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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, March 3, 2009 at 2:00 p.m.

PRESENT:

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

ALSO PRESENT:

Diane M. Wilhelm,	Town Clerk
Dawn Thomas,	Town Attorney

ABSENT:

John Dunleavy,	Councilman
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(At this time, the Pledge of Allegiance was recited.)

Supervisor Cardinale: "Yeah. We're going to acknowledge some extraordinary individuals working for the town in a moment so we'll go down now and do that.

We've got our town attorney here and on occasion at work sessions I express a desire for smaller more cohesive board and here we have it.

We have three today so we'll have to agree on everything or it won't get done. So I'm going to come down and make those awards.

Can you hear me? Is it a good thing? Perhaps not.

We want to open up the meeting today by acknowledging the employees of the quarter. So I'd like the labor management committee please to come up first and then we'll call up those who are being honored.

This is a good part of the labor management committee which each year helps us to select the employee of the year and each quarter, an employee of the quarter. Makes them eligible, right, for employee of the year?

I'd like the— this is unique this evening or this afternoon because this quarter the award is given to a specific group of employees who are impressive, and I say that with all sincerity, who

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have worked at our senior center kitchens as staff there for an extraordinary number of years combined.

So I'd like Julie Johnson Day, William Wilson Day, Ann Clinton Day, Margaret Brown and I'm reading the Day, but Margaret Brown, Irene Robinson, Julie Johnson, William Wilson and Ann Clinton to come up if they are here. And I expect they are.

So we can declare it. Julie Johnson, William Wilson, Ann Clinton, Margaret Brown and Irene Robinson Day. Come on up, please.

And we have— take your time, Henry, come and join us. Okay. There are five employees we're honoring as employees of the quarter and I'd like to introduce them and say something about them and then I'd like someone from labor management to speak and also, Judy Doll who is the senior— the senior department head, to speak as well.

But I know that we are honoring today by this the senior center kitchen staff and that's intended to hang in the center as a tribute to the people we're honoring and then we're also issuing proclamations indicating that each of them should be honored with a day, today, as the day that is their day in the town of Riverhead.

But what I was impressed particularly with was the number of years these people have worked hard and well for us.

Ann Clinton, Ann has been our senior cook for 24 and a half years and I remind myself if there's anybody out there who knows these people and is related to them, please come on up and join us. If anybody is— do we have any relatives, please come on up and join us.

But Ann has been with us 24 and a half years as the senior cook. She's— come on up, please. She is extraordinary in her work and is being acknowledged for that fact today.

We also have Margaret Brown, who has worked for us as a food service worker for 20 years and we want to acknowledge that enormous amount of service as well.

We also have Irene Robinson. Irene, who is also being honored today and she is an assistant cook and we should also point out that although she has worked for us for 18 years, she started late and lasted long because she'll be 90 years old in June. Keep it up. I want to be here for the 100th, both of us.

And William Buster Wilson has been for 11 years our cook. I guess we have your daughter, Doris, works in the recreation department, and Doreen, your granddaughter, is she present? The grandson and it's good to have you all here.

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The fifth honoree is Julie Johnson who for 9 years has been our assistant cook and if my arithmetic is reasonably good, we've got 82 years of combined service here which is impressive. The average itself is pretty impressive considering it's five people.

So I would like to turn this over now to- I guess first to Judy their department head who would like to say how extraordinary their service has been, and also to the labor management committee to introduce themselves."

Judy Doll: "I actually wrote something because I get a little emotional when I think of how hard they work each and every day for us. Hopefully I'll get through this.

I have to start by asking everyone here if you could even imagine planning, preparing, cooking, and then serving dinner every night for an unknown amount of guests. You know it will most likely be about 60 people but some nights you could have as many as 90 or 95 at your door. And this is after you have already cooked and sent out about 110 hot meals to people who live in your neighborhood.

And when everyone is finished eating, you have to clean up the dining room, wash all the pots and pans, dishes, silverware, take out the garbage, and wash the floors.

Then you get to eat your lunch and then maybe you'll go home. This is what this group of employees does every day of the week. Their day begins about 7:15 and for some ends about four and that is just their day at the office.

Each and every day I come to the senior center I realize how very lucky the seniors of our town are for this wonderful staff of five people who come in Monday, Tuesday, Wednesday, Thursday and Friday. Each of these individuals plays an important part in the overall daily production that goes on in the kitchen. And no one's importance can be undermined.

I speak not just as their supervisor but for everyone who has ever come into the senior center for lunch when I say that this is one of the most deserved awards every bestowed.

Thank you all."

Supervisor Cardinale: "Thank you very much. Someone from labor management, as a representative, shall we have the young lady in red?"

Maureen Lynn: "Hi. I'm Maureen Lynn. I'm chairperson of labor management. There's 14 members in our committee. Present

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here is Michael Reichel from sewer; Kerry Fenton from police department; Ray Coyne from recreation; Judy from senior center, and Maryann Teague from purchasing.

We- this group of people are phenomenal and usually we do just give the award to one person. It was very difficult to separate one from the rest of them because they come packaged as a perfect setting so that's why this time we did do the five of them. And they're wonderful people and they really did a phenomenal job.

They're going to be getting a day off with pay, each one, and they are getting gift certificates. So congratulations."

Supervisor Cardinale: "Thank you, Maureen. I'd like- before we get you to shake hands with the rest of the board, I'd like to begin with age and beauty, with Irene. This proclamation and those which I'll hand out in a moment with the exception of the name reads the same and they say:

Whereas, it is both fitting and proper that the town of Riverhead recognize the outstanding service of its employees;

Whereas, in order to provide a mechanism to recognize said employees and at the recommendation of the labor management committee the employee of the quarter program has been established; and

Whereas, Irene Robinson and the others that I'll mention have dedicated themselves to the service of this town and its citizens; and

Whereas, this service has been exemplifying for years the highest ideals in the expression of public duty.

I, as supervisor, together with my town board as small as it may be, on this March 3rd date do declare it to be in this instance Irene Robinson Day in recognition of your being names employee of the quarter and call upon my fellow citizens to join with me in recognition of your accomplished service.

And I thank you.

I'd like to move to Julie Johnson. Julie, you are the most recent employee, only 11 years of service which is plenty. I want to thank you for your service and declare also this day to be Julie Johnson Day in recognition of your being named employee of the quarter.

Margaret, Margaret Brown, again March 3rd in this town, you have the keys to the town which has never gotten me anything but

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maybe you'll be luckier, but we appreciate your service and I'd like you to take this proclamation as a memento of that appreciation.

And Ann, who has labored all those years and made up all that great food which I have shared on occasion, again, today is your day and I thank you sincerely for your efforts.

And, finally, William. William Buster Wilson, today March 3rd is acknowledged as a day to honor you as employee of the quarter. We thank you. We know you'll continue your hard work and you should know that we appreciate it.

Thank you very much. And this, Judy, acknowledges that each of these employees has received this award and we'd like that to be hung at the senior center to every day acknowledge their service to this town.

Thank you.

And I would like to ask if Irene and then the others would like to say anything and then I'd like you to shake hands with the rest of the town board before you sit down again."

Irene: "I don't have anything to say."

Supervisor Cardinale: "Okay. Well, that, you don't. My town board has been telling me that for years. Would any one of you like to say anything? Okay, there you go."

Unidentified: "I'd like to thank the labor management committee for getting us to this point and I love you all very much. Thank you. Especially Judy Doll."

Supervisor Cardinale: "Thank you. Anybody from the committee or any of the honorees would like to say anything?"

Unidentified: "To the supervisor and to the council members, I'd like to thank everybody and especially Mary Ann. Thank you for letting us come over there. Thank you."

Supervisor Cardinale: "You're very welcome. We thank you. And Judy's been wonderful over there and we appreciate her efforts.

I would like you to shake hands with Jim and Barbara and I thank you again for your service and I hope you don't have to go back to work because it's sunny out there. I want you to play hooky. Got to go back to work? Okay. Then I'll let you go. Please say hello to them before you leave. I'll get out of the way. Thank you.

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Okay. We'll move on now to the town hall reports and don't we have to or maybe they're not ready. Do we have to adopt minutes?"

Diane Wilhelm: "They're not ready."

Supervisor Cardinale: "Okay. So we're not going to adopt the minutes of the last meeting because they're not yet prepared. We will move to town hall reports, applications, fire department announcements, correspondence. So if you could give us that, then we'll give the board an opportunity to make some announcements."

Diane Wilhelm: "Okay, under town hall Reports-- "

REPORTS:

Tax Receiver	Total tax collection dated February 18, 2009 - \$60,896,301.93
	Total tax collection dated February 25, 2009 - \$61,095,402.91

APPLICATIONS:

Special event	Chapter 90 - Planet Fitness Grand opening promotion - March 11 through May 6
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FIRE DEPARTMENT:

Jamesport Fire Department	annual financial report 2008
Riverhead Fire Department	letter regarding exchange of property at Ostrander/Union/ Maple and TOR/water district tournament property

CORRESPONDENCE:

Greater Calverton Civic	letter opposing housing Association homeless sex offenders on and near town of Riverhead property
	Letter opposing park and Sound proposal to establish

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	a shopping mall
Prudential CRES Commercial	letter in support of work Real Estate force housing
Martin Sendlewski AIA	letter requesting a 12 month extension of approved site plan of Zenith Bldg. 12 McDermott Avenue
Letter regarding property	appraisal of 209 East Ave. Riverhead
Hawkins, Webb, Jaeger	letter requesting special permit extension of Bernard Kito, Jr. (SCTM# 0600-85- 3-1.9)
Councilman Timothy Buckley	letter of resignation
Billie Jo Jaeger	letter of resignation from secretarial position to the Accessory Apartment Review Board

Supervisor Cardinale: "Thank you. I'd like to give an opportunity to a gentleman who's at the podium to make a statement relative to our last proceeding. Go ahead, please."

Unidentified: "Thank you very much, sir. I'd like to represent those of us who benefit mostly by the people who you've awarded today. I would like to say that they should be designated a new name, not a cook, they are chefs. And also the cuisine is unbelievably- my daughter could not believe how we are treated as seniors in this place. Thank you very much."

Supervisor Cardinale: "Thank you for coming in. And could you tell us your name so we can put it in the record, please."

Bill Donovan: "Bill Donovan."

Supervisor Cardinale: "Bill, pleasure to see you and thank you for coming in."

Bill Donovan: "Thank you very much."

Supervisor Cardinale: "Thank you."

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Okay. We have some announcements I believe from one or two of the board members. Barbara?"

Councilwoman Blass: "Yes. Thank you, Mr. Supervisor. I wanted to let every one know that next Tuesday, March 10th, at 6:00 p.m. in this room we are going to have a public informational meeting having to do with the implications of the newly proposed flood maps. I think everyone who lives- who have lived in a flood zone may be impacted by this.

We are going to have on our web site a preliminary map of the areas that are affected and it will be so designated as a preliminary map so if you want to have an idea of whether or not you should attend this meeting, you may be able to get that information off the web site by the end of this week.

But suffice it to say that if you were in a flood zone before- there are about 2600 properties in the town of Riverhead that are going to be affected and we just want to give you an idea of the implications of the new maps.

So that's 6:00 next Tuesday in this room.

Thanks."

Supervisor Cardinale: "Okay. Any- and there is a deadline on that to get your- so please those who are interested, get here because I think you have to make some objection within a week- three days actually later."

Councilwoman Blass: "By the end of next week."

Supervisor Cardinale: "By the end, yeah, which is next Friday, that's three days, yeah.

Okay, Jim, did you have anything that you wanted to announce?"

Councilman Wooten: "No."

Supervisor Cardinale: "Okay, then we can move onto the hearings."

Councilwoman Blass: "I wanted to congratulate you on the successful Riverhead Idol. Yeah, it was great."

Supervisor Cardinale: "Yes. We- Saturday night was the Riverhead Idol at the Vail Leavitt, 6th annual is it- "

Councilman Wooten: "Sixth."

Supervisor Cardinale: "And it was again a success."

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Councilman Wooten: "Sixties theme."

Supervisor Cardinale: "You know, we ought to put that on Channel 22, Vince, if we have a- I know someone was taping it, so if you can get a tape, let's put it on. It's our kids and they were very good."

Public hearing opened: 2:23 p.m.

Supervisor Cardinale: "We have three public hearings, 2:05, 2:10, 2:20, it being 2:27 so we can start and the first of which is the consideration of a special use permit of Hampton Jitney to allow the construction of a motor coach terminal at Edwards Avenue in Calverton.

This is a specially permitted use in the zone in which they wish to place it. I see Mr. Esseks the attorney is here and surveyor and engineers so why don't you get started, Bill. And you need, I guess, to be sworn in so the town attorney will handle that."

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

William Esseks: "I do."

Dawn Thomas: "Thank you."

William Esseks: "Bill Esseks, I'm an attorney, Riverhead. And before I start, I must admit that being here for the first part of your presentation was an interesting experience and you are good guys to have done that and the people who provided the service to the town and to you were properly congratulated. I was impressed by the whole thing. I'm glad I was here, I'm glad I saw it, and I hope it's on television, I hope more people hear about it."

Supervisor Cardinale: "Thank you."

William Esseks: "But then, I must now turn to the world of commerce, if you don't mind.

I'm here, our office is here, the other consultants are here, on behalf of Hampton Jitney. They're contract vendees of property on Edwards Avenue in Riverhead and the property is zoned Industrial IC-1C, it's a use district within your code.

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And in March of last year, just about now, you voted to allow to amend your code to allow as a special permit use in this district a motor coach terminal. And that's what Hampton Jitney wants to do.

I think many people here know of Hampton Jitney and many people avail themselves of its service. They've operated out of Southampton and probably the most congested road on the south side and they acquired the north fork equivalent and they now own- "

Supervisor Cardinale: "Dennis, could you put that reverberation down a little bit. It's getting feedback, just a touch. Go ahead, Bill, I'm sorry, Bill."

William Esseks: "Hampton Jitney is the principal operator of motor coach service for eastern Long Island into New York City bar none. And they want to build a project, a terminal, a maintenance facility, on the west side of Edwards Avenue.

It's going to be 60,000 square feet, parking for about 25 to 30 up to 70 coaches. Going to employ perhaps 100 people initially. And they're going to have parking for patrons that go there, over 200. It's going to be a major event if you will allow it. And it will move a lot of the traffic and a lot of the congestion from other parts of Long Island (inaudible) there, and to substitute to have the local service to the north fork and Riverhead off of Edwards Avenue.

I think it's a good thing for Hampton Jitney. I think it's a good thing for you.

The town and the county is going through a severe economic problem. People- I don't know whether you know about it, but the lawyers that are practicing in the east end know that project after project after project is being canceled. Even projects that have all their approvals are being canceled.

This is- this one doesn't have all of its approvals and they're waiting to start building- waiting to start construction, they're waiting to spend six to seven million dollars constructing the facility and then moving the coaches in and having their employees come there every day and have people park there every day and bring more commerce to that part of Riverhead.

I see no logical reason not to have it done. It is the commercial- one of the commercial principal accesses into the town. You have FedEx on that road; you have Miller Environmental on that road, you have Telepetroleum (phonetic) there. It is the source of traffic- one of the principal sources of traffic coming into Riverhead and it's a very logical place otherwise they wouldn't go there.

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They don't have to go there, they're choosing to go there. It's a negotiated purchase. And I want to hand up from Dunn Engineering copies of a report to the town that's self-explanatory.

The— Jeff Lynch the president of Hampton Jitney is here. He's addressed you previously. He's here to address you today. Their maintenance people are here. Howard Young representing the engineering firm is here and we're ready to take questions from the board.

Jeff, you want to address the board?"

Jeff Lynch: "Good afternoon."

Dawn Thomas: "I have to swear you in. Your name, please."

Jeffrey Lynch: "Jeffrey Lynch."

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

Jeffrey Lynch: "I do."

Dawn Thomas: "Thank you."

Jeffrey Lynch: "I just wanted to address the town board again. Thank you for having this hearing."

We, as Mr. Esseks said, have chosen Edwards Avenue because we believe it is the most viable location to expand our service. Riverhead is not only a central location in the east end, it is also a central location of Suffolk County and we feel that a location on Edwards Avenue on the west side of Edwards Avenue with its proximity to the Long Island Expressway would certainly be ideally suited for Hampton Jitney, but also enable the town of Riverhead and our passengers in the town of Riverhead as well as the entire east end to utilize more conveniently mass transit and our service in and out of New York City, as well as our charter services.

We provide transportation to a lot of school districts on the east end of Long Island and we also have a retail tour operation where we have a lot of east end residents who are traveling off island with us to various destinations up and down the Atlantic seaboard.

So, again, thank you for the consideration. We would love to be on Edwards Avenue. Thanks."

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Supervisor Cardinale: "Thank you. I'm going to take any other comment that is available. Okay."

Bill Schulman: "My name is Bill Schulman. I'm the owner of Calverton Links and I would like to say a few words with regard to this development.

It so happens that this development is contiguous to Calverton Links and I've looked at the entire operation that would be created and I find probably 99 things are great and one thing is not great. I'm not about to try to improve anything that Bill Esseks who is quite capable or the people at Young and Young.

The last time I spoke was approximately five to six months ago when the initial petition was created to talk to the town board and fortunately they approved whatever that was. They approved it.

And now I have to speak again. I said at that time being a person that's in the public eye, being a person that's going to be—I'm a person that's going to be 90 years old in two—several months there, I'll be 92 on August the 4th.

And my claim to fame is I have a tremendous amount of experience and I work every single day, not only to operate Calverton Links, but also to help people, help organizations and everything.

And I want to say to this group so they should understand and I told it to them last time, we are in the worst depression that this country has ever faced. I was 12 years old, I was born in 1917 and my later mother who was a very proud immigrant had to go and lower herself in order to ask for food stamps.

If this group, and I try to feel that they will have obstacles and you, the town board, you're the first one and they're going to have to face a lot more. The DEC, health department, county and I have to coax them fellows don't give up. Life is hard.

And I'm saying to you, do not lose this opportunity to get somebody here who will be a plus for the town, who will pay taxes for this town because again I want to say, I don't know where you're going to get the tax money because all costs are going up and all payers are going down.

I say to you, do not lose this opportunity. They're good hard working young people and I've seen their plans and I've reviewed it and (inaudible). Don't turn them down, encourage them, don't object to them."

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Supervisor Cardinale: "Thank you. We'd like to take any other comment that any member of the public would like to offer. And, first we'd like to make sure we've got the recording device working. Okay, thank you. Yes."

Martin Sendlewski: "I just wanted to inquire as to with this particular project, there are other projects that are proposed on Edwards Avenue. One of them is the F1 project. There were traffic issues noted in that project and I'd like to know if this is going to be coordinated in the review process with this so that both projects can get the same support that the gentleman just spoke of from this town with regard to projects that are proposed for Riverhead."

So I know that traffic was one of the issues brought up in that application and I would hope that this would be a joint review."

Supervisor Cardinale: "Thank you. Once this decision is made by the town board of the special permit, this will go to be typed for SEQRA and it will go to the planning board, right, for site plan review if the special permit is granted. So they'll have to deal with that as well."

Any other comments? Okay. We're going to close the verbal testimony and ask that this be opened for written testimony submitted to the clerk up through Friday, the 13th. Yeah, Friday, the 13th, at 4:30 p.m."

We have our next meeting on the 17th, yes, so hopefully we will be able to discuss it at the work sessions in between now and then and take some action at that time. So we appreciate those who came out."

Public hearing closed: 2:40 p.m.
Left open for 10 days for written
comment to Friday, February 17, 2009
at 4:30 p.m.

Supervisor Cardinale: "And move to the second hearing which is scheduled for 2:10. It is 2:40 so we can begin."

Public hearing opened: 2:40 p.m.

Supervisor Cardinale: "This hearing is for consideration of a local law to amend Chapter 108 entitled zoning Article VII accessory apartments, Section 108-34 Purposes, Riverhead town code."

This amends a recently enacted statute which made accessory apartments possible. You want to— as far as the summary of what it

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does, the town clerk may be able to do that more succinctly than I, but what it is trying to do generally is to make clear that those who want to make application will not be penalized in any way for making an application if the apartment is already in existence so that they won't have to pay triple building department fees and it also permits existing apartments— and one purpose of this legislation was to legalize existing accessory apartments and have safety reviews associated with the legalization undertaken.

It allows I guess up to 800 square feet as opposed to the 600 in an existing apartment with variance review by this board."

Dawn Thomas: "Up to 850, right."

Supervisor Cardinale: "Up to 850. And it allows— it makes clear that if you do receive a permit and you already have built much of the apartment, that you would not have to pay triple building department fees.

Is there anything I'm missing that's pertinent?"

Dawn Thomas: "No."

Supervisor Cardinale: "Those are the two primary— yes."

Councilwoman Blass: "I don't know if you mentioned two year amnesty— "

Supervisor Cardinale: "Oh, yes. And it extends the amnesty for one year further. All of this is motivated by the fact that we're not getting the applications we would like to get in regard to this.

Go ahead, Barbara."

Councilwoman Blass: "And floor plans or surveys less than 10 years old will be acceptable for the— to accompany the application."

Supervisor Cardinale: "Yeah. In order again so that people do not have to go out and buy new surveys, if we have one that is less than 10 years old or a floor plan that is adequate and to scale.

So that's what it does. Anybody want to talk about it? If they do, the mike is open for public comment."

Jodi Giglio: "Good afternoon, Mr. Supervisor and members of the town board. Jodi Giglio, President of the Riverhead Business Alliance.

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At the last Riverhead Alliance meeting, we reviewed the legislation and we commend you for not penalizing them with the penalties of triple the fee for the existing apartments.

However, the existing apartments being 850 square feet, I'm hearing from several people in the community that would want to build apartments, that they would just go ahead and build the apartments now at 850 square feet and then seek the approval without penalty later.

I think that if it's going to be 850 square feet for the existing apartments, it should just be 850 square feet in general. That's the consensus of the Riverhead Business Alliance.

Also, the other matter of if it is a brand new house, they couldn't have an accessory apartment for a three year term or for a three year period. I'm wondering what the intent of that was as allowing accessory apartments in new houses provided they could accommodate the parking would certainly make it easier for a first time home buyer to buy a house if they could have the extra income from an accessory apartment.

I was just wondering if there was any explanation as to why a new house couldn't have an accessory apartment for three years."

Supervisor Cardinale: "Yeah. That was discussed at length when it was passed and this applies in all our residential zones, an accessory apartment, which is an enormous addition right.

We did not want to be overwhelmed because just many, many— every house would build an accessory apartment I would think, as in effect you have then made the entire town two family. So we didn't want to do that, at least we weren't ready to do that at that time. That was the thinking initially.

However, what you said about the 850 and 600 I understood and would think about. And this is a different economic time as well.

Is there a cap on this statute?"

Dawn Thomas: "Cap?"

Supervisor Cardinale: "It's an accessory apartment cap. Yeah, there's a cap, isn't there, a certain amount are going to be issued and no more. Yeah, 500.

So with a cap, it might be possible to reconsider what you're saying. In other words, really does it make a difference if they're in new homes or in old homes if you're going to cap them anyway.

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What absolutely is essential is that we have a cap because we don't want to become only two family homes."

Jodi Giglio: "Perfectly understandable. It was just because it would make more sense to me for a first time home buyer to actually have the apartment built into the house, whether it was for a mother-in-law or whether it was for, you know, a family member to have it actually built into the house rather than have to actually wait a three year period in order to build it and then have it built substandard versus built right into the house."

Supervisor Cardinale: "That's a good point."

Jodi Giglio: "If that's the intent. So it's just something for you to consider."

Supervisor Cardinale: "Thank you."

Jodi Giglio: "Thank you for your time."

Councilman Wooten: "I wish we had more people to consider it for."

Supervisor Cardinale: "Yeah. We're really encouraging people to make application for these. In fact, I was speaking earlier today, there's a fellow from the New York Times who is doing an article on accessory housing- accessory apartment statutes and- throughout the island because it answers an obvious need, and we were going over the figures and we're not getting the applications we expected so we'll encourage people to apply.

We're extending this for a year if we pass this for existing apartments and trying to limit the expense to the person applying.

Any other comment? Okay, we're going to keep this open for written testimony through the 13th at 4:30, it would go to the clerk in the next 10 days. We're going to close the oral testimony at this time, it being 2:46."

Public hearing closed: 2:46 p.m.
Left open for written comment for 10
days to Friday, March 13, 2009 at
4:30 p.m.

Supervisor Cardinale: "The last hearing for the day is scheduled for 2:20; it's 2:46, we'll open it."

Public hearing opened: 2:46 p.m.

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Supervisor Cardinale: "And it relates to a change in the stop and yield signs, at the infamous Wading River locations of Sound and Oliver and Sound and Hill and we are putting back stop signs I guess that we had taken out. We took out too many apparently in our zealously according to the locals and we're trying to correct that.

This is one of John Dunleavy's legacy items. But he's not here.

We would like to have comment if you have any to give. We've heard some from Sid already at the work session, Sid Bail of Wading River, and this is a compromise that we hope will resolve the issue up there.

Again, stop signs will be placed- replaced at Sound Road and Oliver Street, stop sign would be on Sound Road. Sound Road and Hill Street - stop sign on Sound Road.

If there's no comment, we'll leave this open for written comment until- for 10 days until March 13th at 4:30 p.m. to the town clerk and close the hearings."

Public hearing closed: 2:47 p.m.
Left open for written comment for 10
days to Friday, March 13, 2009 at
4:30 p.m.

Supervisor Cardinale: "We have 49 resolutions, none of which will make us governor but all of which we will consider. So if we have anyone who wants to comment, please come up."

Sal Mastropolo: "Sal Mastropolo, Calverton."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "Resolution #147."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "I gather from that Resolution that you're buying new computer billing software for the water district?"

Supervisor Cardinale: "We are."

Sal Mastropolo: "What's wrong with the existing software?"

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Supervisor Cardinale: "We did this at work session, let me see if I can remember because I didn't want to spend \$85,000 either."

This will do all sorts of wonderful things according to Gary Pendzick, the department head, which will allow us to capture gallonage that isn't being-- that isn't being paid for.

It will also allow us to do without-- improve billing and do without potentially some staff. He pointed out that he has three less people than he did five years ago in that department which we should all emulate because it's not true throughout the town.

So we did-- anybody else chime right in who remembers, but we had him here for about 10, 15 minutes at work session to ask that question. We were convinced that it was worth a shot for \$85,000 because we would save money on billing that is getting-- you know, we're not billing for certain water and we would maybe be able to deal with less staff. That's it in a nutshell."

Sal Mastropolo: "Okay. Let me ask one more question on that. The software is going to capture the billing on water that's not being billed or I would think that that's in the meter reading."

Supervisor Cardinale: "I would think so, too. Now what did he say about that?"

Sal Mastropolo: "Not in the software."

Supervisor Cardinale: "Is Pendzick here by any chance? Let him defend himself."

Councilman Wooten: "He's not."

Supervisor Cardinale: "He was pretty articulate. If he's here, Bill, would you send him in? So we just listened and-- but that's a good question and we'll-- "

Councilman Wooten: "The meter reading is all done electronically now, too."

Sal Mastropolo: "I mean, there's not much to a water bill. It comes every quarter. It's pretty cut and dry. Eighty-five thousand seems like a lot of money for a billing program."

Supervisor Cardinale: "A computer billing software. You want to know-- I wanted to know and I just don't remember exactly what he said but he did touch on two things. He's going to try and get him."

Sal Mastropolo: "All right. You want to move on?"

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Supervisor Cardinale: "Yes, please."

Sal Mastropolo: "Okay, Resolutions 151 through 155 need a date."

Supervisor Cardinale: "Okay. One fifty one through-- the clerk will add that."

Sal Mastropolo: "Resolution 15-- "

Supervisor Cardinale: "Are you sure you don't want to say something else about 151 through 155?"

Sal Mastropolo: "154."

Supervisor Cardinale: "Okay."

Sal Mastropolo: "What's wrong with the telephone system that we have today?"

Supervisor Cardinale: "Oh. This is-- "

Sal Mastropolo: "I mean every time I call at work somebody answers the phone, they transfer the call."

Councilman Wooten: "You're not on this end."

Supervisor Cardinale: "Yeah. This was also discussed at length at the work session and the 35,000 which was for the keyless entry or whatever. This has to do with the move to the facility at Pulaski Street. It's not necessarily-- they're moving to the Pulaski Street previous headquarters in Riverhead. You're aware that this week we closed on the transaction in which we purchased the previous Riverhead Building Supply facilities on Pulaski Street.

In there is going to go purchasing, receiving, building and grounds, engineering, CDA, accounting and we're going to give up the West Main Street town hall."

Sal Mastropolo: "Okay. So it's not a replacement-- "

Supervisor Cardinale: "That's correct."

Sal Mastropolo: "It's an extension of the existing system to cover a new premise."

Councilman Wooten: "But it's an upgrade."

Sal Mastropolo: "No problem."

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Supervisor Cardinale: "It's an upgrade. In both instances it upgrades and extends to that."

Sal Mastropolo: "All right. Resolution 180. I just wrote down a question. Did we collect a fee for extending that 12 months and should we? I would think we should."

Supervisor Cardinale: "That is a very good question."

Sal Mastropolo: "If you extend the building permit for a year you pay a fee."

Supervisor Cardinale: "Yeah. It can only be extended once and is there a fee. Leroy, do you know if there's a fee for extending a site plan, that one year we can do?"

Leroy Barnes: "No."

Supervisor Cardinale: "Okay. It's something we'll look into. At this point we cannot. I'll extend virtually anything if somebody does something downtown that's downtown but your point is well taken. At least a five hundred dollar fee or something might be appropriate."

Sal Mastropolo: "Thank you."

Supervisor Cardinale: "Thank you. Okay. Anybody else have any comment on any of the resolutions before we consider them? If you don't, we'll consider them and then take general comment."

Bill, on water district, that one, is Gary around? Okay. I think we should consider it and then I'll get an answer to Sal because it was satisfactory when we received it. I just can't remember. It comes with age.

Yes?"

Councilwoman Blass: "Did you want to mention that we've got one resolution coming off the table and we've got one that's re-numbered that's going to the back of the packet and then one coming off the floor?"

Supervisor Cardinale: "Okay. The one coming off the floor is the one that we put off last week— one coming off the floor that allows us to extend our heating contract through April at what we believe to be a good price."

We have one that was tabled last week which is to verify whether or not it was a CDA or a town resolution. It turns out that

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it was a town resolution so we had done it right and we're going to pass it today now that we know that.

Other than that, you have them all in front of you. You want to call them, please, Diane?"

Resolution #143

Councilwoman Blass: "Authorizes an amendment to Resolution #718 - 2008 Home Improvement Program. So moved."

Councilman Wooten: "I guess I'll second."

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

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

Resolution #144

Councilman Wooten: "Sewer district budget adjustment. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #145

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

Councilman Wooten: "Seconded."

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

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

Resolution #146

Councilman Wooten: "Weeping Willow capital project budget adjustment. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #147

Councilwoman Blass: "Did we want to hold off on this one?"

Supervisor Cardinale: "One forty seven is— yes, I don't know that it's— we did talk to Gary about it so what I was going to suggest is that we get his response to— yeah I know I was convinced at the time— "

Councilwoman Blass: "Yeah, me, too."

Supervisor Cardinale: "I recollect— my recollection is so bad I don't recollect what he said but I know it was convincing."

Councilwoman Blass: "Okay. Budget adoption in connection with the water district computer billing software capital improvement project. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #148

Councilman Wooten: "Recreation department marinas and docks budget adjustment. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #149

Councilwoman Blass: "Recreation program budget adjustment. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #150

Councilman Wooten: "I still say we're going to revisit it at some point.
It's an authorization to discard fixed assets. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #151

Councilwoman Blass: "This is an order calling a 202B public hearing for the increase and improvement of the facilities of the Calverton sewer district in the town of Riverhead, Suffolk County, New York. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #152

Councilman Wooten: "This is a resolution to increase and improvement of the facilities of the Riverhead sewer district in the town of Riverhead, County of Suffolk. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #153

Councilwoman Blass: "This is an order calling a public hearing in the matter of the increase and improvements of the facilities of the Riverhead sewer district in the town of Riverhead, Suffolk County. The prior one was for the DeFriest pump station. This is for the Riverhead STP, the plant itself. So moved."

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Councilman Wooten: "Seconded."

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

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

Resolution #154

Councilman Wooten: "Who is that, me?"

Councilwoman Blass: "That's you."

Councilman Wooten: "It's a resolution authorizing the upgrade to the telephone system in and for the town of Riverhead, Suffolk County, New York at a maximum estimated cost of \$60,000 and authorizing the issuance of up to \$60,000 bonds of said town to pay the cost thereof. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #155

Councilwoman Blass: "Resolution authorizing the purchase and installation of a keyless entry system in various facilities of the town of Riverhead, Suffolk County, New York at a maximum estimated cost of \$25,000 and authorizing the issuance of up to \$25,000 bonds of said town to pay the cost thereof. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #156

Councilman Wooten: "Authorizes attendance at the government finance officers' association annual conference. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #157

Councilwoman Blass: "Ratifies the appointment of a call in recreation supervisor to the Riverhead recreation department. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #158

Councilman Wooten: "Authorizes one police department employee to the Queues Enforth Development, Development, Inc. System Manager training. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #159

Councilwoman Blass: "Appoints a park attendant Level II to the Riverhead recreation department. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #160

Councilman Wooten: "Appoints account clerk typist to the planning department. So moved."

Councilwoman Blass: "And seconded."

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

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

Supervisor Cardinale: "Yes. I point out that this and the next are existing employees who we are appointing as non-provisional because they passed the test. We're not bringing in new people.

I vote yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #161

Councilwoman Blass: "Appoints an account clerk typist in the town clerk's office. So moved."

Councilman Wooten: "Seconded."

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

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

Supervisor Cardinale: "Yeah. This actually saves us a thousand dollars.

I vote yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #162

Councilman Wooten: "Authorizes CSEA vice president to attend regional workshop. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #163

Councilwoman Blass: "Accepts the resignation of a call in chaperone. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #164

Councilman Wooten: "It reappoints members to the Riverhead Landmarks Preservation Commission. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #165

Councilwoman Blass: "Approves a refund to John and Sandra Reeve. So moved."

Councilman Wooten: "And seconded."

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

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

Resolution #166

Councilman Wooten: "It ratifies the refund of monies to Browning Hotel Properties, Inc. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #167

Councilwoman Blass: "Approves a memorandum of agreement. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #168

Councilman Wooten: "Approves Chapter 90 application of Planet Fitness, Riverhead. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #169

Councilwoman Blass: "Supports state legislation to amend Civil Service Law Section 163, to allow volunteer firefighters and volunteer ambulance workers to participate in the NYSHIP Insurance Plan if offered by the municipality in their district. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #170

Councilman Wooten: "Authorize the town clerk to publish and post notice to bidders for dry hydrated lime (calcium hydroxide). So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #171

Councilwoman Blass: "Authorizes the retention of the law firm of Jaspan Schlesinger LLP as special counsel. So moved."

Councilman Wooten: "And seconded."

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

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

Resolution #172

Councilman Wooten: "Awards bid for diesel fuel. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #173

Councilwoman Blass: "Awards bid for fertilizer and lawn chemicals. So moved."

Councilman Wooten: "Seconded."

Supervisor Cardinale: "Moved and seconded. Yes, vote. Vote and then vote yes. We're not going to vote no or else we're not going to pass this."

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

Resolution #174

Councilman Wooten: "Authorizes the town supervisor to execute change order No. 2 for the Youngs Avenue capping and closure project. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #175

Councilwoman Blass: "Authorizes the town clerk to post and publish a notice to bidders for the annual materials and asphalt procurement contract. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #176

Councilman Wooten: "Awards bid construction of Plant No. 15 contract G - general and mechanical construction Riverhead water district. Awards it to Benson Contracting. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #177

Councilwoman Blass: "This rejects-- oh, 177. Oh, I skipped. I'm sorry."

Installs water mains and appurtenances Extension No. 85 - Mastro Realty Riverhead water district. So moved."

Councilman Wooten: "And seconded."

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

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

Resolution #178

Councilman Wooten: "178 rejects bid for Wading River beach sun shelter and pre-engineered restroom and authorizes town clerk to republish and repost notice to bidders for Wading River beach renovations. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #179

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Councilwoman Blass: "Authorization to publish advertisement for rain garden plants for the town of Riverhead. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #180

Councilman Wooten: "Extends the site plan approval of the Zenith Building. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #181

(Some inaudible discussion)

Councilwoman Blass: "Authorizes legal action against the owners, tenants, occupants and mortgagee of the property located at 1543 Osborne Avenue, Riverhead, New York. So moved."

Councilman Wooten: "And I'll second."

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

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

Resolution #182

Councilman Wooten: "182 authorizes the supervisor to execute an agreement with Barist Elevator Company, Inc. to provide elevator maintenance service at the Riverhead town George Young Community Center. So moved."

Councilwoman Blass: "And seconded."

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

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

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Resolution #183

Councilwoman Blass: "This adopts a local law amending Chapter 101 entitled vehicles and traffic of the Riverhead town code. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #184

Councilman Wooten: "Grants special use permit of New York SMSA Limited Partnership d/b/a Verizon Wireless Wading River Commons. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #185

Councilwoman Blass: "Motion to pay bills."

Councilman Wooten: "Seconded."

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

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

Resolution #186

Councilwoman Blass: "Authorizes legal action against the owners, tenants, occupants and mortgagee of the property located at 21 Cross Road, Wading River, New York. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #187

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Councilman Wooten: "Extends the bid contract for heating fuel. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #125

Supervisor Cardinale: "This is the tabled resolution, 125. Would somebody offer that and second, please."

Councilman Wooten: "Do you want me to un-table?"

Supervisor Cardinale: "Yes."

Councilwoman Blass: "I'll un-table. I make a motion to un-table Resolution #125 residential emergency home repair fund budget adoption. So moved."

Councilman Wooten: "And I'll second."

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

The Vote: "Wooten, yes, to un-table; Blass, yes; Cardinale, yes. Resolution is un-tabled."

Supervisor Cardinale: "Somebody move to vote, please."

Councilman Wooten: "All right. I move Resolution #125 residential emergency home repair fund budget adoption. So moved."

Councilwoman Blass: "And seconded."

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

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

Supervisor Cardinale: "Okay, that concludes, does it not, our resolution review."

We'd like to take general comment on something hopefully within our purview from anybody that would like to make it. Yes, sir."

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Richard Duva: "My name is Richard Duva. I live in the Village Green Estates. A short time ago a road was made from Riley Avenue School into Village Green Estates which is named Donna Drive. The road was opened and then a short time later after the houses were starting to be built, the road was barricaded closed with concrete dividers.

I don't know what objections people had to having traffic from that development come through Village Green Estates but what it did do by barricading that road, it caused the fire department a 10 minute delay to drive around Riley Avenue to Edwards Avenue up to Village Green Estates to a fire call or down to Sound Avenue on Twomey to Edwards Avenue to Village Green Estates.

I see no reasoning for those concrete barricades to be left there. That's an access road. It was named by the town Donna Drive and then barricaded closed. It's right across from the school- "

Councilman Wooten: "I know where it is. I just don't know why- "

Supervisor Cardinale: "Would you come up, Rick, please. This was a- this roadway was a function as I recall of a planning board action but I don't- I'd like some explanation of- I know it was controversial that it was going to be done but it was going to be done as part of a subdivision as I recall and can you tell me why it is barricaded at this time."

Rick Hanley: "Yeah. The planning board as you said, Phil, wanted the connection between the new division and Donna Drive which map they approved. Those roads are being cut and improved today. I do not believe they are anywhere near dedication yet.

I think the barricade was put up by the owner or the sub-divider until such time as the houses are constructed and he desires to dedicate the highway.

That's my understanding. Mr. Gordiello (phonetic) has been to the site. This is a complaint we received I guess about six months ago."

Supervisor Cardinale: "Right, I remember. So just so the gentleman understands. That is going to be at the conclusion of the improvements in that subdivision a public road."

Rick Hanley: "Yes."

Supervisor Cardinale: "That was a determination made by the planning board- "

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Rick Hanley: "Correct."

Supervisor Cardinale: "-- and there was argument in both directions. They made that decision. However, those roads remain private during the pendency of the improvement bond until they're dedicated. Now how much-- do you happen to know how much time is left on that improvement bond?"

Rick Hanley: "Those are typically a two year bond."

Supervisor Cardinale: "And how long ago was-- "

Rick Hanley: "Probably towards the summer. I don't know how far the roads-- "

Supervisor Cardinale: "So some time at the end of this year we might be at that point?"

Rick Hanley: "Right. What I could do is talk to Gordiello and do an inspection and see how far they've gotten with the roadway construction. I don't think the second-- the wearing course is on yet and I believe the owner barricaded the highway for liability issues."

Supervisor Cardinale: "Okay. So you understand what we're saying? It will be a public cut through, a public road. It will not be a public road until it is dedicated. It is generally dedicated after two years which will be at the end of this year.

However, if they're not finished they-- it is not uncommon for them to ask for an extra year to complete the road before it is dedicated and becomes public. That's the problem at the moment."

Richard Duva: "Okay. But my feeling is the town should push them to complete because first of all there are people living in those houses, all right. Those houses are being taxed on a farm basis. The taxes are being on a farm basis."

Supervisor Cardinale: "Right. Right."

Richard Duva: "As far as the people living there, they don't consider-- they don't care if those roads were never turned over because their taxes are dirt cheap."

Supervisor Cardinale: "Well, let me explain that to you. The-- you do get a break when you build a new house because taxable status date is March 1st. Okay. So if your house is not anywhere on the ground on March 1st and it's built by July 1st, you don't pay tax from July 1st you're paying on a lot to November 30th of the

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following year. It's a year and a half almost. Okay. That's just the way the system works.

But that has nothing to do with the roads. The roads become public at the point that the bond is either, you know, they're completed and the road is dedicated or we pull the bond and complete the road.

So what you would probably want to do is speak to Rick Hanley and then what I think he's saying is when it comes up at the end of this year, if he doesn't finish these roads quickly, the public is asking that the town finish them quickly to make that connection. Because this guy could wait another year or two to finish the road and he wants the road open.

So the planning board is going to have to make a decision whether to allow an extension of that bond sometime at the end- by the end of this year.

If you find out from Mr. Hanley, the planning board department head, you should be at that planning board hearing and tell him you don't want that to happen, an extension."

Richard Duva: "The reason I'm bringing this to the attention of the town board is because we did have a fire in the community on Christmas Eve. As a matter of fact, my neighbor that's here with me, it happened between our homes and we spoke to the firemen and they said they could have been there 10 minutes sooner, 15 minutes sooner had that road been open."

Supervisor Cardinale: "Yeah. And I believe that's accurate. I'm wondering if an accommodation for emergency such as that could be made even before the road is completed and I'll ask Rick to explore that."

Richard Duva: "All right. The second thing I'd like to bring to the attention of the town is Edwards Avenue. Edwards Avenue from Sound Avenue to the Long Island Expressway a few years back was made an access road to the expressway.

In making that an access road to the expressway, the road is destroyed today. If you check with your highway department, you'll see how many patches they've been trying to put in that road because of the heavy traffic, trucks, trailers, everything using that farm road as an access road to the expressway.

In addition to that, it's an access road for all of New York City to Long Island to get to the expressway and has become a garbage dump. Both sides of the road has garbage constantly.

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When the landscaping division from the highway department comes to cut the grass that's bordering the road, the garbage gets cut at the same time. The place is horrendous. We need signs, littering signs with fines posted on the signs so people don't drive by and laugh at them and occasionally have the police department patrol that road.

The road has become a garbage dump. It's blown into the community. I feel it shouldn't be. Something has to be done with it.

Now it was just brought to the attention of us that the Hampton Jitney wants to build a terminal. I have no objection to that."

Councilman Wooten: "That's on the other side."

Richard Duva: "Which- absolutely. I have no objection to that. But it's going to mean more traffic on Edwards Avenue coming from Orient Point, down Sound, onto Edwards to access the terminal and to access the expressway. Okay. So something has to be done as far as the repaving on Edwards Avenue. It's totally destroyed."

Councilman Wooten: "I believe at the last work session that we had- I know Edwards Avenue that was slated as well as a couple roads in Manorville."

Supervisor Cardinale: "There's another nuance there which I will check. Edwards Avenue in part is a county road. Do you remember what part? I think a portion of Edwards Avenue- I believe that the part to this town is up to 25A and of all things the part north is not and they were trying to switch it with us a few years ago. You know, they take the place closer to the expressway.

But part of that road, either north or south of 25A, is county which also complicates things because they've got to maintain their road. But we will look into that because we are well aware that Edwards is well traveled."

Richard Duva: "Is it the county that's doing the grass cutting there, too, or is it the town?"

Councilman Wooten: "No. I think the county portion is even further down. I think it's down near the tracks actually, near Mill Road."

Supervisor Cardinale: "Further north you mean? I'll check it. But part of the road is, in fact, a county road, part of Edwards. But I'll find out what."

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I'm not saying that makes it impossible, just complicates it because the road's maintenance is shared between two governmental entities. But that doesn't mean that we both shouldn't do our job."

Richard Duva: "Thank you."

Supervisor Cardinale: "Thank you. Thanks very much for coming in. Anybody else have a comment? If you do, please come forth."

Charlie Won: "My name is Charlie Won (phonetic). I live in Village Green development, the same as- I just spoke to the man back there about Donna Drive."

Supervisor Cardinale: "Yes."

Charlie Won: "It is paved. It has curbing. Originally Village Green development had the right of way, that was the exit that was supposed to go straight through and that barricade is useless."

Now I had a slight heart attack and I had to get to the hospital. Now you know how easy it is to go from Village Green straight through Donna Avenue, just like he said. There's no reason. There's people living on that new section. That barricade should be open."

Supervisor Cardinale: "Again, the portion that is private, we can't demand that it be open but we certainly could request it. Would you come up, Rick, please."

This did come up a few months ago. Why was it- do you recall the discussion at the time- why couldn't it be available at the good will of the private owner?"

Rick Hanley: "I can't recall, Phil. I'll talk to Vinny about it and find out."

Supervisor Cardinale: "Could you look at that? Certainly for emergencies, what's the big deal?"

Councilman Wooten: "That subdivision just got put in- just started to get put in last year, right?"

Rick Hanley: "Right. Yes."

Councilman Wooten: "Now how long has Donna Drive been there? It's been there for like seven years, right? Eight years?"

Rick Hanley: "The old Donna Drive from Village Green? About fifteen years, something like that."

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Councilman Wooten: "All right. So this is just a new access- "

Rick Hanley: "Extension- what I told the gentleman I would do is check with Vinny and see how far along they are on the highway. Legally the highway superintendent accepts the dedication."

Councilman Wooten: "I know it was open at one point and then they closed it because they weren't using it at one time."

Rick Hanley: "It was open and then they put the barrier up."

Councilman Wooten: "Okay."

Rick Hanley: "What complicates this affair is that there are significant improvements that have to be made by the developer at the corner of Riley and Donna Drive, the new corner there. Very, very sophisticated tripping mechanisms. So we can't accept that highway until all those improvements have been made. So that's just something the board should be aware of."

Supervisor Cardinale: "All right."

Rick Hanley: "But we'll see what we can do to get it opened up."

Supervisor Cardinale: "Thank you for bringing it to our attention and I'll make sure that we discuss it with the planning board."

Rick Hanley: "It's possible, Phil, that the reason why the owner decided to close the road was because of the traffic that was entering that intersection without any intersection control devices. It's a dangerous situation as well."

Supervisor Cardinale: "Right."

Rick Hanley: "But I'll look into it."

Supervisor Cardinale: "Thank you. Any other comments?"

Charlie Won: "One other thing. You had brought up about the Jitney. You were right about, I think, on that 25 north of that restaurant right on 25- "

Supervisor Cardinale: "Crossroads, yeah."

Charlie Won: "Crossroads goes over to where the railroad tracks are- there's a lot of construction going on there, right. Yeah. Now, not this snowstorm but two snowstorms ago I bought four

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brand new tires on my travelall. It cost me six hundred and something dollars. I came through and I had to call AAA to help me out, a spike went right through. Now, I went to the- I'm trying to think of the name of the construction company, their shanty is right by the railroad there. I went to them and I brought them the tire. I said there's a spike going right through. He couldn't fix it. He says it's not our headache, it's Riverhead's headache. They're supposed to maintain the road."

Supervisor Cardinale: "Right."

Charlie Won: "So I said why would- it's a metal spike from their piping where they're cutting."

Supervisor Cardinale: "Yeah. Yeah. We're supposed to sweep the road for them when they drop their pipes. Yeah."

Charlie Won: "And I sent them the letter. Their office sent me back a letter saying no, you better go to Riverhead and let them pay for it."

Supervisor Cardinale: "Yeah- "

Charlie Won: "Now I'd like a little advice of what you think I should do."

Supervisor Cardinale: "I - where did it occur? At the tracks on Edwards?"

Charlie Won: "Right where the tracks are, you make the right turn where you- "

Councilman Wooten: "I believe that is the county. That may be county."

Supervisor Cardinale: "The first thing that I should tell you is that we've got to figure out whose road it is. I'll get you that information if you just call Trina in my office tomorrow, I'll get that answer."

Charlie Won: "All right."

Supervisor Cardinale: "Whoever's it is you'll make claim against them and they won't pay it. They'll tell you that they have to have written notice. So I would say that you have the- what is it- the unenviable option of arguing with the county or town who have the upper hand under the law or arguing with LIPA or the contractor. So I'd go with the contractor because they're probably less formidable."

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And, also, it was their equipment that was on the road that caused your problem."

Charlie Won: "Right."

Supervisor Cardinale: "So they can't just drop stuff in the road and blame it on the road maintainer. Okay? Anybody else have any other comment? Thank you very much for your observations. Come on up, Marty."

Martin Sendlewski: "Hi, Martin Sendlewski, Calverton. I was hoping I could get a chance to come into one of the work sessions. I know the town's been considering a lot of, you know, code revisions in the future. There's one that's sort of become pressing and I'll just give you a brief.

I'd like to come to the work session but it has to do with the village center zone. They have parking standards in the village center zone. The village center is allowed 100% impervious surface but yet they have setback requirements for the parking that really don't make sense and they also have a thing about requiring gravel for parking.

What happens is if you want to pave your parking lot which most offices do, you have to go for a variance. If you comply with the code and do gravel, you still have got to have a paved handicapped stall, you've got to go for a variance."

Supervisor Cardinale: "Are you doing the vodka people. Is that- "

Martin Sendlewski: "No. No."

Supervisor Cardinale: "I just- on the potato vodka guys, they have the same issue, that the code calls for pavement, you know, they want to put a parking lot in. The code calls for pavement but good practices call for non-pervious surfaces. And our code is actually working against our intent. And I guess you have a similar situation."

Martin Sendlewski: "Correct. And more importantly this one project that we have, it says that the parking has to be back 15 feet from the road which I guess makes sense. I mean in that zone I don't think it does, but I understand the argument. But it also says it has to be back five feet from the front of the building. Most of the buildings in village center are existing so if you want to convert them, it's- to put the parking that far back doesn't make any sense at all.

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And I have that on a job right now where we have the approval; we'd like to amend the site plan to leave the parking where it is just because it makes no sense. It's a real easy fix and I mean I'll put some notes together for you."

Supervisor Cardinale: "Yeah. Even if you could put it in a few paragraphs, we're going to be at work session Thursday. We can pick it up then. Because if we agree, then we can simply say to our counsel's office, draft the alteration to the statute for public hearing."

Councilwoman Blass: "Marty, with respect to your first point, that's already been discussed and considered and Ann Marie is drafting that legislation. I don't believe it includes that second point that you brought up, but we'll talk about it."

Martin Sendlewski: "Yeah, I think in the village center, it almost seems like that whole parking standard thing, shouldn't even be in that zone because that's more for like- it almost seems like a rural corridor in some of the other zones.

But for village center where you're allowed 100% impervious, to have that whole parking- I think the whole thing shouldn't belong in that particular zoning designation."

Supervisor Cardinale: "All right. So if you give us something in writing on that maybe Thursday- "

Martin Sendlewski: "Sure."

Supervisor Cardinale: "-- if you're going to be here anyway or whoever is.

If there's nothing further, we will go back and get some work done between now and five. We'll see you on Thursday at work session which starts at 9:30 because I have to go to a supervisor association meeting at 12. Thanks."

Meeting adjourned: 3:25 p.m.