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Minutes of a Town of Riverhead Board meeting held by the town board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, October 7, 2008 at 2:00 p.m.

PRESENT:

Philip Cardinale,	Supervisor
Barbara Blass,	Councilwoman
James Wooten,	Councilman
John Dunleavy,	Councilman

ALSO PRESENT:

Diane Wilhelm,	Deputy Town Clerk
Dawn Thomas,	Town Attorney

ABSENT:

Barbara Grattan,	Town Clerk
Timothy Buckley,	Councilman

Supervisor Cardinale: "I'd like to begin with the Pledge of Allegiance as we always do and Trina will lead us."

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

Supervisor Cardinale: "Okay. We're going to come down and honor some retiring some employees, Irene Alexander and Oliver Miles.

Come on up, please. Is that on? Yeah, good. Irene, could you come and Fred. We have two long time very valued employees that are leaving the town and we want to honor them as we do those that are here for a long time with a formal goodbye and a presentation of a town seal and a thank you.

Irene, welcome back, just left. I attended her retirement party a while back, what was it a month, or so back- we asked her to come back so we can present her with this seal. She has her bosses, Judge Ehlers and Judge Smith.

And I will say on my behalf, I knew Irene ever since I started as an attorney in this town after leaving the DA's office in 1980 and she was always helpful, a delight to speak with and always had time for young attorneys and old ones who didn't quite know what they were supposed to be doing.

So I thank you for that again and I ask that Judge Smith and Judge Ehlers say a word about your service to this town."

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Judge Ehlers: "Irene, it's just been so wonderful to work with you over the years and you're just the perfect employee and to set the supervisor straight, we're not the bosses, you were certainly the leadership of the office through all the years that you were there. Thank you so much."

Judge Smith: "Irene, thank you so very much for your service to this community. You will be greatly missed. And like Dick, I view you more as a colleague than as an employee. Thank you again."

Supervisor Cardinale: "Thank you. And on behalf of the town board we would all like to shake your hand and wish you well."

This town seal to Irene Alexander Justice Court and he's right, Dick and Allen, director from '72, 1972 to 2008. Thank you and lots of luck in your retirement. Enjoy it and please say a word to your adoring public."

Irene Alexander: "I just want to say that it was my pleasure to work for the town, serve the town, for all these years. This is my home town, I love it. Thank you."

Supervisor Cardinale: "Thank you very much. I'll let you walk through and let them thank you. Thank you very much Judge Ehlers and Judge Smith."

We have another employee, a long time employee, 30 years in this instance, and I guess it was 36 in Irene's who is leaving the town and effective today I think it is we're accepting— or was it last meeting we accepted the resignation.

Oliver Miles, would you come up, please. I think it's Rev. Miles, who is going on to better work even than he has done here. Oliver worked for us for 30 years and his boss— his department head is here, Gary Pendzick. He worked in the water department and was there every time we needed him.

Gary, I'm going to let— since you know his service to the town even better than I do, I'll let you say a few words about how extraordinary it was."

Gary Pendzick: "Ollie, his service to the town for the last 30 years and for more than a dozen years in the water district, has just been fantastic."

I can only tell you like me along with all the fellow workers in the water district that we're going to miss your reliability, your grace, patience and your just good natured-ness. Thank you so much for all those years of service."

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Supervisor Cardinale: "Thank you Gary. On behalf of the town board, I'd like to present you with this seal indicating your years of service and give you it and our honest appreciate for a job well done. And at the risk of giving a preacher the mike, say a few words please."

Oliver Miles: "Always giving honor to God, to the supervisor, to the council people here, my good boss Gary and Mr. Mark Conklin and all of my fellow workers and all that is do honor here. This afternoon indeed I am greatly privileged. I feel this is an abundance of an honor for me after 30 years with the town, I'm retiring from let's say the workforce, but not from the community.

I'm still going to be in the community and I bid the town Godspeed and I believe that we're going on in deeper heights and deeper debt in the community. With God as our leader, surely I thank God for this great honor and this privilege that I have been blessed with this afternoon.

Bless you."

Supervisor Cardinale: "Thank you very much, Ollie. And thank you for your years of service, both Irene and you. We truly appreciate it. And as the board knows, even with a few years of service as elected officials, we can appreciate how 30 years of service is a great accomplishment. So thank you.

And, oh yes, that's right. Thank you for reminding me. You're supposed to walk through and let them congratulate you as I have. Thank you.

Thanks a lot judges for coming and thank you for coming Gary. And Fred take good care of her. Have some fun out there in retirement. We're not having enough fun here, that's our problem.

Okay. We are back at work with our town attorney who's walking up and our deputy town clerk. We'd like to approve the minutes of the September 16th town board meeting and the minutes of the— I'm sorry, the September 25th town board meeting— the 16th and then the 25th special board meeting and the October 2nd special board meeting.

So those three board minutes are being offered by someone, please?"

Councilman Dunleavy: "I so move."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. May we have a vote on those three?"

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The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The minutes are adopted."

Supervisor Cardinale: "Could we have the Reports, Applications, Correspondence, please?"

REPORTS:

Sewer district	Discharge monitoring reports for July and August, 2008
Building department	total fees collected for September, 2008 - \$70,645.24
Receiver of taxes	Utility collections report for September, 2008 - \$558,544.88
Town Clerk	Monthly report August, 2008 \$9,192.57; September, 2008 \$8,544.88
Open bid report	signage services - 2 bids were received and opened on October 2, 2008 (file available in the Town Clerk's Office)

APPLICATIONS

Parade or assembly
Riverhead Clergy Council -
Crop Walk for Hunger - Oct.
26, 2008

CORRESPONDENCE:

Jonathan Brown, Esq.
Re planned recreational
district

Donald Jagoda of
re alternative parking
Boomerang Systems, Inc.
Solutions

Tom Stock, Manorville
re input for the Rechler
Center of Business and
Technology and EPCAL
recreation proposals

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Edwin Fishel Tuccio,	re Resolution #804, 209 East licensed real estate broker Avenue, Riverhead, NY
Jacalyn R. Fleming of	re Beacon Wireless Mgmt. LLC Munley, Meade, Nielsen & Reand NY SMSA d/b/a Little Flower Re Omnipoint Communications, Inc. - Tanger Outlet Center
Michael Cannuscio of	Re Beacon Wireless Mgmt.LLC Beacon Wireless Mgmt. LLC1863 West Main Street, Riverhead
George Fernandez of	re draft scope for Rechler Ridge Civic Assoc. Center for Business and Technology Subdivision and urban renewal site plan

Diane Wilhelm: "And under community public hearing notices, there were the annual budgets for Wading River, Riverhead and Manorville fire districts are all up for review for October 21st.

And that is it."

Supervisor Cardinale: "Well, thank you. And I see that you've issued a couple reminders here and I will recite them for the purposes- I'll let you do so for purposes of the audience at home."

Diane Wilhelm: "Okay. The next regularly scheduled town board meeting will be October 21st at 7:00 in the town hall here. And you can also view our town board agendas, resolutions, minutes and any upcoming meetings on our website at RiverheadLI.com."

Supervisor Cardinale: "Thank you. We have seven public hearings scheduled. We have our town attorney here to guide us through them. The first is scheduled for 2:00 p.m. It's 2:23, we can begin it."

Public hearing opened: 2:23 p.m.

Supervisor Cardinale: "It is for consideration of a special permit petition of Sid Harvey to allow for the construction of internal alterations of approximately 10,000 square feet of industrial space, to approximately 10,000 square feet of industrial space."

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Somebody here to present that on behalf of the applicant? We'll see if the attorney is in the hallway because he has presented it to us at the work session and now is the time for the public to comment.

Okay, well, then- as I recall there wasn't anything particularly exciting about this or controversial but could you sum up what they're looking to do here, please, or do you know?"

Dawn Thomas: (Inaudible)

Supervisor Cardinale: "Okay, then I will try to remember.

Why do they need a special permit? Okay. This is a special permit petition. That much we are clear on for required- which is required for the particular use I believe that the property is being altered to.

Let's see, who do we have- could you call Hanley in so he could open it up? Oh, yeah, we have it right here come to think of it. I have it in front of me.

A special permit petition to allow for the construction of internal alterations to approximately 10,000 square feet of industrial space for the conduct of a wholesale business. This is on a 6.1 acre parcel zoned industrial A, lots 119-1-28.7. Where is it? On Kroemer Avenue.

Okay. Does anyone have any comment about whether the special permit should be issued to conduct the wholesale business at that site? Who's asking? You have to come up."

Councilman Dunleavy: "You have to come to the microphone please."

Supervisor Cardinale: "Okay. A wholesale- the only description is a wholesale business which is required and how do they say- why is your director of planning never there when you need him?"

Councilman Dunleavy: "I think this is plumbing."

Supervisor Cardinale: "So's Christmas. Yes, plumbing business we believe which seems relatively appropriate and harmless on Kroemer Avenue.

Anybody have any point that they want to make that it isn't or they'd like to comment? If not, I will leave this open in any event

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for 10 days for written comment in case someone gets the urge. But it's a wholesale plumbing business on Kroemer Avenue."

Councilman Dunleavy: "Here he is now."

Supervisor Cardinale: "And here comes the attorney. Bob, did you have the application on- "

Councilman Dunleavy: "Sid Harvey?"

Robert Kozakiewicz: (Inaudible)

Supervisor Cardinale: "That's all right. We're just about through it. If there's no further comment, I'm leaving it open for written comment for 10 days."

Public hearing closed: 2:26 p.m.
Left open for written comment for

10 days

Public hearing opened: 2:26 p.m.

Supervisor Cardinale: "And move onto the hearing for 2:05 and is to consider a local law to amend Chapter 108 entitled wind energy systems for agriculture uses.

I should also point out that there is a resolution in here in regard to this because this is the second hearing we're having and are there any significant changes since the first hearing? There are no significant changes. We're doing it again. Why are we doing it again though?"

Dawn Thomas: (Inaudible)

Supervisor Cardinale: "Oh, there were minimal changes that we didn't want to get involved in, whether they were substantial or not. But we held it for a long time because most of the people at the hearing we did have some months back not only liked the idea but thought we should expand it to smaller lots.

We will- we are considering doing that. Barbara and others are working on it but we wanted to pass the farm windmill statute first and then work on a separate statute for residences and do you want to say something, Barbara?"

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Councilwoman Blass: "I could say that the most significant change was one that incorporated a capacity requirement that it not exceed, that the system being installed not exceed 110% of the anticipated demand of the agricultural operation. And that was in order to allow for it to be considered equipment at the state level and thereby allowed to be installed on lands from which development rights has been purchased.

So that was the most significant change that we made. And I do believe we have some individuals from the energy committee that may want to address the board on the matter."

Supervisor Cardinale: "Please come up then. It's open for comment. It's 2:28. This is the written version of your comments?"

Isidore Doroski: "Yes indeed."

Supervisor Cardinale: "Thank you. Go right ahead."

Isidore Doroski: "Okay. Good afternoon, members of the town board. My name is Isidore Doroski. I am chairman of the town's clean energy advisory committee. The committee was established about two years ago to assist in creating and implementing the town of Riverhead's clean energy action plan.

The plan was adopted by town board Resolution #283 on March 21, 2006. So we've been in business over two years now, pretty much. We actually started our first meetings held in September/October, 2006.

Recent town board actions have demonstrated a strong commitment to energy conservation and alternative energy planning. This includes changing the building code to include energy efficiency of new homes; becoming a signatory to the US Mayor's Climate Change Agreement, and now conducting an inventory of the town's gas emissions for use as a benchmark for our progress, also conducting energy audits of municipal facilities and tracking improvements, conducting public presentations on declining oil production also known as peak oil and global climate change.

By the way I'd like to give a seminar- a half hour seminar, I discussed it with Barbara on that topic on peak oil. I know that John Dunleavy had heard it and, Phil, you yourself had heard that presentation previously. If that's okay with you, we can maybe book that in the future.

Conducting energy audits of municipal facilities and tracking improvements. Participating with other Long Island towns on the clean energy leadership task force.

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The draft code which is the subject of this hearing, is another piece of the energy action plan designated to encourage construction of clean alternative energy sources while assisting our farmers and providing sustainable and affordable energy from the abundant wind resources that we have here on the north fork.

The clean energy advisory committee urges the town board to approve this draft code as an important first step in developing clean and renewable energy supplies here at home.

We would also like to strongly encourage you to take further actions that while implemented, the other elements of a comprehensive energy plan that will assist the residents of his town to become more energy self-sufficient.

In that regard, we offer the following recommendations for your consideration.

1. Develop outreach programs, both educational and technical assistance, to help residences and businesses in conserving energy and thereby saving on expenses while reducing environmental impact.

Now specifically would be the wind code. In order to encourage more citizens to participate in wind power generation, allow wind turbines on lots of less than seven acres in any land use category, provided all other requirements are met.

3. Confer with town, county and state agencies governing land use on preserved farmland and agricultural districts to facilitate the approval of wind turbines as allowable agricultural use on land which has no development right and/or land within agricultural districts.

The state Department of Agriculture and Markets has determined that wind turbines are agricultural equipment and, therefore, are allowable uses on agricultural land.

It is also my understanding that the town and now the county also consider them agricultural equipment.

4. We would urge the board to give further consideration to providing incentives to development of commercial scale renewable energy systems such as large wind turbines or large full scale photovoltaic systems, so called solar farms, within the town boundaries.

5. And lastly, #5, Riverhead is taking an important step to encourage citizens to install renewable energy systems and thereby helping our community to meet the challenges of future energy

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shortages which are fairly sure to come in the next five to 10 years with this peak oil issue which is coming down the road.

In addition to passing the wind energy code itself, the board should consider lowering the permit fee of \$250.00 as a further incentive.

Any questions?"

Supervisor Cardinale: "No. But we will have you in. On the 4 & 5, we began that discussion on solar farms two weeks ago at a work session and we'll have to identify some issue you might be of some help with, so we'd like to have you come in some time and speak to us about it.

And I want to thank you for your service on that committee and those who serve with you and point out to the public who probably doesn't realize this, but we have a series of advisory committees and if you want to join one we have some vacancies. Look at the website and all of them are volunteer people who receive no compensation but assist the town with their expertise and advice.

So we encourage people to look at the site and if there's an area that you're interested in and we have a vacancy, to call my office and express that.

Thank you."

Councilwoman Blass: "We'd like to acknowledge other three- I think you have three other members of your committee today, Phil Barbato is here, Roy (inaudible), and Bill Welhelm is here I think."

Idisore Doroski: "Phil Barbato. And Bill Welhelm is here, okay, there he is, the second row there. And I just wanted to complement Barbara for working so hard."

Supervisor Cardinale: "Yes. I was going to do that myself. I think the whole board is committed to making the town greener and we've all committed to make Barbara do most of the work."

Councilwoman Blass: "What a surprise."

Supervisor Cardinale: "You're the one that loves the green so we want you to have more of it."

Councilwoman Blass: "Thank you. Gladly. Thank you."

Supervisor Cardinale: "Okay, the next and third hearing- oh, I should say is there other- thank you. Is there other comment? If there is, I'd like to hear it. If there is not, I will leave this open for 10 days."

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Councilwoman Blass: "Actually, Mr. Supervisor, I request that we close it this evening."

Supervisor Cardinale: "Oh, I won't leave this open. Yeah. This— what I was beginning to say at the outset and Barbara was reminding me, that because this is the second hearing, because we are doing it just to make certain that— to be extra careful, that we would like to pass this this evening so we will close this hearing both for purposes— or this afternoon of we get out of here, we're going to close the hearing for purposes of verbal and written testimony and consider it later in the session."

Councilwoman Blass: "Thank you."

Public hearing closed: 2:35 p.m.

Public hearing opened: 2:35 p.m.

Supervisor Cardinale: "The 2:10 hearing for consideration of a local law to amend Chapter 108 entitled zoning Article LI entitled industrial C zoning use district and the uses associated with that district.

This is something we've worked on in work session and now we're having the hearing on which relates to the special permitted use, that is the use permitted after a special hearing in industrial C of agricultural production upon real property seven acres or greater lying within the scenic river areas defined pursuant to the order of the Commissioner of New York State Environmental Conservation dated September 18, 1990, and another special permit use in that area of a dwelling one family upon real property of four acres or greater within the scenic area defined pursuant to that same 1990 order of the Commissioner of the DEC.

Basically it allows agricultural production and single family dwelling; agricultural on seven, dwelling on four in the wild and scenic river area, is that it— yes scenic area.

Anybody have a comment on that? Yes, sir."

Sal Diliberto: "Sal Diliberto from Manor Lane in Jamesport. Good afternoon."

Supervisor Cardinale: "Good afternoon."

Sal Diliberto: "I know, Mr. Supervisor, that this was the same public hearing that was on the calendar on June 3rd. And I was here at that meeting and at that time it was withdrawn because of we

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were advised that there were going to be modifications or changes in the language in the proposed change.

And I've compared this to what had been previously published and to me it looks like word for word exactly what was there at the June 3rd hearing. And I was wondering what if any changes had in fact been made."

Supervisor Cardinale: "Well, I'll defer this to whoever knows because I don't even remember the hearing frankly. Was that-- go ahead."

Councilwoman Blass: "I believe they were listed as permitted uses and this is now permitted by special permit only. That's the difference."

Supervisor Cardinale: "Oh, there you go. So we have to have a hearing before the use-- it's not permitted as a matter of right but after a special permit hearing. Thank you."

Sal Diliberto: "My opposition to this is really strictly based on the restriction of agriculture only to those parcels that would be seven acres or more.

One of the things that came up on that same date back on June 3rd was I think there were some other public hearings at which it was determined or the board pretty much said that in the future-- things like this proposal or other proposals that should be sent to an advisory committee, as you've mentioned advisory committees, should be sent out for comment from the advisory committee.

I know that this particular law will affect agriculture in that in fact agriculture is going to be permitted even with a special permit, it will only be permitted on a restricted basis.

The state does not define farm operations by acreage. A farm operation can be of any size so long as it is intended for commercial profitability.

Here you've got an actual acreage limitation. And I guess one of the questions I have is was this referred to any committee, an advisory committee, or otherwise for comment?"

Supervisor Cardinale: "I don't know. Was it?"

Councilwoman Blass: "I'm not the liaison to that committee."

Supervisor Cardinale: "We will-- Tim is the liaison and he's not here today. And I believe it was because I think it was tabled among other reasons for that. But we'll verify that it was.

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But it doesn't surprise me that they wouldn't object because right now they can't do it at all so on the theory that beggars can't be choosers, after this they'll be able to do it after a special permit as long as they have seven acres.

And I think seven acres was selected because you need seven acres in order to get the agricultural tax and nobody I know does farming unless they have the agricultural tax."

Sal Diliberto: "On a New York State level, yes, land used in agricultural production will only receive that tax benefit if it's seven acres or more."

Supervisor Cardinale: "Right. That's why we chose that."

Sal Diliberto: "However, New York State does recognize the fact that there are many farm ventures especially today when you have specialty crops, etc., there are many farm ventures that can be commercially profitable with less than seven acres.

And whether the individual who owns the property receives a farm based assessment for his real property taxes or not, should not be the defining criteria for what can or cannot be a farm."

Supervisor Cardinale: "So you would have us add it without acreage restriction. Would you also suggest we add it as a- I bet you'd like us to add it for permitted uses without special permit hearing too."

Sal Diliberto: "To me it doesn't make any difference whether it's a special permitted use or a permitted use or just a regular use."

Supervisor Cardinale: "Okay. But you do not want an acreage restriction?"

Sal Diliberto: "There should not be an acreage restriction because to do that is to encourage only larger farms. I don't think that there's anything that the town of Riverhead wants to do in terms of farming that would restrict small farmers.

If you say you have to have at least seven acres, say you are only going to have farms with seven acres or more. We have big farms, we have small farms. If they can be commercially profitable that should be the only criteria and that's something that should be decided by the individuals themselves- the farmer themselves.

There are many farms here on the north fork even, for example, Catapano Goat Farm where they had a one acre farm in Mattituck, was

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commercially profitable and then they moved up from that to a larger farm, but still less than the seven acres. It depends what you grow.

You know, somebody wanted to grow black truffles under inoculated oak trees, they could probably be commercially profitable if they had a half an acre. So I don't think that there's anything that's to be gained by stating that you have to be at least seven acres."

Supervisor Cardinale: "You know, it's interesting. It doesn't actually say you have to have a seven acre farm. It says you are permitted to do the use of agricultural production as long as your property is seven acres or greater. Is there any particular reason you threw that in?"

Sal Diliberto: "Well, the only time you can actually, for example, if you did have a seven acre farm- "

Supervisor Cardinale: "Yes."

Sal Diliberto: "-- and if you have a seven acre parcel and you had a house on that farm, you probably would not be able to obtain the agricultural tax assessment because you do have to have a full seven acres in production. So you can't just have a seven acre parcel, you have to have seven acres in production."

Supervisor Cardinale: "I figured anything less than seven acres is probably like, you know, is just your garden. Seriously. Is this a distinction without a difference? The only people that are going to be commercial are probably going to seven to get the tax exemption so I can certainly have a garden if I have six acres or five or four."

Sal Diliberto: "I don't think it's a question of a garden. I think those are decisions that should be made by the individual property owners themselves."

In the town's own vision statement for Riverhead, one of the last paragraphs states that's Riverhead's agricultural industry will continue to play a leading role in the town's economy and shape the town's character and the way of life. The town will work with farmers and landowners to support farm business and promote farmland preservation. And the town will strive to do so in a manner that respects private property rights, protects landowner equity and ensures flexibility and choice in the use of farm property.

I think this provision of the minimum seven acres eliminates choice and flexibility for an individual who would buy a parcel of let's say five acres.

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Minimum lot size requirement is an unreasonable restriction on the operations and the Department of Agricultural and Markets guidelines state that. They state that establishing a minimum lot size for farm operations is unreasonably restrictive and here the town is in fact establishing a minimum lot size.

Any proposed law that will affect farm operations should be reviewed either by the Ag Advisory Committee and if necessary by the Department of Ag and Markets to see if in fact it is in conflict with them.

The town itself when it defines a farm in the town code itself, defines a farm only as any parcel of land which is used for gain in the raising of agricultural products, livestock, poultry, or dairy products. It includes necessary farm structures within the prescribed limits and the storage of equipment used.

So the town's own definition of a farm in no way states that there is any minimum size before you can have a farm. It's just that it needs to be something that is a venture that is not a garden, but is something that's intended to be used for gain."

Supervisor Cardinale: "How would you distinguish a garden from a farm?"

Sal Diliberto: "It's the question of whether or not it's going to be used for gain, whether- "

Supervisor Cardinale: "A lot of people sell roadside from their garden."

Sal Diliberto: "If you're doing it as a hobby. If you own a piece of property and you have overhead and operating expenses and at the end of the year you make a profit from the venture that you've involved yourself in, the agricultural venture, then you're a farm. You're a farm according to the town of Riverhead.

And you're certainly a farm operation from the point of view of the State of New York Department of Agriculture and Markets."

Supervisor Cardinale: "Vince or Bill, could you get me Hanley. I'd like to know whether there's any- before you get too excited about it, whether there's any particular reason it's there in the first place. Maybe we can just get it out. I don't really think it was particularly critical."

Sal Diliberto: "Well, the- "

Supervisor Cardinale: "Except that we didn't figure there would be many farmers with less than seven acres because you don't

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get the tax advantage. Especially in the scenic river area. But you make some good points and I appreciate the clarity with which you make them."

Sal Diliberto: "One other thing I just wanted to point out too is that in the last paragraph, paragraph 5, there is something missing in that paragraph. It doesn't make sense."

Supervisor Cardinale: "Paragraph 5?"

Sal Diliberto: "Yes. It says accessory uses, the sale or retail of home grown or home made products upon agricultural use land provided that all retail uses shall be subject to site plan approval pursuant to Article 26 of the Riverhead town code and the provisions of Chapter 108.

The farmer may sell supporting farm products and farm products not grown by the farmer provided that the area to this sale of said products at no time exceeds 40%. That should either read the area allocated or the area not allocated to the sale."

Supervisor Cardinale: "What is it supposed to say?"

Councilwoman Blass: "It's supposed to say devoted to the sale."

Supervisor Cardinale: "All right. Devoted. Thank you."

Councilwoman Blass: "Or allocated to the sale. There is a word missing there."

Supervisor Cardinale: "Devoted is the word. Yeah. Thank you."

Sal Diliberto: "So, once again, this is restrictive as well because you combine this with the seven acres and basically this is saying that somebody who did have a five acre parcel who wanted to grow an agricultural product and sell it from their land would not be able to have this accessory structure."

Supervisor Cardinale: "No, actually, we're not talking about structures here. Go ahead, Barbara."

Councilwoman Blass: "They're talking about supporting farm products, things that support a farm operation but they're not necessarily grown on the premises. There's a certain amount that you can allocate of your farm stand or your farm operation. That's what that's intended to address."

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Sal Diliberto: "But the person would not be able to have this ability to sell their homemade products unless they had a seven acre parcel."

Councilwoman Blass: "Well, that goes back to the original- "

Supervisor Cardinale: "That goes back to the original. You don't like that seven acres. I heard that."

Sal Diliberto: "You know, it's an artificial number which has no bearing on the realities of farming."

Supervisor Cardinale: "Hey, Rick, come on up. I have a question. On the farm legislation seven acre pieces in the wild and scenic river, is there any particular reason why we have to have seven acres, because I don't want to get Mr. Diliberto upset about this."

Rick Hanley: "Well this is the piece- "

Supervisor Cardinale: "I know the piece- "

Rick Hanley: "I just- I just got asked the question in the hallway, so I'm just going through it in my head."

This is in the scenic river area."

Supervisor Cardinale: "Right."

Rick Hanley: "There is a minimum size in scenic river of four acres. Not 40,000 times 4- "

Supervisor Cardinale: "So it has to be four."

Rick Hanley: "-- it has to be four real acres. And the seven acres comes from our standard that we use, Ag & Markets. It could be four acres."

Supervisor Cardinale: "Could be four."

Rick Hanley: "The seven came out of Ag & Markets because that's the minimum lot size that one can get the eight year commitment on and get the tax- "

Supervisor Cardinale: "So if somebody wants to do it for four acres and pay more tax, why should we care?"

Rick Hanley: "We really shouldn't. But it should be a minimum four but we want to be sure that the acreage is enough to provide for the ag use itself, the cultivated fields, the building, the parking area, all of that. So that's another consideration."

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Supervisor Cardinale: "Okay. Thank you."

Rick Hanley: "Sure."

Sal Diliberto: "You know RA-80 or RB-80 you could have just two acres and have to farm and be able to sell-- "

Supervisor Cardinale: "Or a winery, as you know."

Sal Diliberto: "Or a winery and sell your product. Or in rural corridor you could have a one acre parcel and grow farm product and sell it from that parcel."

So I think it should always be the minimum lot size certainly for whatever that district is, but I see no reason to make it seven acre-- "

Supervisor Cardinale: "You make a good case. We appreciate it."

Sal Diliberto: "Thank you."

Supervisor Cardinale: "Thank you. Any other comment on this proposal-- proposed legislation?"

I'm going to leave this open for 10 days because we want to mull it over and we want you to give us any written material you wish. It goes to the clerk before 4:30 on Friday, October 17th-- is that next Friday? Yeah, six, seven, eight, nine-- six, seven, eight,-- yeah, the 17th at 4:30."

Public hearing closed: 2:50 p.m.
Left open for 10 days for written
comment to October 17, 2008 at
4:30 p.m.

Supervisor Cardinale: "The-- I must point out that the next four hearings really were advertised at 2:15, 2:25, 2:30 and 2:35 despite the fact that there's a typo that says 7:00 on some of them. So please just note that these are all 2:00 not 7:00 hearings. I swear to you it's true, and it's now 2:50, we're doing the 2:15."

Public hearing opened: 2:50 p.m.

Supervisor Cardinale: "It's for consideration of a special permit from Gerald Simone, Gendot Associates, to allow the construction of an age restricted retirement community."

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Charles Cuddy, attorney for Gendot Homes, would you present what you are going to seek?"

Charles Cuddy: "Thank you. For the applicant who's here. This is a four acre site on Middle Road. It's between Sunken Ponds and Stoneleigh Woods, Sunken Ponds being on the east; Stoneleigh Woods being on the west."

Supervisor Cardinale: "Okay. We need to swear you in because you're an attorney. No, all special permits."

Charles Cuddy: "Yes."

Supervisor Cardinale: "Not just because you're an attorney."

Charles Cuddy: "Thank you."

(At this time, Mr. Cuddy was administered the oath.)

Charles Cuddy: "Yes. Beginning again as I said this is a four acre site, it's in the RC district. It's between Stoneleigh Woods and Sunken Ponds which are both condominium sites.

Because it's in the RC district, we must appear for a special permit.

We've been to the zoning board of appeals to get our lot coverage and we have a copy of the zoning board decision that I'm going to hand up in just a minute.

I have been before and the applicant's been before the planning board who has recommended approval by their August 8th, 2008 which was actually a meeting held on August 7, 2008, but their resolution approves this, recommends approval to you.

There are seven duplex units at the site. There are two single units. The units are approximately 1,650 to 1,700 feet in size. I think it's worthwhile to see that this photo which I have here, this rendering, because the ARB has given, the Architectural Review Board, has given approval to this particular site and this unit.

So I'll hand these up to you, as I said the copy of the resolution from the planning board, a copy of the resolution from the zoning board of appeals."

Supervisor Cardinale: "And a copy of the picture. Very nice. Lovely. Thank you. This is the duplex, huh?"

Charles Cuddy: "Yes."

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Supervisor Cardinale: "Either that or somebody likes a lot of garages."

Charles Cuddy: "That's the duplex. Each has a garage on it. The applicant owns the parcel. He's acquired, I believe, 12 development rights that he's paid for that will allow him to have the 16 units in total at this site."

In accordance with the town code, I think you'll find that this meets the requirements for a special permit as the planning board noted suitable for its location, sufficient in size, it's not near a church or a school, or near any of those things or a place of public assembly. It has appropriate curb cut. It is by the way going to be a private road so the town will not have responsibility for it.

There is sufficient off street parking. As you can see it has decent landscaping. There's going to be no problem with collection of solid waste.

I think all of the items that are set forth in 108-133.5 are met by this application and I would ask the town based on I think meeting all of the town standards, to approve the special permit application."

Supervisor Cardinale: "Thank you. Is there anybody that would like to comment on this proposal? This property is located on Middle Road adjacent to Stoneleigh?"

Charles Cuddy: "That's right. And Sunken Ponds."

Supervisor Cardinale: "In between Stoneleigh and Sunken Ponds."

Charles Cuddy: "That's right. It's the last zoned piece."

Councilwoman Blass: "That's what I was going to ask. Is it the final piece- no other- "

Charles Cuddy: "This is the final- there's no other that's in this zone. That's right. This is the final one."

Councilwoman Blass: "Thank you."

Supervisor Cardinale: "Thank you. Please come up, sir."

Frank Bosccio: "Good afternoon gentlemen and ladies. My name is Frank Bosccio. I'm a vice president of Sunken Ponds Homeowners Association. And when I think of sandwiched in, I think if pastrami, provolone, (inaudible), I think of a sandwich. And as the

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gentlemen stated that his development is going to be sandwiched in between Sunken Ponds and Stoneleigh.

In view of the fact that Stoneleigh has drawings for 200 families or a little bit less maybe, and has only sold about 60%-- there's 40%-- 60% left to sell, their clubhouse hasn't even been built yet. And this gentleman is looking to build another home site, an aged home site in between us.

He mentioned churches and synagogues but didn't mention the people that live in Sunken Ponds. Now with that two story dwelling, it's going to take away for some of the lifestyles of our people that live there.

Having more cars in the community is no benefit to us at Sunken Ponds. Having higher buildings is no benefit to Sunken Ponds. Stoneleigh is encroaching on Sunken Ponds in Phase 2 and 3 and this would encroach on Phase 1 which is where I live and definitely am opposed to the 16 buildings and I'm opposed to any further building in between Stoneleigh and Sunken Ponds.

So those are my views."

Supervisor Cardinale: "Thank you."

Councilman Dunleavy: "Thank you."

Supervisor Cardinale: "Sixteen dwelling units, seven duplex buildings and one, two-- nine buildings is that correct? Nine buildings, 16 units. Do you have the standard by which we must consider special permits with you, Charles? Okay. What section of law is that?"

Charles Cuddy: "108-133.5; 108-133.7."

Supervisor Cardinale: "Okay. So the gentleman from Sunken Ponds, if you take a look on the website, 108-133.5 and .7 are for better or worse the criteria that the board has to use in determining whether or not to issue a special permit here.

So you may want to-- although I understand what you said and all of it-- I understand it and you're probably accurate, you can only consider those criteria. So if you want to send something in writing once you look at that, you may want to, and I'm going to give you 10 days to do that.

Anything else, Charles, you wanted to say? Anybody in the public would like to say anything?"

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Charles Cuddy: "No, again, as I indicated, I believe it meets the criteria set forth in the sections and the planning board did too because it adopted a resolution including those criteria."

Supervisor Cardinale: "Yeah. One of these days board members we should really change- that criteria is so vague and (inaudible), that almost everything agrees with it. That's the problem. We really need a better special permit criteria. Thank you."

Councilman Dunleavy: "Can I just say something?"

Supervisor Cardinale: "Yes."

Councilman Dunleavy: "I think that we should start looking at traffic too because that end of Middle Road is getting very congested now and with all the curves there that one of those criteria should be if not the traffic that these residents are going to create."

Charles Cuddy: "Again in this case, probably the most minimal of all units that are going to be there, as I said seven new houses, two single houses. So there's not going to be a- "

Councilman Dunleavy: "Well, you'll have people who will be visiting, coming back and forth, and usually a family has two cars, not one car. So I mean there's- you can add quite a few with just seven or eight or 16 residents. If you look at the- "

Councilwoman Blass: "I agree with you, John, because back from the time that I was Chair of the planning board, we had been asking for a traffic study of Middle Road for that very reason, knowing that that area was going to be zoned for a retirement community and we would expect a lot of people traversing that area that the road was not necessarily designed to accommodate. So we've been asking for it for a while, but."

Supervisor Cardinale: "Well, that's all true but in fairness to the present applicant who- "

Councilwoman Blass: "No. I (inaudible)."

Supervisor Cardinale: "-- I could tell you where you could reduce the density on Middle Road. Don't allow transfer of development rights onto Middle Road because you are quadrupling your Stonleigh density by permitting that. So if you really don't want density, you can't tell this guy not to build anything. You should diminish the right to transfer development rights over there.

But that would, of course, put more of our farm fields at risk, so there's always a balance.

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Anything else?"

Charles Cuddy: "No. That's all."

Supervisor Cardinale: "Okay. Anybody else want to say anything? If not, we'll leave this open for 10 days for comment from the public to Friday the 17th, 4:30 p.m."

Public hearing closed: 3:00 p.m.
Left open for 10 days for written
comment to October 17, 2008 at
4:30 p.m.

Public hearing opened: 3:00 p.m.

Supervisor Cardinale: "And I'm going to move now to the 2:25 hearing for the consideration of a local law to amend Chapter 108 zoning entitled site plan review, review and approval required of the town code.

And that hearing scheduled for 2:25- the 2:25 hearing- of yes, we're adding on "f" this is the long anticipated definition of De minimis which means next to nothing.

In site plans, we have been accused of gumming up the works on stuff that really doesn't make a difference. And there's been some legitimacy to that claim. So we used to have a section that said in kind. In other words if you're replacing a door with an identical door, a window with identical window, you don't have to go to site plan.

That doesn't work too well when the guy wants to put in a two inch bigger window and in theory it's not in kind, it's a different window. So we're defining now De minimis meaning the stuff that nobody really cares about and we're trying to define what nobody really cares about and we don't want to torture the person through site plan.

The definition is: any alterations as determined by the planning department or the building department are De minimis and shall be limited to- are considered De minimis if they're related to the carrying out for the maintenance, improvement or other alteration of any building which does not materially affect the external appearance of the building or site. For example, replacement of doors, windows and the like.

So the criteria for it's not big enough to worry about is something that is done for the maintenance, improvement or other

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alteration of a building which does not materially affect the external appearance of the building or site.

And that determination would be made by the planning department and the building department. Both of you? Leroy and— we are putting our fate in Leroy and Rick Hanley's hands. How could this be good?

Okay. Anyone want to comment on that attempt to move things along? Yes, Bob."

Robert Kozakiewicz: "Bob Kozakiewicz, 431 Griffing Avenue, Riverhead. Yeah, I think this is long overdue and I appreciate the Supervisor's comments why you're doing it, substituting the word in kind of De minimis. And hopefully it won't trigger all kinds of confusion and questions, you know, what means De minimis and at what point does the De minimis threshold get surpassed.

The only reason I'm up is I have one question with one word and that's maintenance and the reason I question is because I believe, I'm certainly not a scholar on the law of zoning or the town code of the town of Riverhead.

But a maintenance item would never trigger site plan process I believe at all so I see it as an unnecessary word which-- well, I think it might just lead one to say gee, maybe maintenance does trigger site plan. So I would ask you to take that out so we don't even go down that path.

Other than that, I have no further comments."

Supervisor Cardinale: "Okay. That's a good suggestion. Did you have any thought?"

Councilwoman Blass: "I just had a comment. I'm hoping that the process would allow for the building department and the planning department to agree at the same time, that it is indeed a De minimis change because I was approached by someone who was in a situation where the planning department told them it was De minimis and they did not need a site plan approval and then went to the building department and was told otherwise and by the time they got back into the pile, it was some time later. So whatever procedure you adopt to implement this, I hope you're doing it collectively and not necessarily have an applicant— "

Leroy Barnes: "We already have a procedure in place."

Councilwoman Blass: "Okay. And are you— "

Leroy Barnes: "And now the law clarifies what we're supposed to— thank you."

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Councilwoman Blass: "So you're rendering that determination together?"

Leroy Barnes: "In- by signatures by both department heads."

Councilwoman Blass: "Very good."

Supervisor Cardinale: "Is Rick here? No, of course not. Oh, he's in the other room."

I was thinking along the lines of moving things along, that we should put all power in one of you because there is always the possibility that the two of you disagree and I don't want to hear about it. So what do we do in that case? If it's one person that defines De minimus, the opportunity for abuse exists but the opportunity for clarity also exists. What do you think of that idea?"

Leroy Barnes: "I think that if we had a disagreement we would talk to the town attorney, the legal department."

Supervisor Cardinale: "Okay. And she would bring you into agreement as she does so well with so many here."

Leroy Barnes: "We'd let her be the tiebreaker."

Supervisor Cardinale: "Our own negotiator and mediator. Okay, thank you. So you think you'd do it that way. Okay, fine."

Okay. Anybody else have a comment on this De minimis definition? If you do, come up. If you do not, feel free to comment in writing within the next 10 days to the town clerk by October 17th at 4:30 p.m."

Public hearing closed: 3:05 p.m.
Left open for 10 days for written
comment to October 17, 2008 at
4:30 p.m.

Public hearing opened: 3:05 p.m.

Supervisor Cardinale: "And move onto the 2:30 hearing which is designed to- at 3:05 now, to amend Chapter 101 vehicle and traffic- traffic regulations Section 101-3 stop and yield intersections, railroad crossings and parking fields of the town code."

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And what it does is it says at the intersection- stop intersection, the following intersections are designated stop intersections. Stop signs shall be erected as follows: Sound Road, stop sign on Creek Road entrance from east and north. It's a correction because we didn't know- we had east and west.-- "

Councilman Dunleavy: "It's a correction. Creek Road at that point doesn't run east and west. It runs east and turns south."

Supervisor Cardinale: "How did we- who discovered that?"

Councilman Dunleavy: "Oh, I did. What happens is the school bus stops at the intersection to pick eight or nine children up and the residents would like a stop sign installed there because cars come around that curve at a high rate of speed. Looking at the intersection, they wrote the code up wrong so we're just changing it so a stop sign can be put at the intersection."

Supervisor Cardinale: "Okay. We are indebted there. Come on up."

Councilman Dunleavy: "Each direction there, they will be stopping.

Give us the pictures and then you need the microphone."

Harry Wood: "My name is Harry Wood. I live on 8 Oak Street in Wading River. As you head down towards the town beach, there's no stop sign so that you would be driving right pass Oak Street, making the left right in front of (inaudible) as some call it LaPage (phonetic) and there's a town beach there. As of now there's a sign on Oak Street where we come out. On one of those pictures you can see in front are some tall beach grass. Cars come right down there, zip right pass Oak Street. That's where the school bus stops.

Lots of people walk from Oak Street towards the town beach and it just seems like the stop sign that is facing the traffic that is trying to head south, I don't see why that stop sign was put there as opposed to a stop sign on Sound Road facing north where there is Oak Street. It just looks like the stop sign got put on the wrong side."

Supervisor Cardinale: "So you fully in support of this?"

Harry Wood: "Yes."

Supervisor Cardinale: "I thank you for coming down and telling us so because now we know it's just not one of John's ideas."

Councilman Dunleavy: "Do you want the pictures back?"

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Harry Wood: "That's okay."

Supervisor Cardinale: "Thank you. Does anyone else want to comment? If not, I will leave this open for form sake until the 17th at 4:30 p.m. in case somebody gets the urge."

Public hearing closed: 3:10 p.m.
Left open for 10 days for written
comment to October 17, 2008 at
4:30 p.m.

Public hearing opened: 3:10 p.m.

Supervisor Cardinale: "We have the final hearing I think, yes the final hearing, which is scheduled for 2:35 which is a public hearing to consider a special permit application or petition of Peconic Propane to allow the expansion of a non-conforming industrial use two story addition upon real property located at New York State Route 25, Calverton. Such real property described as lot 98-17 in Riverhead. Yes, John."

Jonathan Brown: "There's going to be three of us. Do you want to swear us all in at once?"

(At this time, Jonathan Brown, Jeffrey Butler and Thomas Wittkopp were collectively sworn in).

Jonathan Brown: "Thank you. All right. As we saw earlier today, the special permit procedure is somewhat of a mechanical procedure and there are certain things that we have to put into the record. That's why we've invited Jeffrey Butler here, the licensed engineer, and the owner, Thomas Wittkopp, the principal owner of Peconic Propane, Inc.

In summary, what we're looking to do on this parcel is to construct a two story addition to an existing office warehouse building together with some minor modifications to existing curb, sidewalks, parking and roof drainage as per the plans that we previously reviewed.

There's some aesthetic improvements to the front of the building, some enclosure of a overhang on the side to create a warehouse for some valuable parts, and then a second floor addition to essentially secretarial, back office type operations.

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It is noted in the memorandum that I've distributed to the board, that none of the anticipated uses of this expansion conflict with the industrial C zone.

The reason that we're here is at the time that this property was erected around 2001-2004 time frame, the building was in industrial A and was a perfectly appropriate use in that. We have subsequently been rezoned industrial C. We're not asking for an expansion of the pre-existing, non-conforming use. We're merely looking to expand those portions of the use which would be rightfully permitted in industrial C.

With that, we can indicate that due to the dearth of neighbors nearby, that the use is an appropriate use and will have no significant traffic impacts, will have no impacts in terms of sewage, lighting, waste or anything else.

I would ask Mr. Butler at this point if he would go down the laundry list that's included in the statute as to each of those particular items."

Jeffrey Butler: "Good afternoon. As Mr. Brown had stated, the special permit conditions that all these-- I think we have pretty much satisfied in terms of the use and the scope of the expansion.

The site is a site suitable for this. It's already existing and built.

Is the plot sufficient and adequate for the use? We're well within our yard requirements for the expansion. The characteristics of the proposed use are not such that its proposed location would be unsuitable or near a church, school. We have vacant parcels around us and like I said the use is already there on the site.

Do-- the facilities are adequate for the estimated traffic and from public streets, sidewalks. The existing curb cuts are in place, the sidewalks are in place so we're not touching any of that. Again, this is just an expansion of office space for clerical work and the enclosure of some overhang that already exists for securing some of the operator's equipment and things like that.

Letter E, all proposed curb cuts and street intersections have been approved. They are approved by the highway agency and they are in place. Adequate provisions have been made for emergency conditions. All of the fire protection equipment is in place. The fire lanes are in place. We're not adjusting any of that.

The off street parking has been addressed on the site plan with the addition of some parking to account for the additional office space.

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The landscaping is in place in terms of buffers and things like that. Screening— there's not much screening in place but again there wasn't a requirement at the time of the original site plan. We're not touching— we don't have any proposed landscaping changes on the plan.

There are no special setback, yard height, building area coverage requirements were all within the allowable yard requirements as I previously stated.

In terms of storm water runoff and sanitary, we have an application into the health department for the expanded office space and the requirements— we meet our sanitary density requirements and also meet the requirements on the sanitary flow based on the sewer system that's already in the ground.

We have some additional drywell collection proposed on the plan. Existing municipal services and facilities are adequate.

The use isn't going to generate or accumulate dirt or refuse beyond, you know, what's already there.

Number N, the construction installation or operation of the proposed use is such that the need for regulating hours, days or similar aspects of its activity. You can speak to the owner about that in terms of his hours of operation. I don't think he's planning on any changes for what's in place.

The proposed use recognizes and provides for further special conditions. I think that we talked about that, that he's— we're almost to the point of maxing out the property in terms of our yard setbacks. So I don't think that comes up as an issue.

The design layout and contours of all roads, rights of ways. We're not designing roads or contour— you know, we're not changing any of that. Everything's in place.

Adequate provisions have been made for collection of solid waste. We have dumpsters on site. It's screened. Everything meets the code requirements.

And that the intensity of the proposed specially permit use is justified in light of similar uses within the zoning district. We're not— in my opinion, Mr. Brown can speak to this. We're not increasing the intensity. He's taking some office people he's got in the downstairs area and he's moving them upstairs to give them more room for billing and customer service and things of that nature.

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So that's in summary, that's my- those are my thoughts. Any questions?"

Supervisor Cardinale: "No. Thank you. Anybody have a question. Okay, anything else that you'd like to say, John?"

Jonathan Brown: "Yes. Tom Wittkopp to speak to the safety and the safety of the use.

Basically, Tom, I think the question that I would have if I were a panel member looking at this application is have there been any safety violations on the site?"

Tom Wittkopp: "No, there hasn't. And when you asked about hours, hours won't change, everything stays the same. We just need more office space."

Councilwoman Blass: "So you're actually not increasing the storage capacity of any of the- "

Tom Wittkopp: "Propane."

Councilwoman Blass: "That's correct."

Tom Wittkopp: "No. Nothing out back is changing, just the office area."

Councilwoman Blass: "Thank you."

Supervisor Cardinale: "Thank you."

Councilman Dunleavy: "I just want to say something. It's good to see that a business in the town has grown as much as Peconic Propane has grown where they have to put an extension on an upstairs to house their employees to do all their backroom paper work. So this is what we should have more in the town of Riverhead, expanding offices."

Jonathan Brown: "Thank you. We have no further comments other than I think that's the last paragraph of my memorandum to the board. It's nice to see a business that's home grown growing in the town, providing good paying jobs for the people who live here and supporting the tax base."

Councilman Dunleavy: "Thank you."

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

Supervisor Cardinale: "Thank you. Okay. Is there any other comment on this application? If there is, please come forward. If

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there is not, then we will leave this open for written comment through 4:30 on the 17th of October."

Public hearing closed: 3:20 p.m.
Left open for 10 days for written
comment to October 17, 2008 at
4:30 p.m.

Supervisor Cardinale: "And that concludes our seven hearings scheduled for today.

There are a series of resolutions that we're going to consider and I'd like to take comment on those now, those of you who would like to make comment. Sal?"

Sal Mastropolo: "Sal Mastropolo, Calverton."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "Resolution 840."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "First question is what was the salary before this resolution?"

Supervisor Cardinale: "Let me find this. Salary before this resolution was \$80,000."

Sal Mastropolo: "And given your comments and your work sessions about next year's budget, etc.-- "

Supervisor Cardinale: "Yes."

Sal Mastropolo: "Okay. And the fact that she's on board less than a year, why are we going up \$15,000 in salary and why are we going to 15 vacation days when she's-- I thought 15 days was after five years."

Supervisor Cardinale: "There's no change in the vacation. This is a department head so they work pursuant to contract."

Sal Mastropolo: "Yeah, but one of your comments in work session was that you were going to ask the department heads-- there was going to be no increases for department heads in next year's budget."

Supervisor Cardinale: "That's correct."

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Sal Mastropolo: "So you're slipping in 15,000 more before the end of the year."

Supervisor Cardinale: "The-- well, we're not slipping it in. We've been discussing this at work sessions for the last couple weeks. Actually here's the situation. In my proposed budget, my tentative budget which the board is reviewing and we started this morning together looking at it, I am proposing no raises whatsoever for appointed personnel, elected officials, or-- appointed, elected-- what's the other-- and department heads."

Sal Mastropolo: "Department heads. That's what your comment was."

Supervisor Cardinale: "All department heads, all appointed and all elected. This was the individual that replaced Andrea who was with us for a long time and she replaced her at a salary that was considerably below other department heads."

She's worked actually in the department for two years. The board has looked at the ability-- she's among other things an attorney with about 10 years experience and she's worked with CDA's in other states that we're not going to retain her unless we give her some sort of an increase and this is not what she asked for but it was as far as the board was willing to go. And that's why we're proposing it."

Sal Mastropolo: "Well, given the state of the town, I mean I think it's unreasonable-- it's unreasonably high."

Supervisor Cardinale: "Okay. And I appreciate that and that view was expressed and I believe a valid one."

Sal Mastropolo: "841. Again, what was the salary before the increase?"

Supervisor Cardinale: "This is a 3% increase. Yes."

(Some inaudible discussion)

Sal Mastropolo: "Let me ask a question."

Supervisor Cardinale: "Oh, I see. Barbara is indicating that there was a request here for a much more significant raise and we declined it. In this instance, this is a 3% increase which there was a lot of discussion about."

But what we have done over the course of a year was we have looked at each department head and seeing if we were prepared to adjust it 2% or 3% to get it fairly in line with other department

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heads. So this is a 3% increase which, again, has been discussed for the last several months."

Sal Mastropolo: "Wasn't there an increase at the beginning of the year?"

Supervisor Cardinale: "There was a 3.8% increase at the beginning of the year."

Sal Mastropolo: "So this is the second increase in one-- within less than 10 months."

Supervisor Cardinale: "That is accurate."

Sal Mastropolo: "Again, I mean I think that is unreasonable given the condition of the town, okay."

Supervisor Cardinale: "And I think that is not an unreasonable view given the condition of not only the town, but of the world."

Sal Mastropolo: "The other question is why does that job include a stipend? I mean it seems like that's a sneaky way to get around budget issues and posted salaries. Every time you turn around, there's another stipend being given."

Supervisor Cardinale: "I agree with you. Stipends are not a good thing to use and we've been trying to decline-- to cut their use. This existed before any members of this board were on the board. It's a \$5,000 stipend. Does anyone know the circumstances under which-- "

Councilwoman Blass: "I think it's for Calverton but-- the Calverton sewer district, but I'm not sure."

Supervisor Cardinale: "Yeah, but he gets a separate-- I agree with you, stipends are an inappropriate way to reward personnel. They should get salaries."

Sal Mastropolo: "Well, again, in your comment in the work session about next year's budget, etc.-- "

Supervisor Cardinale: "Yes."

Sal Mastropolo: "Maybe one of the things you should look at is eliminating all stipends."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "And 842."

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Supervisor Cardinale: "Yes."

Sal Mastropolo: "My first question is are the three new officers replacing three officers that are leaving because of attrition or are these net ads?"

Supervisor Cardinale: "We had a lengthy discussion on this at the budget session that preceded this meeting from 10 to 12:30. But let me sum it up.

There were 85 people authorized last year in the police department. In my tentative budget, I proposed 83 because we never hired two. The board- there is one person we know is retired. So one of these officers fills that position, the retiring officer's where we- and the other two positions are by reason of raising the 83 to 85 which we had a long discussion of.

I didn't- I objected to initially until during the discussion the board made clear that we're likely to have two retirees during the year. If we train these three, that still does not preclude us from not replacing those two retirees. And since the academy only opens once every year, we're going to train these three and we expect to have 83- I would hope to have 83 members of the police department for the- on the year's calendar."

Sal Mastropolo: "Okay. So I guess to answer my own question. It's planned attrition."

Councilman Dunleavy: "It's planned attrition."

Supervisor Cardinale: "It's planned attrition, that's correct."

Sal Mastropolo: "So I guess the next best question then is what is your budget going to be for next year, 83 or 85?"

Supervisor Cardinale: "For the '09 budget?"

Sal Mastropolo: "Yes."

Supervisor Cardinale: "The '09 budget reads 83 now. In order to accommodate this, it will read 85. But- "

Sal Mastropolo: "I'm only concerned about the '09 budget."

Supervisor Cardinale: "Okay. But the point is that just because it says the board is going to put these people through the school but try to keep the force at 83 they have indicated this morning."

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Sal Mastropolo: "Thank you."

Councilman Dunleavy: "Thank you, Sal."

Supervisor Cardinale: "Thank you. Good questions. Any other comment on any of the resolutions? Yes, sir."

Roger Clayman: "Good afternoon, I'm Roger Clayman from Long Island Federation of Labor, the executive director. And I wanted to come to, Mr. Supervisor, thank you for so many of the things that you've done that have been helpful to us as we work together on economic development and particularly to address a specific resolution you have relating to your contractor, if I got it wrong it's my glasses, it's 843 relating to your collective bargaining agreement with your town employees.

I want- that's a- again, thank you for the hard work that both you and the union and the town have put in to iron out an agreement. I hope you can support it. We've stayed in touch with the local union over quite a period of time about the progress that they've made.

They are one of our many active members of the Long Island Federation of Labor and we're here to support them and to indicate that they're probably one of your most valuable resources, your town employees, and so I want to thank you for the hard work to hammer out a contract.

I hope it works for you. It's in a most difficult environment as we look at the towns around Suffolk County, Nassau County, everybody has the same difficult problems and I understand talking to Matt this has been successful in the sense that it reflects what's been done in the surrounding communities and gives you some relief as you go into the future as well.

So again thank you for the time. I appreciate the opportunity and thank you for the support of your workforce."

Supervisor Cardinale: "Thank you."

Councilman Dunleavy: "Thank you."

Supervisor Cardinale: "Yeah, I've come to learn that over the years that the biggest and best decisions we often make is when we hire these people who will be here a lot longer than we are for the town. And if we make the right decision, it can be very important. Of course, if we make the wrong one, it could also be a mess, but it's a very important decision, human resources.

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Okay. Anybody have another comment? This has to be on a resolution. You wanted to talk about the budget generally?"

(Some inaudible comment)

Supervisor Cardinale: "No, that is not the dispatcher issue. But as soon as we finish the resolutions which there's not a resolution devoted to that yet because as you know we're not sure what we're doing for the next month. But if you'll just let me know as soon as we finish the resolutions, I know you want to make a statement about the absence of the dispatchers within our tentative budget. Okay. Thank you.

Okay, then we have a CDA- yes."

Robert Kozakiewicz: "Bob Kozakiewicz and just really quickly on 883 and 884 which are the permissive referendum resolutions."

Supervisor Cardinale: "Right."

Robert Kozakiewicz: "As someone who is representing a few of these individuals who are looking to become homeowners in this community, one of the things I just wanted to make sure of and I know I've spoken to Laura at the town attorney's office, the paralegal, just to make sure there's something that's directing the town clerk pursuant to the permissive referendum section, Section 90, to publish and post.

It doesn't say that now but there should be a publishing and posting of the permissive referendum so that the 30 days does not become for naught.

That's all. Just to make sure that it makes the papers- "

Supervisor Cardinale: "That we have to publish and post and that's not in- "

Robert Kozakiewicz: "It doesn't say that so I was thinking that you may want to add a decretal paragraph that says be it further resolved that the town clerk publish and post pursuant to the permissive referendum article, Article 7."

Supervisor Cardinale: "Dawn, what's your read on this?"

Dawn Thomas: (Inaudible comment)

Supervisor Cardinale: "Okay. She's- you want to- "

Robert Kozakiewicz: "I have a section of the law."

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Supervisor Cardinale: "You want to have an opportunity to take a look at it or do you want to— okay, maybe if you'll do that while we consider it, we'll hold it aside until you resolve it one way or the other.

Okay, 883 and 884 we'll hold aside until the end unless she's given us an answer by then.

The CDA director, Christine Kempner, Christine, I'm going to— I think the first matter is a CDA resolution, am I right? Yes. So I would like to close the meeting— not close, but adjourn the meeting of the town board for a moment."

Meeting adjourned: 3:30 p.m.

Meeting re-opened: 3:30 p.m.

Supervisor Cardinale: "And reopen the meeting of the town board sitting as the town board and consider Resolutions 834 and the following. Would you please call them?"

Resolution #834

Councilman Dunleavy: "86 Landing Lane Chapter 54 budget adoption. So moved."

Councilman Wooten: "Seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #835

Councilman Wooten: "Water department budget adjustment. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #836

Councilwoman Blass: "General fund budget adjustment. So moved."

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Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale."

Supervisor Cardinale: "Yes. And I did check as the board asked me to and it is essential. Yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #837

Councilman Dunleavy: "2008 CHIPS reconstruction road improvement project. So moved."

Councilman Wooten: "And scodeded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #838

Councilman Wooten: "Budget adjustment reference 1119 Ostrander Avenue, Chapter 96. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #839

Councilwoman Blass: "A Chapter 96 budget adoption in connection with 29 Rabbit Run. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #840

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Councilman Dunleavy: "Amends 2008 salary schedule and contract. So moved."

Councilman Wooten: "I'll seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale."

Supervisor Cardinale: "Yes. I do, however, repeat what I said about the '09 budget. I do believe we should hold the line. This is a raise I can support, however, in view of the lengthy discussions we've had about it."

Diane Wilhelm: "Resolution is adopted."

Resolution #841

Councilman Wooten: "Amends 2008 salary for wastewater district superintendent. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #842

Councilwoman Blass: "Appoints police officers to the police department. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #843

Councilman Dunleavy: "Ratifies and approves stipulation of agreement. So moved."

Councilman Wooten: "Seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

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The Vote: "Wooten."

Councilman Wooten: "Before I vote. You are going to hear a lot in the next few weeks that our employees are going to have to do more with fewer personnel. I've been-- in the past, I've been a negotiator for contracts and fully support the current stipulation involving the CSEA.

After a year of negotiating and looking at the give backs from the union, the stipulation is fair and is warranted. In comparison to other east end towns and the benefit packages, I feel this is more than fair.

The cost of living index currently is 5.4 with a yearly average so far of 4.2. One can easily conclude that the percentages are in our favor. The economic times with gas and oil cost driving up even the cost of our groceries, makes it harder to survive.

The 25% medical insurance contribution for new employees in itself will be a good savings to the town. I congratulate the CSEA president and his negotiating committee, the town labor attorney Rick Zuckerman, along with the personnel committee in reaching this accord and I vote yes."

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

Councilman Dunleavy: "Yes. I just want to make a statement. And I want to thank the management of the CSEA and the CSEA negotiation committee for helping us with this contract.

We got back a lot of stipulations. What we wanted-- we got 13 give backs to the town which amounts to not presently a cost saver, but over the years. And as you can tell, we're having a lot of people retired. We just gave two awards, we have two more that are retiring. So the turnover of employees with the town is happening.

With the new employees, they're going to pay two more years for their health insurance, 25% of their health insurance from 8 to 10. It's a family plan. We're reducing that to only one member of the town and they agreed to that.

So there's a lot of health give backs. The dental plan and the eyeglasses are all going to be give backs to-- they cannot have the family plan.

Workman's compensation, we pay for a year now, 100% of salary. That's being cut back to 85% after six months. That's going to save the town money.

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We're going to a lag payroll period which the state requires to do and they agreed to that.

So overall and the last contract which the— some town board members might have agreed to, gave them two steps every year. They relinquished the two steps and are only taking one step to help the town. That's in their contract. And they're getting a 3.8% raise just like every other employee got in this contract for this year. They gave back their step this year and they're only going to accept a step for 2009 and 2010 to help the taxpayer of this town.

So I think this is a fair contract and I think it's a contract that years to come the town of Riverhead will save money with and not like the old town boards that give everything away, we have to start giving back and the union realizes that. The union has started that and we've compromised and that's what negotiations is.

So I think this is fair and I vote yes."

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

Councilwoman Blass: "Yes. I also would like to thank all those who negotiated in good faith, both for the town and for the union.

There are just two things that I would like to mention, however. The contract continues to provide for 39 step movements and I really think we should have had a provision whereby the current steps are phased over time and replaced with a consolidated step system.

And I also think we should have taken this opportunity to correct the wrongful placements of certain job titles on the salary schedule, actually as a function of the contract and not by separate agreement.

Having said that, we were successful in getting certain meaningful changes, most of which were already mentioned. We were informed by our negotiator also that on balance we have the most cost effective and reasonable contracts negotiated as compared to other towns of which he is familiar.

So on balance I think this is a good contract both for the union and for the town and I am enthusiastically supporting it. I vote yes."

Councilman Dunleavy: "Can I say one more thing? I just want to say one more thing. Is that in the old contract, if a part time person worked 10 hours a week, they would get full hospitalization. In this contract, no part timer is getting any hospitalization. So

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that's a big give back to the town and over the years again that will help the town in our money crisis."

Councilwoman Blass: "For further clarification, John, that was actually not in the contract. It was a practice that we were erroneously- "

Councilman Dunleavy: "But we did put it in the contract."

Councilwoman Blass: "We now provided for it not to be in the contract. But it never was."

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

Supervisor Cardinale: "Okay. Everybody is making a short comment because this is an important vote in the context that salaries in the town as we're learning during the budget process, once again, are 75% of our budget; of debt services 10% so it doesn't leave you much to deal with. That's 15% left and budget's less- it's 38 million, so it's about \$5,000,000 is all you have to really adjust once you get through the salaries and debt service which are a given.

I'm pleased that we did get a very- a hundred to thirty-five or something like that vote on this memorandum of agreement from the union members.

I am, with Barbara, disappointed that we did not address the issue of steps of which there are 39, which I find odd to the extreme.

The term of this contract is three years, which is the '08-'09 and '10 years, that you should know. You would think by reading the contract that the increase is 3.8% if you look at #32 which says each step on the 2007 salary schedule shall be increased 3.8%, effective '09 another 3.8 and effective '10 another 3.8.

Because of the 39 steps virtually all employees are putting that 3.8% on top of a 1 and 1/4% step, it averages about 1 and 1/4% of salary. That's an odd situation and I hope that by the next contract we can move the steps more like we have with the police where they have five steps which shows you the range of value of comparable worth for the job, and then our task would be simply to ascertain what the fair cost of living increase is for any contract.

But what I looked at here is true- what they have said here is true. There are certain give backs that are of significance from eight years- new employees will pay into their health insurance 25% for 10 years not eight years.

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Older employees retiring must have a 10 year rather than a five year vesting period to get benefits when they retire.

Relative to other towns, this is a relatively strong and fair contract for the town, and full hospitalization benefits will not be given as clarified to any part time employees no matter how long they're here.

But what really compels me to do something which probably may surprise some of the board members and support this despite my vocal opposition to the 39 steps is this. That the '06- forgetting the step issue, we have 39 steps which the 3.8 is topped over, this contract gives an increase over three years of 4.6% because the first year is skipped.

The- what you're doing in these contracts is you're trying to predict what the next three years of inflation is so that the people get the fair payment of inflation adjusted dollars.

If you look at the '07 tax year- calendar year, inflation under the CPR was 2.8%. If you look at the '06 year, it was 3.8. If you look at January to August of this year, it was 4.2. If you look at August of '07 to July of '08 it was 4%. But if you look at page 2 of Newsday today- yeah, page 2 of Newsday, it's 5.4% current as of August, for the August rate.

So what we're doing in this contract essentially with the give backs we discussed which are on net, probably positive to the town, is we're guessing that over the next three years, '08, '09 and '10, inflation- over the next two years- three years because we- 3.8 the first year and 5.1 the second. Their average is 4.6 and inflation will be 4.6.

I think that's a fair guess. So although I'm very disappointed that we still have those 39 steps, I'm going to vote yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #844

Councilman Wooten: "Authorizes the Supervisor to execute a contract agreement with Timothy Allen. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #845

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Councilwoman Blass: "Changes the status of the assistant senior citizen center manager. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #846

Councilman Dunleavy: "Ratifies the retirement of a construction equipment operator Joseph Palermo. So moved."

Councilman Wooten: "Seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten."

Councilman Wooten: "Yes and good luck to him."

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

Councilman Dunleavy: "Yes and again good luck. Again, these are long time employees of the town of Riverhead and they certainly did a great job when they were here.

I vote yes."

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

Councilwoman Blass: "Yes. Thank you, Joe."

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

Resolution #847

Councilman Wooten: "Ratifies the retirement of maintenance mechanic II Oliver Miles. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

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Resolution #848

Councilwoman Blass: "Ratifies the appointment of a senior Justice Court Clerk. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #849

Councilman Dunleavy: "Ratifies the appointment of a call in recreation specialist (Arts & Crafts instructor) to the Riverhead recreation department. So moved."

Councilman Wooten: "Seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #850

Councilman Wooten: "Ratifies the appointment of recreation aides to the Riverhead recreation department. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #851

Councilwoman Blass: "Appoints Roberta Morrissey to the position of Justice Court Director. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes. She's been doing the job temporarily and this is a permanent appointment. I vote yes."

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

Resolution #852

Councilman Dunleavy: "Terminates probationary employee. So moved."

Councilman Wooten: "I'll second it."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #853

Councilman Wooten: "This approves the special permit application of Omnipoint Communications, Inc. to locate eight wireless panel antennae and equipment cabinets on existing sign pylon on property located at Route 58, Riverhead, NY at Tanger Mall, SCTM #0600-118.3-4. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #854

Councilwoman Blass: "Authorizes the town clerk to publish and post notice of public hearing special permit petition of Beacon Wireless. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #855

Councilman Dunleavy: "Authorize the town clerk to publish and post notice of public hearing special permit petition of Washwick Agency. So moved."

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Councilman Wooten: "Seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #856

Councilman Wooten: "Ratifies submission of funding application by Community Development to NYS DOT for rail access rehabilitation at EPCAL. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #857

Councilwoman Blass: "Authorizes the Supervisor to sign contract with the New York State Affordable Housing Corporation for \$195,000 to support the town of Riverhead home improvement program. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #858

Councilman Dunleavy: "Ratifies submission of funding application by Community Development to NYSERDA for rail access rehabilitation at EPCAL. So moved."

Councilman Wooten: "Seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #859

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Councilman Wooten: "Authorizes the Supervisor to execute an agreement with Air Mark Air Conditioning Corporation to maintain heating, ventilation and air conditioning systems at the Riverhead Town Police Department and Justice Court building. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #860

Councilwoman Blass: "Authorizes the Supervisor to execute an agreement with Air Mark Air Conditioning Corporation to maintain heating, ventilation and air conditioning systems at the Riverhead Town George G. Young Community Center. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten."

Councilman Wooten: "Yes, as long as it stays heated."

The Vote (Cont'd.): "Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #861

Councilman Dunleavy: "Approves Chapter 90 application of Peconic Bay Medical Center for the 2nd annual polar bear plunge. So moved."

Councilman Wooten: "Seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #862

Councilman Wooten: "Approves Chapter 90 application of Peconic Bay Region/AACA antique car show-- what's the date-- Sunday, October 19th. So moved."

Councilwoman Blass: "And seconded."

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Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #863

Councilwoman Blass: "Approves the Chapter 90 application of East End Rowing Institute Ltd for an event on Sunday, November 2nd. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #864

Councilman Dunleavy: "Adopts a local law to amend Chapter 108 entitled zoning of the Riverhead town code, Section 108-3 Definitions - building trade shop. So moved."

Councilman Wooten: "I'll second."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #865

Councilman Wooten: "This adopts the local law amending Chapter 108 zoning to include a new Article VII entitled wind energy systems for agricultural uses of the code of the town of Riverhead. So moved."

Councilwoman Blass: "And seconded."

Sueprvisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #866

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Councilwoman Blass: "Authorizes the town of Riverhead to execute an agreement with Sterling Testing Systems, Inc. to provide pre-employment background screening and drug testing information. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #867

Councilman Dunleavy: "Authorizes the Supervisor to execute an agreement with County of Suffolk (Transportation Assistance Program). So moved."

Councilman Wooten: "I'll second it."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #868

Councilman Wooten: "Authorizes the town of Riverhead to secure premises known as 86 Landing Lane, Baiting Hollow, Riverhead, New York 11901 pursuant to the Riverhead town code Chapter 54. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #869

Councilwoman Blass: "This authorizes the Chapter 96 proceeding at premises known as 104-1-30 pursuant to Riverhead town code. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

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The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #870

Councilman Dunleavy: "Authorize the town of Riverhead to cut grass to a height of no more than four inches at the premises known as 29 Rabbit Run, Riverhead, New York section 0600-84 pursuant to the Riverhead town code Chapter 96. So moved."

Councilman Wooten: "I'll second it."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #871

Councilman Wooten: "This ratifies a resolution authorizing legal action against the owners, tenants, occupants and mortgagee of the property located on Route 25, Calverton, New York. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #872

Councilwoman Blass: "Authorizes the Supervisor to execute an agreement with Verizon Wireless for leasing of Route 58 water district tank. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #873

Councilman Dunleavy: "Rejects bid and authorizes town clerk to republish and repost notice to bidders for electric motor emergency repair/replacement for use by the Riverhead Water District. So moved."

Councilwoman Wooten: "Seconded."

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Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #874

Councilman Wooten: "It ratifies the authorization to the town clerk to post and publish the purchase of cabinetry for the East End Arts Council carriage house. __So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #875

Councilwoman Blass: "Authorizes the town clerk to publish and post notice for a public hearing regarding Community Development Block Grant 2009 funds. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #876

Councilman Dunleavy: "Accepts 100% site plan security of Montgomery Distributors LLC American Service Station, Jamesport. So moved."

Councilman Wooten: "Seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #877

10/07/2008

Councilman Wooten: "Accepts 100% security of the Suffolk County National Bank. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #878

Councilwoman Blass: "Authorizes the release of bonds for Kroemer Avenue Holdings Inc. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #879

Councilman Dunleavy: "Authorize the town of Riverhead to order an appraisal for property located at 542 East Main Street, Riverhead, known as the East Lawn building. So moved."

Councilman Wooten: "Seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #880

Councilman Wooten: "Authorizing the town of Riverhead to order an appraisal for property located at 209 East Main Street, Riverhead. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #881

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Councilwoman Blass: "Authorizes the town clerk to publish and post a public notice to consider a local law to amend Chapter 18 entitled Code of Ethics of the Riverhead town code. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #882

Councilman Dunleavy: "Authorize the town clerk to publish and post a public notice to consider a local law to amend Chapter 44 entitled Agricultural Lands Preservation of the Riverhead town code. So moved."

Councilman Wooten: "I'll second."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Supervisor Cardinale: "We are ready and there are amendments that the town attorney has added at the second resolve clause reading And be it further resolved that the town clerk is directed to publish notice in accordance with Article 7 of the town law.

With that amendment, would somebody offer 883 and then the same amendment is for 884."

Resolution #883

Councilman Wooten: "A resolution subject to permissive referendum authorizing the sale of town of Riverhead parcels in connection with workforce housing. I offer that as read into the record."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #884

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Councilwoman Blass: "Resolution subject to permissive referendum authorizing the sale of town of Riverhead parcels in connection with workforce housing as amended. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Supervisor Cardinale: "You have the amended resolution? Here they are. Okay. Thank you."

Resolution #885

Councilman Dunleavy: "Authorizes final scope of issues on draft environmental impact statement of historic village at Jamesport. So moved."

Councilman Wooten: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #886

Councilman Wooten: "It awards the bid for the demolition of structure at 1114 Woodcrest Avenue, Riverhead for Community Development. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #887

Councilwoman Blass: "Authorizes the Supervisor to execute sub grant agreements with Social Service Organizations receiving Suffolk County 2008 Community Development block grant funding. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

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The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #888

Councilman Dunleavy: "Authorizes the Supervisor to execute a grant agreement with Suffolk County for funds to support the Grangebel Park comfort station renovation. So moved."

Councilman Wooten: "Seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #889

Councilman Wooten: "Grants special use permit of Larry's Lighthouse Marina (DeMarco Galasso, Inc.). So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #890

Councilwoman Blass: "Adopts a local law to ratify zoning map, town of Riverhead, Suffolk County, New York. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Resolution #891

Councilman Dunleavy: "Resolution to pay bills. So moved."

Councilman Wooten: "I'll second."

Supervisor Cardinale: "Moved and seconded. Vote please."

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The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is adopted."

Supervisor Cardinale: "Is that the last of the resolutions?"

Diane Wilhelm: "That is it."

Supervisor Cardinale: "Dawn, we don't have a resolution on the Roanoke and Park yet? Did I miss it?"

(Inaudible comment)

Supervisor Cardinale: "That's the one we just passed. This is the— okay, we changed the map and that is related to that. Okay. Thank you.

Okay, if there are no other resolutions and I don't believe there are, we are ready to take some comment. I would like to hear from you. This is in regard to the dispatcher issue.

Let me preliminarily say that we're about to be addressed as we were earlier today at the budget session by one of the present dispatchers. The tentative budget which was prepared and submitted September 30th pursuant to law returns the dispatcher function where there are 10 employees that are presently town employees to the county because the town has learned that it is a county function and that would in our budget avoid an expenditure of about \$750,000.

Of course, the dispatchers— and you're about to hear from one of them, would like to address this issue so please go forth."

Melissa Breitenbach: "Thank you. My name is Melissa Breitenbach. I have been a dispatcher for Riverhead police department for three years. The communication division at Riverhead police currently consists of nine employees ranging from six months to 30 years of service. Every one of us was offered the opportunity to work for the county dispatch system and all of us chose to work here in Riverhead. We chose to serve where we live, our families, friends and our neighbors.

Up until Monday, September 15 of 2008, the nine of us were never directly addressed in regard to the possibility of our division being taken over by Suffolk County. There were meetings, research and brainstorming taking place about our future here without us ever being notified. The rumors have been rampant for over two years now, and not knowing whether or not you will have a job tomorrow sure makes a stressful job that much more to bear.

Irregardless of our personal discomfort the matter that needs the most attention is the decline in the quality of service that

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will be an inevitable result of Riverhead police losing its status as a 911 call center.

It is common knowledge that response time for emergency services in Suffolk County is far greater than that of the east end municipalities. Our supervisors are supposed to be providing those stats for consideration, but we still have yet to see any.

I'm sure there are many factors, but the chain of transfers that occur for all county calls especially medical emergencies is significant. County 911 systems have a recording that comes on when there is no operator to assist you.

It actually puts you on hold and lets you know you have reached the Suffolk County Police Department, do not hang up, someone will be with you shortly. These are 911 calls. Once the call is received by a call taker, it's entered into their system, sent to dispatch, a police officer is sent, the call is sent to Suffolk County Fire Rescue for medical response, the appropriate ambulance is toned out, they respond from their headquarters. That is a long chain of events for someone who may be dying.

Riverhead dispatchers are a package deal and cut out all the in between you get at county. We take the call, enter it, dispatch police department and Riverhead Ambulance simultaneously, and are all certified to give life saving emergency medical dispatch pre-arrival instructions. It is a level of service that Riverhead residents have been accustomed to for decades and will certainly need in the future as our growing town is expanding exponentially.

There is an inherent danger in regards to our police response as well. Unfortunately, our town is being subjected to a steady increase in drug and gang related crime. Robberies on minorities, violence in and around our schools, and gang related retaliation is growing at an alarming rate.

Many of these situations occur with a victim or involved party not knowing where they are exactly, which delays response and can be dangerous for a responding officer. Our in depth experience and knowledge of this town's landmarks, businesses, and street names allows for an efficient response while providing a life saving and crime reducing asset to this town.

We also bear the responsibility of having at least 10 major commercial complexes within our jurisdiction. Larcenies account for a significant amount of our arrests annually, and many times the information we can acquire from a complainant, especially for in progress calls, allows for the acquisition of criminals that would otherwise be gone upon arrival.

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We have been advised that the reason for our removal is financial. That as usual the town budget is in the hole, and in an attempt to seek all means to rectify the situation, it has been discovered that Riverhead residents are paying for some services twice.

These services include four secretarial positions, a computer tech position and dispatch communications. The nine of us currently employed apparently cost approximately \$750,000 with our salaries and insurance included.

I have spoken to different members of the town to try and figure out what exactly this will cost taxpayers when broken down. We would love to know what the actual number is.

What this \$750,000 will cost each and every one of us taxpaying residents, so we can then determine if it is more important than our efficient emergency response. No other east end town is willing to sacrifice its emergency communication capabilities, and possibly people's lives, in order to save on an already over the top budget. We are not the only town struggling out here but we seem to be the only one willing to make safety sensitive sacrifices.

If the concern is that we are paying twice for a service, then why is the town not removing all services that we pay twice for? Why only the most important part, the center of our police department?

More importantly, is the approximate 3% worth the decline in services that will inevitably come from our absorption? We have the highest call volume on the east end, a growing commercial and residential population, and 12 senior citizen communities with another being constructed as we speak.

The Riverhead police department handles more aided cases than any other type of call, 2,050 from January 1, 2008 through October 5, 2008 of this year alone. That does not include medical responses for motor vehicle accidents. We refuse to believe that there is no other option for financial savings other than cutting the most safety sensitive jobs in the town.

There is also the very real issue of what kind of overtime expense this could cost taxpayers when it comes to maintaining headquarters. Non-emergency 4500 calls are still going to be coming in, and considering we take a significant amount of those calls in a day, who is going to answer those now?

We are also all certified in and maintain our files and communication for the New York State Police Information Network, the National Crime Information Center, NYS Department of Criminal

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Justice Services, and Department of Motor Vehicles for our state and all others.

The amount of information we enter in and retrieve for our police officers and detectives is consistently increasing. Who is going to do all this when we are no longer employed here? The one desk officer in the building? And we are going to pay to have all police officers trained in all these systems so they can do it themselves? So then they have to come in to headquarters and do it and then are not on patrol? We could end up paying tenfold for something we only think is saving us money.

We are a necessary part of this police department, and the residents of Riverhead will know that. They deserve the quality of service and protection they are used to getting and not to be put on hold during a life or death emergency.

The repercussions of removing dispatch should have been looked into long before removing us from the budget. I don't want to pay twice for something any more than anyone else does, but I also want my family, friends and neighbors to be safe.

I don't want them waiting for something that could save their life. I want a Riverhead dispatcher to send a Riverhead cop and I think the residents of Riverhead deserve the respect of coming to that conclusion as well."

Supervisor Cardinale: "Thank you. The statistics I have requested and I am awaiting to back up what you have said so whenever you have them I'd like them. And I do understand that other east end towns are looking at this option.

Can we have the next comment?"

Melissa Silverman: "I'm a little vertically challenged here. My named is Melissa Silverman and my mailing address is 267 Peconic Bay Blvd., Riverhead. I say mailing address because I don't have my certificate of occupancy yet.

The attorneys in this matter, the Silverman matter, have successfully clouded the core issues in the Silverman matter. The longer the attorneys cloud the issues, the longer this drags on.

In December of 2006, Chris Kent had all parties involved in the Silverman matter to meet in this room to discuss the details to help resolve this matter for all at this table. More was accomplished in that day than three years in court.

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Please consider meeting with all parties involved. The town board, I'd like you to consider and Mr. Cardinale, meeting in this room with all the parties involved in this matter.

Up to this point the town board has been misinformed about different things that have gone on in this matter by your legal counsel. So at this meeting it would help clear up many misunderstandings between us and yourselves to help resolve this matter.

So all we want is a certificate of occupancy for our home and a lot has gone on and there's a lot of misunderstanding. So if we all got together in one room, it would clear a lot up and help move this along.

Thank you."

Supervisor Cardinale: "Thank you."

Henry Silverman: "Henry Silverman, Peconic Bay Blvd., Riverhead. Once again I come before you. Let me ask you how you would feel if this was happening to you. It's been three years 92 days ago we had finished our family's new dream home.

The town of Riverhead inspected it, sent us a letter final inspection okay. And you didn't get your certificate, how would you feel?

How would you feel if the town of Riverhead helped your neighbors to keep you out of your home? Help them gain ownership of your boat dock with a newly formed homeowner's association and then how would you feel based upon a New York State restraining order brought by the town of Riverhead on the say so of these neighbors, signed affidavits by the neighbors keeping you out of your home, saying that you couldn't use, occupy or maintain your brand new home?

And one of the neighbors happens to work in the New York State Supreme Court and the other one worked in the Riverhead town attorney's office. How would you feel if you had to report to the Riverhead town police as just mentioned all those phone calls, every time you came to your property and left your home? How would you feel?

How would you feel if anti-Semitic things were said about you? And especially when you come to town hall and you speak to the deputy Riverhead town supervisor at the time, who said it's because all your problems are because you're Jewish. How would you feel?

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Therefore, what would you do? Write, call your town board hoping they would not be personally involved and they would help you solve your housing problem.

And then years have passed and you have a house that you finally have to get a fire sprinkler system put in six years after the house was started construction. Now that the system's in, we're waiting for the certificate of compliance.

Permits were applied for back in May. It's time to issue the CO.

If this were happening to your family, what would you do? Hopefully not waste the taxpayers money, at this point by our estimation the town has wasted a quarter of a million dollars and Mr. Cardinale said that now the insurance has kicked in so it's free spending time and I hope this would not happen to you as town officials because you would know how to work it so it wouldn't.

You shouldn't be out here to harm my family which the town has done. At this point issue a CO to the Silvermans. Let's not waste more years and more hoops.

As in the federal case and I'm paraphrasing here, we've jumped through many hoops, each time have hit a stone wall, excuse me a brick wall. All right. This could happen to you, but hopefully not. How would you feel? It's time to move on. This is ridiculous.

Thank you. And let's move on with the meeting."

Supervisor Cardinale: "Thank you. Okay. Can I get the next comment?"

Suzanne Smith: "Hi. My name is Suzanne Smith. I live at 925 Roanoke Avenue. I'm a corner street, the corner is Cranberry Street. My main property runs down Cranberry Street. We moved into the house approximately 10 years ago. Two months after we moved in, we had a major flood on our property. Since that flood 10 years ago, we've had multiple flood issues every year. These floods are not just from heavy rains or hurricanes or tropical storms. We are not also in a flood zone.

It floods on our property if it rains steadily for over 20 minutes. This flooding comes from the storm drains filling up instantly and the terrible grading in the road.

For 10 years we have pursued getting this issue resolved. Instead of getting this fixed, we've gotten the blame game. It's

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Suffolk County's fault, it's Riverhead town's fault because there are two systems in that road on Cranberry Street as well as Roanoke.

Therefore, nothing has been done.

In the past year, however, both parties, Suffolk County and the town have acknowledged responsibility for the inadequate draining system. I have the acknowledgment on e-mails, tape and on paper. Yet still nothing has been done.

I've been told that Riverhead has been moving forward with the plans to fix their part in this drainage system. I know that there's also been given a huge amount of money for safe school zone for Riverhead to put in curbs which I asked for 10 years ago on Cranberry Street, sidewalks, and to improve the roads as well as other things.

This money needs to be used now. One of the main roads that would be improved would be Cranberry Street. This is where— this is the road where all the school traffic, buses and walkers use. If any of you have ever been down there in the morning or afternoons during school rush hour, it's extremely dangerous for anyone to walk down let alone the students.

I don't even let my own daughter walk to school which would take her three minutes. I drive her to school. Obviously this is why we received the safe school money.

However, this money can't be use or implemented until the drainage system has been resolved. And you know my main--what are we waiting for? A student to be walking to school that's going to be hit by a car or a bus? It's a very dangerous road.

My residence has had thousands of dollars of damage done over the 10 years to my property not to mention all the time and work I have to put in to clean up after every flood. Why isn't the basic infrastructure of the town being taken care of on this road? We pay our taxes. We have improved in taking good care of our property yet we don't even get a time line on when this will be fixed.

The town has been aware of this problem since before we moved here yet you allowed a huge medical building to be built on Roanoke Avenue with a huge parking lot of Cranberry Street without addressing the drainage problem. I mean whose bright idea was that?

Instead of the woods and the field that was there, that used to be there which allowed some of the water to soak into— the flood waters to soak into the ground, there is now a huge impervious surface of a parking lot pitched towards our property.

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The medical building had to put in a sump to take in all their running water. What a joke. If you look into the drains at the end of the parking lot, they're always full. Therefore, when it floods the water has nowhere to go. It doesn't go into the sump. The sump is always full. It goes into our property.

I believe this is— oh, never mind. The draining problem must be fixed because of the way it drains into Merritt's Pond. I know this is an environmental issue which also has to be addressed.

My question is when is Riverhead doing this and what is your plan to take care of this? And what happens if Suffolk County won't go on board? What is your plan thus far?"

Supervisor Cardinale: "Suzanne, I'm aware of the issue, not—and I know that the engineering department is looking at it, Chris Kempner is looking at this with the grant money that we just received with the school district. We've had conversations with Gil Anderson at Public Works because of the county's responsibility.

What I'd like you to do is if you could give right across there in my office to Sara who's sitting at the desk, give me a contact number. I will get people to call you back because— "

Suzanne Smith: "I speak to Ken Testa all the time."

Supervisor Cardinale: "Okay. I've got to get the story myself and make sure that we have a time line but we intend to fix this but we have so many good intents as you point out, are long in accomplishment. So let me find out exactly what's going on and call you back with some sort of a time line."

Suzanne Smith: "Okay."

Supervisor Cardinale: "We intend to fix it. How quickly— "

Suzanne Smith: "My concern is I know Suffolk County is not ready to go on board and you know if that doesn't happen what are we going to do? Wait for them maybe one time— "

Supervisor Cardinale: "Right. I understand."

Suzanne Smith: "Because I know they both have to work together. I understand that. I know the problem for 10 years and I know the two municipalities. But this has been going on forever and with the money for the safe schools we need to get this done."

Supervisor Cardinale: "This is the kind of thing that I'm hopeful that since we have good communication with the county you know a phone call or two would help. To say, look, why don't you

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focus on this. This is something we can do, it's not grandiose. Okay? Thank you."

Suzanne Smith: "Thank you."

Supervisor Cardinale: "Yes, Sid. Of you just check with Sara, give me a contact number, please. Right in my office there."

Sid Bail: "Good afternoon, Sid Bail, Wading River Civic Association. Two issues on Sound Road in Wading River. I know there was a public hearing today and there was a discussion. I wasn't able to get here that early."

We're not here to oppose that but it's been 10 years since there were major changes made to the traffic which basically concern- involve putting in a very large number of stop signs. I made a mistake 10 years ago. We had asked for improvements. Among them were stop signs and that's all we got. We got stop sign after stop sign on Sound Road.

And Charlie Bloss who was the head of highway at the time, he says, you know, Sid, I'm getting a lot of calls about this. People are upset. So I said, Charlie, just tell them it was the whack-o's at the civic association who wanted this mistake. All right. A lot of calls myself.

I'm not suggesting that you know I'd like to see you know all the stop signs you know removed from Sound Road, but I think you know 10 years has transpired and the community has grown and maybe it's time and I've discussed this with Councilman Dunleavy to take a look at it and see what is best for everyone.

The second thing is a few weeks ago you guys were in Wading River and we had a hearing on historic districts. And at the hearing there was a resident who lives across from the (inaudible) Pond on Sound Road and he took issue with the idea that the town is really interested in preserving historical character and beauty of the area. He says across from me are some ugly guardrails that were just put up. And a few days ago I was down there, I took a walk, and to describe those as ugly guardrails, I think guardrails are really beautiful thing to begin with.

I mean these are like- I don't know where the highway department got these guardrails from, a set of four mismatched old crummy guardrails. But, you know, long term, you know, it's not only for Wading River. There's so many areas in Riverhead township and on Long Island that are quite beautiful and you know people say, my God, people are so lucky to live in this area. You know. Or you know I want to come back here and I want to visit this area.

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So you know times are tough and this certainly is not the number one priority but I think you know some more thought ought to be given to you know improving you know that situation and we can do better than that you know on Sound Road."

Supervisor Cardinale: "Where are the guardrails located on Sound Road?"

Sid Bail: "They're on Sound Road, they're by the Reppa (phonetic) Ponds, okay."

Supervisor Cardinale: "Reppa?"

Sid Bail: "Reppa - R-E-P-P-A."

Supervisor Cardinale: "Sound Road at Reppa Pond. Okay."

Sid Bail: "Yeah, I know and there's a concern about cost and they had replaced a set of wooden guardrails and- "

Supervisor Cardinale: "What are they, used guardrails?"

(Inaudible comment)

Supervisor Cardinale: "Okay. I think we can do better and we will. Let me talk to Geo to get- maybe we can- among other things, make them look as aesthetically pleasing."

Councilman Dunleavy: "Well, plus that's going to be a historic district so you know to put these things in in a historic district- "

Supervisor Cardinale: "Even if we paint them apparently it would be a difference."

Sid Bail: "Well these aren't historic, they're decrepit."

Supervisor Cardinale: "Decrepit lasts a long time. They could become historic."

Sid Bail: "Thank you very much."

Councilman Dunleavy: "Just to mention something what Sid said and the chief realizes this. Sound Road years ago, 10 years ago when they put these stop signs, every 100 foot they have a stop sign. I mean there's one right after another.

And I was talking to Sid, I'm going to bring it up at our next traffic and safety meeting, that other towns remove stop signs when they find that they really are not a working- a stop every 100 foot

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I think that's excessive. So I'm going to bring it up at the next traffic safety meeting. You put that on the agenda?"

Councilman Wooten: "This is the same road that you just put a stop sign on."

Councilman Dunleavy: "Well, no, where we put the stop sign--"

Councilman Wooten: "You just put a new one up so take that one down."

Councilman Dunleavy: "No, where we put that stop sign up is where children congregate."

Sid Bail: "That's right. I'm not advocating removing all the stop signs."

Councilman Dunleavy: "Yes. Thank you, Sid."

Councilwoman Blass: "Thank you, Sid."

Supervisor Cardinale: "Any other comment? If not, I thank you for attending. We'll see you on Thursday at 10:00 or actually 9:30 for the work session."

Councilman Dunleavy: "Chief, are you going to put that on the agenda?"

Meeting adjourned: 4:25 p.m.