch there, that's how low the property is."

Supervisor Kozakiewicz: "Okay."

Jack Kratoville: "But, you know, I'm sorry but I don't think this- these things are really being looked in as carefully. Because we're going to- the town is going to go for a fortune if they start buying pieces of wetland for a, you know, in fact, I'd go out and look to buy a piece because I know I can get it cheap and then bring it to you fellows."

Supervisor Kozakiewicz: "Thank you. Randy Parsons. Point, counterpoint."

Randy Parsons: "I can tell you my current job is to negotiate acquisitions in the Peconic Estuary for Southampton, Southold, Riverhead, and Suffolk County and I as a local resident are also shocked at the amount of- the values in the Peconic Estuary in 2003.

The fact is though there is not that much waterfront property left. There's not that much vacant land left on Long Island and the demand for property on Long Island. I'm not telling you anything you don't know- is very high. I can tell you prior to the appraisal being done on this property, I personally walked the property and I think sometimes, I know it's true with me on properties that I'm familiar with in East Hampton where I live, you- people that have worked on land aren't always familiar with the legal boundary of the property.

I can tell you that the topographic map that we have here on the wall and that we use and the surveyor used, and I would suggest that if it was farmed, there is clearly considerable amount of upland on this property. There is also- I can tell you I walked it, it's subdividable. There is legal access of Peconic Bay Blvd. wide enough for a subdivision road. And that we did check all of those details prior to the appraiser coming to evaluate."

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

Sean Walter: "I just want to point out one comment that was made."

Supervisor Kozakiewicz: "And you are? Sean Walter, for the record. Go ahead."

Sean Walter: "We- the town would, since it's been brought to our attention that this was farmed and there may be a dump on here, the contract would be subject to a Phase I and possibly a Phase II environmental analysis. So regardless of what actions we take and go into contract, we would be in a position to get out of the contract if there was, in fact, contamination."

Supervisor Kozakiewicz: "Given the comments raised, I know in the past we have sometimes taken these things off the floor. I would think that given the comments made, we really need to seriously look at this one- these two."

Sean Walter: "I would consider it. I would take some time to consider the acquisition."

Supervisor Kozakiewicz: "Very good. Is there anyone else who would like to address the Board? Not seeing anybody wish to do so, declare the public hearing closed, the time of 3:31 p.m. having arrived."

Public Hearing closed: 3:31 p.m.

Public Hearing opened: 3:31 p.m.

Supervisor Kozakiewicz: "The time still being 3:31 p.m., I declare the next public hearing open and I ask that Barbara read the affidavit of publishing and posting for same."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on December 16, 2003, at 2:25 p.m. regarding a lease agreement with Sprint PCS Plant 8."

Supervisor Kozakiewicz: "Good afternoon. How are you today?"

Alfred Alamato: "Fine. Good afternoon, Mr. Supervisor. For the record, Alfred Alamato, Alamato & Associates, P.C., 666 Old Country Road, Garden City, New York. I'm appearing on behalf of Sprint Spectrum LP doing business as Sprint PCS, the applicant.

Mr. Supervisor, I'd like to have the hearing on both leases at once if that's okay. I think we're past our time for both of them. This is for efficiency purposes."

Supervisor Kozakiewicz: "Does anybody have any objection?"

Councilman Densieski: "No objection."

Councilwoman Blass: "No."

Supervisor Kozakiewicz: "Okay. Why don't we do that because I know you also have the next one which was noticed for the time of 2:30 p.m. and not having any objection from the Board, we will- I will at this particular time, the time being 3:33 p.m., declare that public hearing open as well.

Just for the record, that's also the consideration of a lease agreement with Sprint PCS for Plant 9 from the Riverhead Water District. Thank you."

Alfred Alamato: "Thank you, Mr. Supervisor. Mr. Supervisor, Sprint is a public utility under the laws of the State of New York and it's licensed by the FCC. At the end of the hearing, I'd like to mark in their FCC license.

Sprint proposes to construct two public utility communication facilities at two different Riverhead Water District tanks. Sprint is experiencing service deficiency gaps within its network and by allowing the construction, these two facilities on two existing water tanks, Sprint will be able to eliminate certain service deficiencies which it is experiencing without the necessity of constructing a new monopole.

I'd like to give you the location of the first tanks which is known as water district plant #8, Baiting Hollow, which is located off of North Plain Drive (phonetic). The property is located at 79 Sound Avenue, Calverton. The tax designation is district 600 section 11 block 3 lot 1. The property is zoned recreational and it consists of approximately one acre.

The property is currently improved with an elevated water tank which is approximately 88 feet six inches high. This property is located within a 84 acre golf course."

Supervisor Kozakiewicz: "I was going to say, and more particularly located off of Hole 15."

Alfred Alamato: "The second site which we call the Wading River site is water district plant number 9. It's located no number, North Wading River Road, Wading River. Tax designation district 600 section 57 section block 1 lot 1.5. And this is located off of Great Rock Road. This property is zoned Residence A and consists of approximately .86 acres. It's currently also improved with an elevated water tank and that tank is a little bit shorter. It's 75 feet six inches above ground level. And this site is also located within a golf course and this is a 138 acre golf course."

Supervisor Kozakiewicz: "I don't know which hole."

Alfred Alamato: "This site currently contains communication facilities of two other wireless companies. Those companies are Nynex now known as Verizon Wireless and- "

Supervisor Kozakiewicz: "That's at Plant 9, when you say the other companies. Because plant 8, the Baiting Hollow has none. Correct?"

Alfred Alamato: "That is correct."

Supervisor Kozakiewicz: "Just to make sure it's clear. Okay. All right."

Alfred Alamato: "Yes, Mr. Supervisor. I'd like to just very briefly give an overview of what the build is. At each of the sites, as I mentioned, Sprint is seeking to construct a communication facility. At the Baiting Hollow site, they're proposing to install six wireless antennas, three sectors of two each, which will be flush mounted to the pole. I'm sorry, to the water tank.

The center line of the antennas will be at 86 feet 2 inches. As I previously mentioned, this tank is 88 feet 6 inches, therefore, the antennas will not be protruding above the tank and, therefore, it's the opinion of the applicant, they'll be visually unobtrusive.

In addition, at the base of the tank, there will be a ground

level steel platform containing four equipment cabinets and it will be approximately 300 square feet of lease area. The platform measures 17 feet 10 inches by 10 feet 4 inches.

And on the-- attached to one of the antenna sectors, will be a very small GPS antenna which is about 12 inches high.

I'd like to go through the Wading River build which is actually very similar. Sprint will also be installing six wireless antennas that will be flush mounted to the tank. The center line of these antennas are at 73 feet 2 inches. This tank is at 75 feet 6 inches for top height and, once again, these antennas will not be protruding above the water tank and, therefore, once again, it's the opinion of the applicant they will be visually unobtrusive.

At the base of the tank there will also be another lease area containing four equipment cabinets all within a 300- "

(Inaudible)

Supervisor Kozakiewicz: "One of the problems conducting Town Board meetings during the day."

Alfred Alamato: "-- all within a 300 square foot lease area and this will be also on a concrete pad of similar size, 16 feet by 10 feet and, once again, there will be a very small GPS antenna, a 12 inch antenna attached to one of the antenna sectors.

The term of the lease is for an initial term of five years and there will be three five year option periods and each lease will also provide for a ground lease area of about 300 square feet.

Specifically what the applicant is seeking today is approval of both leases by this Board subject to two conditions. First, that Richard Ehlers approves the ultimate lease form and, second, that H2M approves the actual site plans that we use for the bases for construction. To date, H2M has reviewed and approved the lease exhibits.

Second, this Board is seeking a declaration in accordance with SEQRA and, third, site plan review and/or approvals if this Board deems same or necessary.

Mr. Supervisor, I have a number of experts with me today. However, I have reduced their testimony to more or less written

reports and/or affidavits."

Supervisor Kozakiewicz: "Thank you."

Councilman Densieski: "Thank you."

Alfred Alamato: "So if- "

Supervisor Kozakiewicz: "Not to say that we wouldn't be riveted on our seats, but- "

Alfred Alamato: "So what I would offer, Mr. Supervisor, is to submit all these reports, tell you who was here. If you have any questions, then we'd be more than happy to call them up. If not, then we would gladly close."

Supervisor Kozakiewicz: "All right. I don't have any problem with that. I would ask Gary just one, since Gary Pendzick is here from the Water District, to just reaffirm the issue with respect to H2M. That they have, in fact, reviewed the lease exhibits to date and are comfortable with what they've seen. I know I'm asking you to speak in proxy since Mr. Kelleher is not longer here."

Gary Pendzick: "Gary Pendzick, Superintendent River Water District. I spoke to Dennis earlier about this subject specifically and, yes, they do- they have approved of them. They've viewed them and o'kayed them for our use."

Supervisor Kozakiewicz: "Okay, thank you."

Councilman Densieski: "Bob, I have one further question probably for Gary. Just when I thought I'd asked every possible question about these cell towers over the years, who inspects the installation on the towers and who guarantees it to the town? In other words, who certifies that the installation of these is sound and safe for our liability reasons?"

Gary Pendzick: "Each one's our consulting engineers. And they're hired by us at the expenses of the applicant to both review the design, approve it, do the inspections, and the final restorations to the tank with the installations to make sure that they comply with our standards. And give us both a safe and sound installation."

Councilman Densieski: "Okay. So we get certification that it's done?"

Gary Pendzick: "That's right. From H2M."

Councilman Densieski: "Thank you."

Alfred Alamato: "And also, I'd like to add, I don't think this is very different than an application of private property. The applicant will obtain a building permit and have a phase inspections by the building department (inaudible) else we receive a CO or a CC."

Councilman Densieski: "Thank you."

Alfred Alamato: "With that, Mr. Supervisor, I'd just like to hand in these reports."

Supervisor Kozakiewicz: "Wait."

Councilwoman Blass: "Just a quick question, Mr. Supervisor. Mr. Alamato, would you be willing to provide the town with a map of your existing coverage area and your projected gaps or future gaps. I think you know we- every time we have these kinds of conversations, we really are looking to have a broader understanding of where the gaps are within the town and we had talked about perhaps gathering information from the respective providers such that we could provide our own GIS layer for future applications."

Alfred Alamato: "And if I could just further clarify, so we're speaking on a town-wide basis- "

Supervisor Kozakiewicz: "That's what I wanted to make sure was clear because- what's the map of. I presume town-wide, from town border to town border."

Councilwoman Blass: "That's correct."

Supervisor Kozakiewicz: "From town border to town border."

Alfred Alamato: "In connection with those sites, are we speaking about the location of the existing facilities or you would actually like to see the propagations?"

Councilwoman Blass: "I would think where your facilities are located and the coverage area and the existing gaps that you foresee or that you have currently. And we will be asking other providers to do the same so that we could get a better understanding and plan for where appropriate sites are for future applications."

Alfred Alamato: "If you could just give me 30 seconds, I just want to speak to my (inaudible) engineer to make sure that's possible. I don't want to commit to something that's- "

Councilwoman Blass: "Okay, thank you."

Supervisor Kozakiewicz: "Okay, thank you."

Councilwoman Lull: "Barbara, while he's doing that, it probably would be a wise idea to make sure that you have a map of the coverage area even if part of that coverage comes from an antenna which is located in a different town, so that you do have the coverage clear."

Councilwoman Blass: "That's a good point. Thank you, Jim."

Alfred Alamato: "I did speak to the engineer. He would submit that. I understand- I caught a glimpse of a follow up question. We could also provide that same within a mile of the town boundaries."

Supervisor Kozakiewicz: "Wonderful. So, just to be clear, it would be a town-wide map or overlay that would show existing sites, Sprint PCS. You used the word propagation which I assume is coverage area."

Alfred Alamato: "Yes."

Supervisor Kozakiewicz: "And then you can identify through that some areas where you see deficiencies currently."

Alfred Alamato: "Yes. Currently, of course."

Supervisor Kozakiewicz: "Okay."

Councilwoman Blass: "Thank you, Mr. Alamato."

Alfred Alamato: "You're very welcome. I'd like to mark these reports. They're repetitive to each site but I'll just let you know what they are."

There's an engineering report from Gary Musciano (phonetic) who's a New York State licensed engineer speaking about the siting of the facility and exactly describing the build. I have a planning and zoning analysis by (inaudible), offices here. We have a radio frequency engineer affidavit from James Connell. He's explaining the need for this facility, meaning the gap and how this proposed facility

will eliminate the gap and we have maps attached.

We have a health certification from Lucent Technologies and we have Ron Peterson in the audience who will testify as to the fact that both of these facilities comply with FCC guidelines. And, finally, we have an appraisal prepared by Lynch Appraisals which certifies that there will be no negative impact upon surround property values.

So I have a duplicate set for each site, Mr. Supervisor, as well as the FCC license and I'd like to mark that in, please."

Supervisor Kozakiewicz: "Deemed admitted into the testimony and made part of the record hereof for both the 2:25 public hearing which is plant 8 and for the 2:30 public hearing which is plant 9."

Alfred Alamato: "I have nothing further, Mr. Supervisor, unless you'd like to hear from- if you have any questions and you'd like to hear from the experts."

Supervisor Kozakiewicz: "Why don't we hear from the public and if there's any questions raised on the health risks we'll- or on any other issues, we can have the appropriate expert get up and address those."

Alfred Alamato: "Thank you."

Supervisor Kozakiewicz: "Thank you. Is there anybody else who would like to- yes, come up, Bart- Brad, I mean. How did I do that?"

Brad Berthold: "I'm Brad Berthold. I'd just like to find out if the Board might ask Mr. Alamato or the RF engineer what is the typical radius- service radius for a cell phone tower. We're all experiencing the gaps on the north so I was just wondering how far that Wading River installation will reach out and be usable for the most part."

Supervisor Kozakiewicz: "We asked this at work session and I know the answer is going to be it depends on whether it's flat ground, hilly ground, treed, etc. So that's the answer we generally get but if- you want to bring up your RF? Would that be- you can- okay. Why don't we have- I would ask the expert to come up and address that if we could."

Supervisor Kozakiewicz: "Your name and- "

James McConnell: "James McConnell Sprint PCS, 1 International Blvd., Mahwah, New Jersey."

Supervisor Kozakiewicz: "Thank you."

James McConnell: "To address the question. What you said is right in a nutshell. The topography that is the elevation change accompanied by the clutter, what we call the clutter, the trees, other foliage, manmade obstacles in the path of the signal, all those will affect the how far a cell site will go as well as the height of the antenna above the clutter and the elevation."

Along the north shore, where you've got a lot of elevation changes, it's- and a lot of trees, heavy foliage, it's going to dramatically shrink the distance. As a rule, on flat land where there's no clutter per se, 150 foot cell tower which is not uncommon in other parts of the country where I've designed, will go about a mile and a half to two miles depending on what it runs into along the way. I have seen 180 foot tower in Iowa go as far as seven, eight, ten miles."

Supervisor Kozakiewicz: "Is that with- now I'm going to stop you. Is there with respect to the Sprint PCS technology because I understand there's different frequencies which affect how well it travels, whether it goes through buildings, whether it goes- and there's impact on whether it's high frequency, low frequency, etc. And Sprint is a higher frequency."

James McConnell: "I was saying, Iowa, it's flat. There's corn fields. There's nothing to impede that signal as it goes along. So, yes, it's going to- "

Supervisor Kozakiewicz: "I was going to make a comment there's no people as well, but I don't want to go there."

James McConnell: "When you get into trees and hills, yeah, that complicates the issue dramatically and it's in a nutshell, it will require you to add more sites to cover the same amount of (inaudible)."

Supervisor Kozakiewicz: "Given the conditions that are- I'm going to ask you to address the Board. Given the conditions that are associated with plant 8 and plant 9, do you have a guess, an estimate, or scientific analysis as to what the coverage area would be?"

James McConnell: "Well, it's going to be- from the maps I submitted- "

Supervisor Kozakiewicz: "Right."

James McConnell: "-- you can see where it's going to be very irregular because of the terrain features in that area."

Supervisor Kozakiewicz: "Okay. So that map that we have as part of the record would be- that's yours. Okay."

James McConnell: "It might be a mile in one direction; it might be two-tenths of a mile the other depending on what the terrain features- shining a light into the side of the wall."

Supervisor Kozakiewicz: "Very good. Okay. All right. Thank you. Anybody else who would like to address the Board regarding the consideration of the lease for plant 8, plant 9 with Sprint PCS? If not, I declare the public hearing closed, the time being 3:49 p.m."

Public Hearing closed: 3:49 p.m.

Public Hearing opened: 3:49 p.m.

Supervisor Kozakiewicz: "And the time still being 3:49 p.m., declare the last public hearing open. Barbara, would you do me the favor of reading the affidavit of publishing and posting?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on December 16, 2003, at 2:35 p.m. regarding the site plan application of East Suffolk Shoppes."

Councilman Lull: "Rob?"

Rob Stromski: "My name is Robert Stromski. I'm a partner in the firm of (inaudible) Stromski Associates that is representing the client of East Suffolk Development Corp. for the application of East Suffolk Shoppes."

Councilman Lull: "People, can we hold it down in the back, please?"

Robert Stromski: "The parcel is located on the north- northwest corner of Kay Road and 25 in the hamlet of Wading River. We are before you today as deemed by the Town Board to hold a public hearing on this application. We have proceeded with this project I'd say as early as June of this year and we have just about abided by every request from the town as far as site plan applications, requirements from additional members of the departments in the Town of Riverhead, and during the course of the site plan application, the Town Board has approved the master plan which has proposed some land use changes in the area.

What I'd like to present to the Board is a copy that was given to us from the Planning Department which shows the existing zone use districts and the proposed land plan use districts as deemed by the master plan.

Currently the project has an existing zoning of Business CR in the hamlet of Wading River which would allow us to do the project as proposed which would separate the commercial buildings into a somewhat of a rural character site. We do not exceed any lot coverage as we are under that. We provide the adequate parking as needed and we have taken some painstaking efforts to try and work with the existing lighting ordinances that have been approved by the town.

One of the main things that we tried to look at is- we could look at the rendering that is on the wall. Basically we have also tried and the client from day one has tried to do the right thing by the town in the way of the aesthetics of the design and the way it's proposed to the community.

One of the things we feel is with the design of the buildings with the pitched roofs, the dormers and the use of double hung windows, that we could at least keep in character with the rural area of the community.

One of the things we do feel and the applicant feels that the community would be greatly served by the project is in the fact that with the ability to provide some general office space or general retail space, that we can provide a use to the community that would at least be able to serve their daily needs for certain goods and services. So they generally don't have to travel outside of their area to get certain things that they might want to acquire on the way to and from work or in certain routine trips that one would take.

One of the things we'd also like to mention in the fact is that-

one of the things we also see is not only just what the impact of the project would be as far as how it could help the community residents, is how it could possibly help the town in the way of a tax revenue.

Under the current proposal that you see before you, I had asked Mr. Paul Leszczynski of the Assessor's office to try and calculate what a possible tax revenue would be for this piece. Currently I have a letter from Mr. Leszczynski that I would also submit to the town that says that the approximate tax for the parcel would be in the area of \$61,500 if the site is developed as proposed. If it were to be under the current land proposed of a Residence B zoning or Residence B-80 zoning with the size of the parcel being just over two acres, it would end up dropping the use of the property to basically a single family residence where the tax implication or the tax revenue for that parcel would be roughly around \$8,800.

So not only do we feel that we could at least serve the community with the project in the way of providing goods and services near their homes and not far away, is that we could also provide some tax base that would help out the town as we all know which is needed.

In addition, we'd also like to ask the town to review this project. Under its current zoning as it stands is a Business CR. We definitely understand the fact that a master plan has been adopted, as what was said and addressed during a work session that we had presented before you about two weeks ago, we had mentioned and, again, as I stated before, that this project has been in as of June. We haven't really tried to just push this project in just to get it under the wire. This is an investment that our client has made prior to any of the current proposals of the master plan.

In addition, he would feel greatly that, again, by looking at the current zoning, if you could see the project, hopefully, the community members would like to see a project of this appearance and that you would grant the site plan application for the project.

If you have any questions, I know there was one concern that Councilwoman Blass had is that there possibly might be a chain reaction from this project that may continue on the road. One of the things that I did happen to look at, at the time of the work session, is most of the property on 25A that adjoins our parcel all the way to Manorville Road, is existing Residence under the current and the proposed zoning. So we don't feel that this may start a chain reaction where certain people may want to try and gain a commercial use.

In addition, we also feel that one of the things- none of those parcel owners have had an application in under the current zoning and nobody has come up with a project to try and get something done. We feel that our client has made a significant investment and, again, we would just like to have the Board look at this proposal under its current zoning as a Business (inaudible)."

Supervisor Kozakiewicz: "Thank you. Is there anyone- "

Robert Stromski: "Letters from the Assessor's office?"

Supervisor Kozakiewicz: "Okay. Well, I handed up the proposed land use map and the existing zoning use district map to the town clerk and just for the record, those maps will be made part of today's public hearing that you've handed up, a depiction of it, and the letters that you are referring to are letters- because I walked out, I'm sorry. I shouldn't do that. What are these letters?"

Robert Stromski: "The letters were- I had asked the Assessor's office, Mr. Paul Leszczynski, graciously had given a potential tax revenue under the current proposed project and what the tax revenue would be under the proposed land use plan as adopted with the master plan."

Supervisor Kozakiewicz: "All right. So these are letters, okay, I'm just looking at them, which are showing an estimate of taxes comparing it under the present use, showing the proposal that you're showing us today- "

Robert Stromski: "As proposed to you today if the project was build out in full scale- "

Supervisor Kozakiewicz: "Okay."

Robert Stromski: "-- that would be the tax revenue."

Supervisor Kozakiewicz: "All right."

Robert Stromski: "It was stated before, \$61,500. If it goes to the proposed land use under the master plan, we feel that probably it would just allow a single family residence. Taking an average of 3,000 square feet, you would be looking of a tax revenue of around \$8,800."

Supervisor Kozakiewicz: "Okay. So we'll deem these letters

which are dated December 16, 2003 as part of the hearing.

Thank you. Is there anybody else who would like to address the Board? Sid Bail."

Sid Bail: "Sid Bail, President of the Wading River Civic Association. It's a handsome looking project. I expect Rick Searles is involved in something like that. He does nice work.

But I do have some questions. What is the total square footage of the building that's involved?"

Supervisor Kozakiewicz: "Well, why don't you ask your questions first if you have a series and then, Rob, can you write down the questions and then respond to them in turn? That way we don't have to go back and forth."

Sid Bail: "And also I was I think at the work session where this was briefly discussed, but sometimes even if you're in the first row, it's hard to, you know, unless you're lying on the table, you know, in the front, you're not going to pick up everything.

But the nature, the retail use that- or it was kind of like vague, you know, are there any specific uses because like the comment was made that this is something that the community probably would be happy with. Happy with what? You know, we really don't know very much about this particular project. So if you could be, if possible, if you could be a little bit more specific about those things. Thank you."

Supervisor Kozakiewicz: "Anybody else before I ask Mr. Stromski back up who may wish to ask questions? All right. Mr. Stromski."

Robert Stromski: "Just to address some of the comments from Mr. Bail. The current area of the building as proposed is 17,731 square feet which would give a proposed lot coverage of 17.9%. As deemed as far as potential uses, our client has addressed that some of the uses that may happen, is one of the things they would like to owner/operate a lot of the spaces that are in the project. One of the things that have come up is possibly a Handy Pantry or some sort of small market type use where as we had said, some of the community residents could go for some milk or daily goods and services instead of having to run say north on Wading River/Manorville Road to King Kullen which some people may seem as an inconvenience.

Other things that may happen, a small retail store, quote unquote, one of the potential uses may be a liquor store, you know, again, something that, you know, community members would find that they want on a daily basis. Beyond that- which could be a good thing or a bad thing. Hopefully, on the holiday season- "

Supervisor Kozakiewicz: "Are they public officials?"

Robert Stromski: "Beyond that, I don't believe there's been any other definite proposals for the piece. There is the potential under the current Health Department for any sort of a dry (inaudible), be it general office space. So, again, maybe professional services.

One of the things also that may happen is a beauty salon which my client has just addressed. These are the types of uses. Pretty much anything that could occupy roughly a square footage of around 2,000 to 3,000 square feet is basically what may happen to the building. It may be broken up into that type of use.

I hope that addresses some of your concerns. If there's anything else, I'd be happy to answer it."

Supervisor Kozakiewicz: "Thank you. Is there anybody else who would like to address the Board? Not seeing anybody wish to do so, declare the public hearing closed, the time being 4:02 p.m."

Public Hearing closed: 4:02 p.m.

Supervisor Kozakiewicz: "I've been asked to take a five minute recess so we can take care of certain things, so we'll adjourn at this point and resume at 4:07 p.m."

Recess: 4:02 p.m.

Meeting reconvened: 4:08 p.m.

Supervisor Kozakiewicz: "Ready. All right. Everybody's bringing in food. We should share with the audience. Let the record reflect that the time of 4:08 p.m. has arrived and we'll not pick up with resolutions. Anybody who wishes to address the Board regarding resolutions, now if your opportunity to do so.

Remember there's a five minute rule and as I noted before there

was one particular resolution- actually two that are repeats of one another and, hopefully, the one which is 1317 will be withdrawn given the comments that were raised with respect to the open space acquisitions which were the subject matter of public hearings at 2:15 and 2:20. We kind of whispered- I don't think the Board would be in a position to take them up in light of the fact that there were some questions raised tonight, so those will not be coming off the floor.

We do have one other resolution that I hope will come off the floor by the Town Board, that is the resolution which will establish a budget in order for the Town Board to proceed with the open space acquisition previously approved known as AJDN Realty Corp.

Anybody wishes to address us on resolutions? Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo, Calverton. First of all, some of the resolution numbers don't match the summary so like if you look at 1324- "

Supervisor Kozakiewicz: "Yes."

Sal Mastropolo: "Okay. And 1324 on the summary sheet aren't the same resolutions. So you should be aware of that. Okay?"

Supervisor Kozakiewicz: "Duly noted."

Sal Mastropolo: "I have a couple comments about some of the dates that the issues of the Traveler Watchman. You refer to some of the resolutions like 1319, you say the December 25th issue of the Traveler Watchman. I don't know- I know that the News Review is not being published on Christmas, so the Traveler Watchman is probably not going to be published on Christmas and New Year's. So the resolutions that have specific dates of publishing in the news- in the Traveler Watchman are wrong."

Barbara Grattan: "Publication December 29th."

Supervisor Kozakiewicz: "December 29. Okay."

Sal Mastropolo: "Okay. 1324. Is there any reason why we went to a four year contract rather than a two for the Civil Service Employees Association?"

Supervisor Kozakiewicz: "Because it was a very, very good deal. Three percent over all four years. We also got random drug and

alcohol testing put in for all employees, not just CDL's. A number of reasons. It was all in all a very good package."

Councilman Lull: "And the last one was three, not two."

Supervisor Kozakiewicz: "And the last one was three, not two, as pointed out by Councilman Lull."

Sal Mastropolo: "Sorry about that. You're right. 1326. On the second page, item number 3, the fee of the lease shall be \$25,000 representing \$400 per day for 13 days per year during the 60 month term. If you multiply 65 times 400 it's \$26,000, not 25, so- "

Councilman Densieski: "Got a couple freebies."

Sal Mastropolo: "Huh?"

Councilman Densieski: "A couple of freebies."

Sal Mastropolo: "Okay. I just want to make sure that somebody's aware of that. 1328, there's no address in the first Whereas for the piece of property for that Exxon Mobil at Riverhead. And it's- judging from the resolution, it appears to be a pretty big project. Can you tell me where that is?"

Supervisor Kozakiewicz: "Which one, Exxon?"

Sal Mastropolo: "Yeah."

Supervisor Kozakiewicz: "Rolle Brothers parcel."

Sal Mastropolo: "Oh, I thought so. Okay. So, thank you. 1334, that's the one the project with the New York State Office of Parks and Recreation, the \$200,000 grant with a required match of \$200,000. And it says to put both pedestrian boardwalk along the Peconic River in downtown Riverhead west of Peconic Avenue?"

Councilman Densieski: "East."

Supervisor Kozakiewicz: "East. It should have been east. Which resolution was that, Sal?"

Sal Mastropolo: "1334."

Supervisor Kozakiewicz: "Okay."

Councilman Densieski: "It's east."

Supervisor Kozakiewicz: "East."

Councilman Lull: "Yeah, we're doing no boardwalking west."

Supervisor Kozakiewicz: "East."

Sal Mastropolo: "Okay. But I thought we had boardwalking already on the east side."

Supervisor Kozakiewicz: "Only to about where the boat used to be but from that location- "

Sal Mastropolo: "Okay. So it's from- "

Supervisor Kozakiewicz: "From the existing location to Peconic."

Sal Mastropolo: "Okay, well the resolution says west, so you want to change that."

1337, the site plan for Alexander Tuthill Funeral Home. It doesn't say where the additional parking is going. Is it- "

Councilman Densieski: "In the rear."

Sal Mastropolo: "It's in the rear?"

Councilman Lull: "Yes."

Councilman Densieski: "South side of the building."

Sal Mastropolo: "Okay. Is there any plans to change the access and egress from that? Are they going to stay with a single entrance because there's been quite a few accidents over there and I'm just wondering if there's going to be that much more volume going in and out, if there was any plan to put one entrance and one exit."

Supervisor Kozakiewicz: "I know we've gone around with this site plan quite a bit. They have a problem with- at the Wading River location with the amount of traffic and the idea was, hopefully, to provide them with additional parking. I think the flows are essentially the same. What they're doing is adding onto the south side if my memory serves me right. The plan's out there."

Sal Mastropolo: "1338, the first Resolve makes no sense. Resolve that the Supervisor is hereby authorized to an addendum to the RDMA agreement dated December 21, 1999."

Supervisor Kozakiewicz: "Execute."

Sal Mastropolo: "To execute."

Supervisor Kozakiewicz: "Sign."

Sal Mastropolo: "Okay. What's the difference between 1350, 1351, and 1324? I mean 1350 and 1351, they basically say nothing. 1324 has all the meats and potatoes in it."

Supervisor Kozakiewicz: "1350, right, was one particular settlement with the CSEA. 1351 was a different issue with the CSEA."

Sal Mastropolo: "Shouldn't there be any details in 1350 and 1351?"

Supervisor Kozakiewicz: "It- the personal information which I, you know, I hate to say it but this is one of the things that we get into with the open meetings law. When you're dealing with particular personnel, the law does allow certain personal information not to be disclosed, and that's what this is."

Sal Mastropolo: "Okay. Thank you."

Supervisor Kozakiewicz: "Okay. Anybody else who would like to address the Board on- yes, Joan Griffin."

Joan Griffin: "Good afternoon, Joan Griffin. Resolution 1340. I understand that the Crown application, they made their minor adjustment on the building, the 4,500 square feet. It looks good or appears to be good. They're going to do berms and plantings to cover up the facility so it's out of sight, out of mind routine and they also mentioned they're going to remove the old existing berm which appears to have started the flooding situation on Youngs Avenue. So with that being removed and Youngs Avenue not getting into a flooding condition, will the town finally repair that end of Youngs Avenue also that was promised back earlier this year?"

Supervisor Kozakiewicz: "Well, first and foremost, let me make one comment. Because I don't think there was any demonstration or scientific evidence as to what caused the flooding. So I wanted to

make that comment.

As far as the completion of the road, the answer is yes. The Town Board does envision completing the balance of that road. It was something that we were holding off because we wanted to do it in connection with the improving the landfill reclamation area as well so that we could do the whole thing from that point where it presently terminated and continuing east from that location to its intersection with Osborne. But there are plans. In fact, the Highway Superintendent does envision finishing it. And it was not dependent or linked upon the Crown project. It was something that was, in fact, hoped to have been done this year but wasn't done so it's something that's definitely on the priority list next year."

Joan Griffin: "Because with the terrible weather we're getting into, it seems with the snow patterns happening, that Youngs and Osborne has become a very hazardous intersection when the snows are there on the corners and Mark plows it as best he can. With the wind conditions at that area, but the trucks also put in those heavy grooves mainly from the reclamation project and cars get stuck in those grooves of pounded snow- "

Supervisor Kozakiewicz: "I respectfully say, you know, that most people should not have been out in that snowstorm."

Joan Griffin: "Not during the snowstorm."

Supervisor Kozakiewicz: "When there were 40 mile an hour winds and we have two snowstorms over three days, I really- I don't want to take issue but, you know, you're out in the country. We have open farm fields, we, therefore, have drifting. Stay home. Play cards with the kids, play games with the kids. I mean there's no reason to- we had people out joyriding to show their family what was going on. I don't understand it."

Councilman Lull: "She's talking about something else."

Joan Griffin: "Yeah, no, this was after the storm on Tuesday or Wednesday- "

Supervisor Kozakiewicz: "Oh, okay."

Joan Griffin: "Where the cars were getting stuck."

Supervisor Kozakiewicz: "Okay."

Joan Griffin: "Thank you."

Supervisor Kozakiewicz: "Anybody else on resolutions? All right."

Resolution #1314

Councilwoman Blass: "This resolution approves the application for fireworks permit for the Riverhead Business Improvement District Management Association. So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Densieski: "Discussion."

Supervisor Kozakiewicz: "Has it been seconded?"

Councilman Densieski: "No."

Councilman Lull: "I'll second it."

Supervisor Kozakiewicz: "Okay. Discussion."

Councilman Densieski: "Discussion. I've got two questions here because I know we are the BID. How much is this? Who's paying for it? Because I don't know."

Supervisor Kozakiewicz: "I can't tell you. Does anybody know the answer. I don't know. This one was not discussed at work session. So."

Councilman Lull: "You know we have- we do have another meeting between now and then. We are the Board of the BID and I think we need to have that kind of information in front of us. Can we table it until we talk about it Thursday and have- "

Supervisor Kozakiewicz: "Is that a motion to table?"

Councilman Lull: "I would do that, yes."

Supervisor Kozakiewicz: "Is there a second? Motion and second- is there a second from Councilman Densieski?"

Councilman Densieski: "Yes."

Supervisor Kozakiewicz: "Okay. Vote, please."

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

Supervisor Kozakiewicz: "And we'll put it on for Thursday discussion item. Yes, to table."

Resolution #1315

Councilman Lull: "Approves an interpreter for the Police Department and Justice Court. 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 #1316

Councilwoman Sanders: "Accepts cash security of Kroemer Route 25 LLC, Riverhead Development Group, LLC 1. 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 #1317

Councilman Densieski: "Motion to withdraw 1317."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Lull: "Yup."

Supervisor Kozakiewicz: "Okay, vote, please."

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

Resolution #1318

Councilman Lull: "Accepts the cash security of Winkal Holdings LLC (Craig's Oak and More). 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."

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

Resolution #1319

Councilman Lull: "Authorizes the Town Clerk to publish and post public notice of public hearing to consider a proposed local law for an amendment of Chapter 101 Vehicles and Traffic of the Riverhead Town Code to enforce no parking on one side of Pond View Road. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded. Now, given Sal's comments, I think it was Sal who raised the question on the publication dates. You said the 29th of December would be the first to do this, correct?"

Councilman Lull: "Oh, good point."

Barbara Grattan: "The 29th will be- "

Supervisor Kozakiewicz: "Will be the publication?"

Barbara Grattan: "Yup. There won't be enough time."

Supervisor Kozakiewicz: "Given that, it won't be enough time so we should do this the second meeting of January which would be the 20th."

Barbara Grattan: "Okay, January 20th."

Councilman Densieski: "Motion to adjourn."

Councilwoman Sanders: "Adjourn? Amend."

Barbara Grattan: "Amend."

Supervisor Kozakiewicz: "Amend."

Councilman Densieski: "Amend. I'm sorry."

Supervisor Kozakiewicz: "Okay. Wait a minute, we still have some stuff to do."

Councilman Lull: "I was ready to second."

Councilwoman Sanders: "All in favor?"

Supervisor Kozakiewicz: "Okay. Motion to amend to reflect the 29th, 2003 issue of Traveler Watchman, and the public notice hearing date being the 20th of January, 2004 at 7:05. Correct? Is there a second on those amendments?"

Councilwoman Sanders: "Second."

Supervisor Kozakiewicz: "All right. We want to- let's just vote on the amended. Okay. Let's- okay, vote please."

The Vote: "Sanders."

Councilwoman Sanders: "Vote as amended. Right."

Supervisor Kozakiewicz: "Yup."

Councilwoman Sanders: "Yes."

The Vote (Cont'd.): "Blass, yes; Densieski."

Councilman Densieski: "To amend; not to adjourn. Yes."

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

Supervisor Kozakiewicz: "Thank you."

Resolution #1320

Councilwoman Blass: "This resolution adopts a local law to

amend Chapter 12 entitled Coastal Erosion Hazardous Areas of the Riverhead Town Code. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1321

Councilwoman Blass: "This resolution authorizes the transfer of county owned property to the Town of Riverhead. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1322

Councilman Densieski: "Approves nine temporary sign permits of the Mattress Source. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1323

Councilwoman Sanders: "Sets registration fees for the Riverhead Recreation Department. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1324

Councilman Densieski: "Ratifies and approves a memorandum of agreement. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass."

Councilwoman Blass: "Yes and I just wanted to point out for the record that Councilwoman Sanders and I did approach Councilman-Supervisor-Elect Cardinale on this matter and asked if there was any reason that he would want us to hold off voting on this this evening, and he indicated that he did not wish us to hold off so in light of that in case there was the question raised as to whether we should be or should not be doing this now, Supervisor-Elect Cardinale had no objection to our voting on this this evening. My vote is yes."

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

Councilman Densieski: "No. I would imagine that Supervisor-Elect Cardinale is happy he does not have to let the town employees know whether he's going to support them or not. It's proven, you can go and look at previous CSEA contracts and the Supervisor has voted yes. Mr. Cardinale has voted no. So I'm just very curious.

I think we're letting Mr. Cardinale off the hook here today by having this vote now and not next week. I'm certainly sure he's happy he didn't have to vote on this but I want the CSEA employees to know how I feel about the work that they do around here. Ninety-nine percent of the people do a great job. Most are underpaid. So I'm here publicly to state that I support this contract and I think that Supervisor-Elect Cardinale should let the employees know how he also feels.

I'm going to vote yes on this."

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

Councilman Lull: "I'm glad that my last real meeting I get a chance to vote on something that has to do with our employees and, yes, I'm sure Mr. Cardinale is pleased that it's done because he doesn't have to negotiate. That's the key issue. I mean he can start

off with that out of the way but I do want to second what Eddie has to say and that is the vote is in part a certification of my feelings about the staff we have here. They're really good. Yes."

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

Supervisor Kozakiewicz: "Yeah. Earlier this morning, I had a conversation with a member of the press and thereafter had a conversation with Councilwoman Blass and I found it kind of interesting because the comments back from the Supervisor-Elect were not the same comments that were delivered to me by the press albeit by one of his transition team members that they've had some question why this administration would be taking this action and not allowing him to address the particular issue.

Given the call, I did reach out and called Mr. Cardinale today and said to him, Phil, do you have a problem with this, tell me. Sent him over a copy of the memorandum of agreement, sent him a copy of the fact that this was ratified by the CSEA membership 100-9. I hadn't heard back.

Am I or is this administration letting the next administration off the hook? Perhaps. I'm not concerned about that. I am concerned about reaching a good agreement. I am concerned about making an agreement that's sensible for the residents of the town of Riverhead, and I am concerned about the CSEA membership.

Over the four years I've been Supervisor and over the four years that I served as town attorney, one of the things that I came to know very clearly and unambiguously is how good the CSEA membership is, how much pride they take in their work and how they are not at all the municipal employees who've become pointed in the very negative vein by the general public. It's a good agreement for them; it's a good agreement for us. Therefore, I enthusiastically and unequivocally say yes."

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

Resolution #1325

Councilman Lull: "Authorizes the Town Clerk to publish and post notice to bidders for Riverhead Water District fuel dispensing system upgrades at maintenance mechanic facility, project RIVT 03-03, Contract "T" - Tank and Pump Work. 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 #1326

Councilwoman Sanders: "Authorizes the Supervisor to execute a license agreement with Vail Leavitt Music Hall. Now are we voting on the revised?"

Supervisor Kozakiewicz: "That's correct."

Councilwoman Sanders: "Correct."

Supervisor Kozakiewicz: "Yes, the one that's attached which has been changed to make it more generic."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "We're not going to compete with Tanger Mall downtown; we're not going to complete with the Riverhead Center. But we should be smart enough to draw from them and shame on us if we can't. What we have to do is give a reason for people to come from the Riverhead Center and Tanger Mall to downtown and I believe it's going to be restaurants, shops and the arts. And certainly RIFTA, Vail Leavitt and the Suffolk Theater will play a major part in that.

I think it would probably be foolish to assume that the arts are going to make it without help from the town, private industry and others. So I would like to be part of the solution and support the arts downtown. I would like to support the tourist industry in downtown Riverhead and how do we do that? By voting yes."

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

Councilman Lull: "Yeah, this is support for both Vail Leavitt and for RIFTA. Yes."

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

Supervisor Kozakiewicz: "Yeah, this one's been kicking around for a while. And it's been certainly a topic of discussion for some time. I happened to come across-- it was actually brought to my attention a very nice article that appeared in the Washington Post, November 30, 2003 issue in the travel section. And it spoke fairly well of the town of Riverhead. Talked about, you know, the fact that despite what many believe, at the end of that expressway, there is a place called Riverhead which is not so bad a place to live, to visit, spend some time. And they talked about the Polish Town, they talked about the wineries and they talked about downtown.

But one of the things they didn't talk about was the Vail Leavitt if my memory serves me right. I think they missed one of the jewels that we have in downtown and I'll be honest, as a lifelong resident, 'til maybe about 10 years ago, so I didn't even know it existed or it was such a beautiful facility. I knew the Vail Leavitt, I knew about the Leavitt Men's Shop, you know, it had its history but I never really appreciated what a beautiful second story facility we have.

The Vail Leavitt languished for an inordinate amount of time and I can remember reading sort of a-- because I wasn't involved in government, I think it was the late '80's and perhaps the editor of the News Review was involved in that, the big debate involving whether the property should be returned to the town and what a brouhaha that caused. I'm glad the town did not exercise its right to a reverter back then because the Vail Leavitt is now a beautiful facility that's open and I think that this goes just one step further to help make sure that it continues and, hopefully, next time the Washington Post writes an article, they'll show a picture of the Vail Leavitt as well.

I vote yes."

Barbara Grattan: "The resolution is adopted."

Councilman Densieski: "Mr. Supervisor, just to mention, I believe buried in that article, there's a mention of Music Hall, not mentioned by name or anything like that. But I think there is. But I would recommend to anybody that article is really great. You can get it off- "

Supervisor Kozakiewicz: "Washington Post.com."

Councilman Densieski: "On line, Washington Post.com or if

anybody wants a copy of it, I've got one so I could run off a copy for them. It's a great article. Sorry."

Councilman Densieski: "You're right."

Resolution #1327

Councilwoman Blass: "This resolution approves of and consents to the dedication of certain highways in the town of Riverhead. 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 #1328

Councilman Lull: "Classifies action and declares lead agency on the special permit for Exxon Mobil at Riverhead and refers 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."

Councilman Lull: "Am I right in saying that this, Mr. Supervisor, is the Rolle Brothers property?"

Supervisor Kozakiewicz: "It is."

Councilman Lull: "Hey, wonderful, yes."

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

Resolution #1329

Councilman Lull: "I have a short amendment for 1329 before I even start so we can just do the whole thing."

On the list of nine roads, at the bottom of the page where it lists Hulse Landing Road, County, and then next to it, it says between State Road 25A and Sound Avenue, and that's not supposed to be the case. It's supposed to be between State Road 25A and a spot 3,600 feet north of Sound Avenue. That takes it up to the firehouse where it now goes down to a 30 mile an hour speed zone."

Supervisor Kozakiewicz: "Thirty-six hundred- "

Councilman Lull: "Thirty-six hundred feet north of Sound Avenue. Okay."

Supervisor Kozakiewicz: "Okay."

Councilman Lull: "Authorizes the Town Supervisor to file a State form TE-9-A for changes in speed limits on nine different roads in town. 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 #1330

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

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "I have a question. I'd like to know if Jim are you still going to be involved? I know you've been almost 25 years. You're retiring now but are you still going to be involved in the Country Fair?"

Councilman Lull: "Yes."

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

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

Supervisor Kozakiewicz: "He knew the answer to that question. Yes."

Councilman Densieski: "I just wanted to hear him say it."

Barbara Grattan: "The resolution is adopted."

Resolution #1331

Councilman Lull: "Authorize the Town Clerk to publish and post public notice to consider the purchase of development rights of a parcel located in the Town of Riverhead purported owners William Anderson and Benson Point Realty Corp. 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: "Yeah, I was just looking. Do we have the right-- "

Councilwoman Blass: "January 1st issue of the Traveler on this one. Is it December 29th?"

Supervisor Kozakiewicz: "December 29th issue, right."

(Some inaudible discussion among the Board members)

Supervisor Kozakiewicz: "All right. So it's January 1. Okay. Anybody-- vote, right. Where are we at the vote? I think-- "

Councilman Densieski: "I seconded it."

Supervisor Kozakiewicz: "Abstain, correct or no?"

Councilman Densieski: "Moved and seconded."

Barbara Grattan: "We voted. Everything's done."

Supervisor Kozakiewicz: "Okay, that's right. Thank you. So

we've got to go back to that other resolution."

Barbara Grattan: "January 1st."

Supervisor Kozakiewicz: "Correct. 1332?"

Barbara Grattan: "Yup. Councilwoman Sanders."

Resolution #1332

Councilwoman Sanders: "Authorizes the Town Clerk to publish and post public notice for Riverhead Town Board meeting on January 6, 2004 at 7:00 p.m. So moved."

Councilman Lull: "Is that me?"

Supervisor Kozakiewicz: "It's Councilman Densieski."

Councilman Densieski: "Which one we've got, Bob?"

Supervisor Kozakiewicz: "1332."

Councilman Densieski: "Okay. Second the motion, please."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1333

Councilman Lull: "Okay. Adopts a local law to amend Chapter 62 entitled Excavations of the Riverhead Town Code. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "Was that the amount we had in the public hearing, \$2.00?"

Supervisor Kozakiewicz: "Yes."

Councilman Densieski: "Okay. Yes."

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

Resolution #1334

Councilman Lull: "Authorizes the execution of project agreement with New York State Office of Parks, Recreation and Historic Preservation for the Peconic Riverfront Project. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded. And there's got to be the one amendment in the first Whereas to remove west and to replace that with east. Okay."

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

Supervisor Kozakiewicz: "Yes, with the amendment."

Barbara Grattan: "The resolution is adopted."

Resolution #1335

Councilwoman Sanders: "Approves the site plan of NF Management Inc. on Lincoln Street. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass."

Councilwoman Blass: "Rick, was that site plan redlined, the way we talked about the extension-- I'm sorry, the Lincoln Street, NF Management, that site plan we talked about, we redlined."

Rick Hanley: (From the audience - inaudible)

Councilwoman Blass: "Okay, thank you. Yes."

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

Resolution #1336

Councilwoman Blass: "This resolution classifies the action and declares lead agency on a special permit from Glynis Berry and refers the petition to the Riverhead 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, yes. The resolution is adopted."

Resolution #1337

Councilwoman Blass: "This resolution amends the site plan of the Alexander Tuthill Funeral Home to provide for additional parking. 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 #1338

Councilman Densieski: "Authorizes the Supervisor to execute an addendum to the agreement with Riverhead Business Improvement District Management Association. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders."

Councilwoman Sanders: "With the addition of authorized to execute."

Supervisor Kozakiewicz: "Yes."

Councilwoman Sanders: "Okay."

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

Barbara Grattan: "Did you vote yes?"

Councilwoman Sanders: "Yes, sure I did."

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

Resolution #1339

Councilman Lull: "Grants special permit petition of 23 West Second Street Associates, LLC and 33 West Second Street Associates, LLC. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes."

Supervisor Kozakiewicz: "There's a-- I'm sorry. There's one minor change. I did speak with Jay from Twomey, Latham, Shea and Kelley and while-- because I had questioned the word demolition in paragraph two of the second Resolve and he said that's fine. But in paragraph five where it says they've negotiated an easement with owners of premises, they have not negotiated an easement. They've negotiated-- well, they've negotiated an easement with the owners of premises at 193 Griffing Avenue and a license with Suffolk County National Bank for use of parking on the north side.

So what I would propose to do is amend that sentence to insert between and and Suffolk County National Bank on the second line, that number 5, a license with, and then after bank remove the word headquarters and insert the words for use of parking.

Just so that it's consistent with what they've offered and what they've been able to achieve with parking."

(Some inaudible discussion among the Board members)

Supervisor Kozakiewicz: "Because they don't have an exclusive use of it. That's why it's a license as opposed to an easement or a lease."

Barbara Grattan: "What about demolished."

Supervisor Kozakiewicz: "Demolished is fine. He said that's essentially what they're doing. Okay. Okay?"

Barbara Grattan: "All right. So now we're voting, right?"

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

Resolution #1340

Councilman Lull: "Approves the site plan of Crown Recycling (Peter Rossano). So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Sanders, yes; Blass."

Councilwoman Blass: "Yes. And I'd just like to say I'm really glad we had the opportunity to work through some of the issues at the work session and we were able to come up with some conditions and covenants that I think puts many-- put many of the outstanding issues to rest. So I thank the applicant for their patience and I'm happy to vote yes."

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

Councilman Densieski: "Yes. I'm glad we got to do that. Yes."

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

Supervisor Kozakiewicz: "I can't help myself. I've got to say something. Somebody-- I know who it was, it was Mr. Rob Pike, had asked whether in good conscience this administration, this lame duck administration, withhold voting on a couple projects and I think one of them was Crown Sanitation.

I made the comment to him afterwards, with all due respect, Mr. Pike, I've lived through the Crown Sanitation situation. It was a long process, there was a lot of discussions, a lot of things that went back and forth, a lot of input from the residents, a lot of discussions from the residents. And it has occurred during my

administration..

I said with all due respect, Mr. Pike, they have come back with a plan that comports with the zoning, it takes into consideration a lot of discussions and, of course, now we've had the conditions attached and, accordingly, I don't have any problems with voting for the project. In fact, given the fact that I've lived with it as long as the Crown Sanitation people have probably lived with it, I feel I am entitled to vote on it and I do. I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #1341

Councilman Lull: "Twin Ponds parking field improvement 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 #1342

Councilwoman Sanders: "It's a Calverton Sewer facility plan 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 #1343

Councilman Densieski: "Washington Avenue, North and South Railroad Avenue road improvements 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 #1344

Councilwoman Blass: "CHIPS capital project budget adjustment. 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 #1345

Councilman Lull: "Promotes Mike Commins to Maintenance Mechanic IV in the Buildings and Grounds Department. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1346

Councilman Densieski: "Authorization to publish and advertisement for 2004 vehicles. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "Quick questions. Is that for police vehicles?"

Councilwoman Sanders: "No."

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

Barbara Grattan: "Did you vote yes?"

Councilman Densieski: "I did."

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

Resolution #1347

Councilwoman Blass: "Approves the request for an extension of leave of absence. So moved."

Councilwoman Sanders: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1348

Councilman Densieski: "Amends the site plan of the Riverhead Bay Motors and accepts a letter of credit. 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 #1349

Councilman Lull: "Grants the special permit petition of Allan Corby for a two family residence. 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 #1350 and #1351

Councilman Lull: "I'll do 1350 and 1351, both of which approve stipulations of settlements with individual employees. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1352

Councilwoman Sanders: "It's 2003 computer upgrade project budget adjustment. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1353

Councilman Lull: "Budget adjustment water repair and maintenance funds. 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 #1354

Councilwoman Blass: "RISK retention fund 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 #1355

Councilwoman Sanders: "Urban Development Corp. trust account 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 #1356

Councilman Lull: "A budget adjustment in the Ambulance District. 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 #1357

Councilwoman Blass: "This is a budget adjustment in connection with the Economic Development Zone. 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 #1358

Councilwoman Sanders: "Refuse and Garbage District 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 #1359

Councilman Lull: "Public Parking District 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 #1360

Councilwoman Sanders: "Sorry. Riverhead Water 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 #1361

Councilwoman Sanders: "Park & Rec fund budget adjustment. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "I didn't get notification what some of these are. I don't know what some of these are like-- and I don't agree with (inaudible) Calverton Community Center project in 2000, transferred to 2003 recreation improvement project, \$229,000. I don't know what that is, so I'm going to have to abstain."

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

Resolution #1362

Councilwoman Blass: "This resolution is a budget adjustment in connection with the Worker's Compensation fund. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1363

Councilwoman Sanders: "General fund debt service budget adjustment. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "Yeah, this is one of my complaints over the last four years, especially at the end of the year when you get budget adjustments with I'd say about 30 budget adjustments on it. It's kind of hard to know what all of it is about without documentation. Not knowing what they're all about, I'm going to have to abstain."

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

Resolution #1364

Councilwoman Blass: "Budget adjustment in connection with the Water District debt service. 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 #1365

Councilman Lull: "Budget adjustment for the Sewer District debt service. 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 #1366

Councilwoman Sanders: "Public Parking debt service 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 #1367

Councilman Lull: "Budget adjustment in the Scavenger Waste debt service. 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 #1368

Councilman Densieski: "It's a Town of Riverhead nutrition site council budget adjustment resolution. 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 #1369

Councilman Lull: "Budget adjustment in the municipal garage. 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 #1370

Councilwoman Blass: "Budget adjustment in connection with the recreation program fund. 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 #1371

Councilman Densieski: "Is a Calverton Park CDA budget adjustment. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1372

Councilman Lull: "Animal Shelter donation fund budget adjustment. So moved."

Councilwoman Blass: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1373

Councilwoman Blass: "Budget adjustment in connection with the Riverhead Scavenger Waste District. 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 #1374

Councilwoman Sanders: "Budget adjustment for the Calverton Sewer District. 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 #1375

Councilman Lull: "Riverhead Sewer District 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 #1376

Councilwoman Blass: "Budget adjustment in the general fund. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Densieski: "Yeah, I'm going to have to abstain also."

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

Resolution #1377

Councilwoman Blass: "This resolution promotes Scott Sulzer to the position of Maintenance Mechanic II in the Buildings and Grounds Department. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1378

Councilman Lull: "Authorizes the Town Clerk to publish and post notice of public hearing on special permit petition of Omnipoint Communications. 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 #1379

Councilwoman Sanders: "Senior Citizen Day Care Center 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 1380

Barbara Grattan: "1380 bills, Councilman Lull."

Councilman Lull: "Thank you, Barbara. Mr. Supervisor, at the end of this official part of the meeting of the last regular meeting, I want to take just a few seconds to tell another- the last of the stories- of my stories. So if you feel I'm out of order, you have my permission to fire me.

But I did hear a story very recently- "

Supervisor Kozakiewicz: "I didn't have permission to do that before this, Jim."

Councilman Lull: "I heard a story about an elderly man who is retired, widowed, and he had a middle aged son who was a stockbroker. And throughout his life, the one great thing that he had in his life that he really cared about besides his family was his garde. He had a passion for his garden and every spring he spent a great deal of time digging up his garden.

And every year his son offered to help him with the digging and every single year the father said no, this is my job, this is my garden. I'll dig it up.

One year, his son, who was a stockbroker, got arrested, convicted and imprisoned and he was imprisoned for stock fraud and he wrote to his son- oh, the same year, the same year, the man's arthritis got so bad he couldn't dig in his garden so he wrote to his son, a letter. He said, I'm not going to have a garden this year, son. I've always refused your help in preparing the soil, but I was going to accept your help this year. I've considered hiring somebody to do it.

Right after that, he got a phone call from his son. Dad, he said, I'm sorry I'm not there to help, I'll do it next year. You know there was a lot of money in securities missing in the case I was involved in? Please, do not hire anybody to dig up the back yard. That's where I buried the money.

At 5:00 a.m. the next morning, policemen and FBI showed up at the door with a search warrant for the back yard. After a full day's digging, they didn't find anything. They apologized to the old man and left and no sooner had they left, that the old man got a telegram from his son. Dear Dad, sorry I could not be there to help with the garden. Stop. Under the circumstances, this is the best I could do. Stop. Go plant your garden.

Directly, Mr. Supervisor, it's this. In the election last month, the people of Riverhead essentially said that you should go plant your garden because they dug it up for you.

The message to me was very clear. It's time to get a real job. It's time to spend some time with your wife, kids, your real profession, make real money. Remember that real things, important things get done in this building but none of it's real. This is not the real world. This is not real life. And I just want to say that I have enjoyed the four years of working with you and the years before that as Town Attorney and I'm glad that your own personal life is yours again. So go plant your garden."

Supervisor Kozakiewicz: "Thank you. I don't know what to say. I've been digging around my parent's yard for many, many years trying to find their money.

Anyway, we have two more resolutions we've got- bills."

Councilman Lull: "I move the bills."

Councilman Densieski: "Second the bills."

Supervisor Kozakiewicz: "Moved and seconded on bills."

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

Barbara Grattan: "Okay, bills are paid."

Resolution #1381

Resolution #1381

Barbara Grattan: "We've got Resolution #1381."

Supervisor Kozakiewicz: "Which is the one coming off the floor, the AJDN."

Barbara Grattan: "Yup."

Supervisor Kozakiewicz: "Okay. Is there someone who would like to move the resolution?"

Councilman Lull: "I will move this resolution which is open space preservation project budget adjustment. So moved."

Councilman Densieski: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "Yes. This one I wanted to see happen because during my administration, we purchased considerable amount of development rights from farmland. This is one of the, I think, first significant open space acquisitions of 33 plus acres on Elton and Northville and I would love to before I leave close and doing the budget adjustment allows this transaction to get to that stage so that this final closing will take place. And I vote yes."

Barbara Grattan: "The resolution is adopted."

Barbara Grattan: "We've got no more resolutions."

Supervisor Kozakiewicz: "Okay. The only other thing we've got to do is we've got to go back to the resolution 1319 which was to change the date of the notice in the paper. Correct?"

Barbara Grattan: "Yes."

Supervisor Kozakiewicz: "We put December 29th. It should be January 1. I think the- "

(Some inaudible discussion among the Board members)

Supervisor Kozakiewicz: "December 31st, that's what I meant. So we should make that change and vote on it. Okay. I've been having problems with this- okay, so that resolution should be amended and moved with the correct date. Got it? Just so the record's clear."

Councilman Lull: "January 1st?"

Supervisor Kozakiewicz: "That's what I thought we said on the other. January 1st is the date of the publication. Okay. January 1st is the issue appears. So it should say January 1, 2004. Okay."

Barbara Grattan: "Not December 31st."

Supervisor Kozakiewicz: "That's what I thought we said before. Anyway. Nick DiPierro."

Nicholas DiPierro: "Nicholas DiPierro from Winding River- better known as Wading River. Jim, I'd like to wish you lots of luck in your retirement. Enjoy your grandchildren and I'm sure you will. I enjoy mine. And, Bob, (inaudible) day off the phone, we might have been seeing you here next year. Good luck to you, too."

What I'm here for today is I guess concerning traffic safety issues in Wading River, okay. I haven't been to many meetings this past year and I wish that this meeting could have concluded with what Mr. Lull just said, okay. But I couldn't make it here any earlier because I was out delivering children for the school district.

We seem to have a traffic and safety issue in Wading River. I live on Long Pond Road, okay. There's lots of traffic and safety issues and I apologize to Mrs. Blass, I had seen her earlier because I didn't think I was going to be here for the end of the meeting. I spoke with her briefly about my concerns about the road that was just blocked off, the new development coming into Long Pond Road.

I spoke to a few people and maybe they said it in jest or not but I get the impression, too, that the people, those new people, you know, I'm not saying anything against new people even though I've been a resident of Wading River for 65 years and I've seen it grow from a farm community into the village that it's grown into now enormously overbuilt and it seems like when we have the people moving in from the west, they come and complain about how things are and the way they want things to be.

Well, the way we want things to be is the way they were. Okay?

We now have a road that's blocked off. We used to have a road that was going through this new development but apparently these new residents felt that it was their own private community. Well, if they want their own private community, perhaps they should gate that community also. Maybe they should have a traffic light at the end of their road onto Long Pond Road. Perhaps some day there will be a stop sign there.

What is happening now because that road is blocked off, people who used to use that road as an access road coming from Rocky Point, they may have made, not all of them but some of them, may have made a right hand turn into the road that leads into the Brookhaven section of Wading River, and then zig zag around and then went into that new development and use that to get to Long Pond Road. Now, they have to go all the way up to the traffic light on Route 25A and make a right hand turn onto Manor. This is a traffic issue and it's also a safety issue.

The traffic on Route 25A is being greatly increased because we now have a road that's denied access to because the people do not like vehicles who do not belong in that neighborhood to go through.

Also, because of this road being blocked off, we now have an overburdened Wading River Manor Road. That is only part of it. The old "Z" farm which now has two access roads onto Wading River Manor Road, is also going to increase the traffic on Wading River Manor Road. I know when that development first was put in there where I believe Irwin Garsten used to own now is all developed, it goes through Kay Road. The people in that new community were complaining about the people on Kay Road, that they didn't feel welcome driving through Kay Road.

Well, if we're going to block off roads, let's block off the end of Kay Road so those new people who moved into that new area, those \$400,000 homes, will not have access to Kay Road. Because they can speed- they probably are speeding through Kay Road and they're causing a traffic and safety issue.

There are lots and lots of traffic and safety issues around Wading River. Do we listen to the ones who have the big money? Do we listen to the ones who think are going to give us votes? I think we do.

A lot of people say what have you done for me lately? You've done this, this year, next year, what have you done for me now? I

want you to do something else. I'm going to cry; I'm going to complain and I guess the squeaky wheel always gets the grease. So much for the access roads.

What is wrong with putting a turn signal on Route 25A, a left hand turn signal onto Wading River Manor Road? I know the state came in and they made a left hand turn signal going towards Wading River, the hamlet of Wading River, they have a left hand turn signal. They don't have a left hand turn signal going south on Wading River Manor Road, another traffic and safety issue.

Do we only listen to the ones who cry and complain the most? I'm only one person. I know the fire department also addressed the town on this. Now if the Board doesn't listen to the fire department, why are they going to listen to me? But I have to- "

Supervisor Kozakiewicz: "The issue is actually going to be readdressed. As part of the closure of that road that you talked about (inaudible), there were discussions with Randy (inaudible) chairman of the Commissioners to be examined, to reinvestigate that light at Wading River Manor as well as the Main Road. So, yeah, there have been discussions already to do some of the things that you're talking about."

Nick DiPierro: "Okay. If we're going- that's fine. I might add, I guess you can call it sarcasm. Long Pond Road goes down to- well, all the way around Lake Panamoka. At a certain point in Long Pond Road, you come upon Steven Drive (phonetic), that's Brookhaven town. We can put a big block of sand or dirt on that section of road so we can prevent people from flying past those stop signs on Long Pond Road. I mean some people do, they just ignore the stop signs but maybe if we're going to put blocks of sand or road barriers, maybe we could also put on over there because I'd like to have a private community, too."

Supervisor Kozakiewicz: "Thank you."

Nick DiPierro: "I'm not finished."

Supervisor Kozakiewicz: "Well, you've been up there for five minutes. So I am going to ask you to sum up. We have a five minute rule."

Nick DiPierro: "Even though there's nobody behind me?"

Supervisor Kozakiewicz: "I don't know if there's anybody else who wishes to speak. Is there anybody else who wishes to address the Board? Go ahead."

Nick DiPierro: "Just one more minute. As far as the Grumman guard shack goes, it's going to be very good for the people in Manorville, but what are you going to do for the people in Wading River? I know that road. It's a long desolate road at night. Who is going to go there at night?"

I mean other people may have raised concern about asbestos, they may have raised concern about the cost, but Plant 8 has been in limbo every since Grumman left there. It may have been turned over once but I do not see any occupants. That's one of the reasons why the old Grumman guard shack was put up as a recreation center for Wading River, in the eventuality that it may be sold. Good luck.

Manorville residents will use it. What are you going to do for the people of Wading River? What have you done for me lately? Thank you."

Supervisor Kozakiewicz: "We approved a grant for \$350,000 to establish 62 acres on the former Grumman picnic grounds and we authorized further down payments to be signed, in fact I signed the State Office of Parks and Historic Preservation document the other day to further that project along. That's what we're going to be doing for you lately. Thank you.

Anybody else? So be it. Is there a motion?"

Councilwoman Blass: "Motion to adjourn."

Supervisor Kozakiewicz: "Thank you."

Meeting adjourned: 5:10 p.m.

Barbara Grattan
Town Clerk