

7/21/2009 minutes

Minutes of a Town of Riverhead Board meeting held by the town board of the Town of Riverhead at Riverhead Town Hall, Howell Avenue, Riverhead, New York on Tuesday, July 21, 2009 at 7:00 p.m.

**PRESENT:**

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

**ALSO PRESENT:**

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

Supervisor Cardinale: "Ready? Okay. Good evening. We are gathered here to— July 21<sup>st</sup> meeting of the town board and we'd like to begin with the Pledge of Allegiance and which Mitch will lead us because he's in the first row."

(The Pledge of Allegiance was recited led by Mitch Freedman.)

Supervisor Cardinale: "We have two honors and recognitions we'd like to bestow to begin the meeting and is Rev. Baxter here? Maybe we'll go down to the table and we'll start with you."

We're going to start— with the two individuals (inaudible) we'd like to honor (inaudible) and you have to be somewhere (inaudible).

Right, well because you are. That's all right because we have a dual purpose here. One is to honor Led for his service to the anti bias task force as a board because he'll be leaving it we are saddened to learn because of the press of his responsibilities to the Steeple Church, right— Old Steeple Church and some other commitments he's made.

But you've been on that committee for many years and you've served it well and we thought that honoring him in the time that he is leaving it and there are members here, I think Louise and who else on the committee is here? Come on up, those of you who are here because you're going to say goodbye to Led, and we're also going to make a remark upon what the committee's done because I don't think we've paid attention to it over the years.

They function on their own and they function well and we can also— I know that we need one other member now that you're leaving, and we will make a pitch for its continued efforts and its renewal at the same time as we honor an outgoing member.

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The anti bias task force, its mission statement is to develop and implement ways to prevent and combat racism, to diffuse its destructive effects and to seek ways to bring people together in order that all might benefit from the diversity that the town has to offer.

Its members, at least as of the posting of this were Marilyn Banks-Winter, Kathleen Berezny, Gwen Branch, April Gray, Cynthia Richardson, Ann Rodriguez, Sister Margaret Smyth, and Louise Wilkinson. And Louise and Kathy and Led are here today, and Chief Hegermiller is a liaison from the town board. John Dunleavy is a liaison and they keep us informed as to the work of the committee that meets once a month and has done so over the last years.

And it's been very helpful in a lot of situations and it's done some very good things.

When a crisis hits they have instant credibility on the issue and they have been helpful in a couple of crisis situations which I won't mention because I hope we've all forgotten them by now but they occur periodically.

They have also— in the where we've been section that Led was nice enough to complete over the last three years done a lot to help the town.

They have held a number of educational programs to prevent and combat ignorance and racism. Typically they've drawn over 50 to several hundred people. Theresa Dross and students of Council for Unity, that was one program. Bob Zelner (phonetic), civil rights activist, ran another with them. Sgt. Reed (phonetic), Suffolk County Hate crimes, ran another. Louise Valenzuela (phonetic) and panel discussed immigration issues.

They have worked with the executive director of Long Island Housing Service about fair housing, trained people to be alert to and to stop discrimination in housing and renting.

They've addressed the issue of fair fee scale for all youth in town parks and made the board aware of some injustices which have been corrected.

They have met and learned from the affirmative action officer in Southampton about diversity inclusiveness in town government and have suggested that such person will be desirable here when we have some money.

We have worked with— they have worked with Southampton to hold a diversity gathering every year at the Red Creek park, encouraged

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and coordinated participation in the racism program, and have worked hard on an intake questionnaire to use when a bias complaint is received so that people feel that their complaint is being processed fairly and taken seriously.

And they have a presence on our website and we hope will have a greater one.

So we wanted to bring to the attention of the public what this anti bias task force does every day of the year for the town, thank Led for his service and as a board acknowledge your years of service to the anti bias task force and your dedication to the residents of the town helping to make Riverhead a better place to live and work.

So I'd like to present you with this, Led. I'd like to give you an opportunity to say a few words about the anti bias task force or life in general, and then you have to shake hands with those guys over there and then you can get out of here.

Okay, so here you go."

Led Baxter: "Let's see. Unaccustomed as I am to public speaking as a preacher, well, I am deeply honored— yeah, that's good.

I am deeply honored and appreciate this recognition. I'm a little embarrassed because you know I guess you get recognition when you quit but the people who are staying are the heroes, I think. And I'm not really quitting. I'm not going very far.

I love Riverhead. I'm going to be very involved in the community and just cover some of the same issues from a different vantage point.

I'm currently president of the Riverhead Clergy Council and of our Suffolk Association of the United Church of Christ, or moderator of that, and trying to keep things going at Old Steeple Church.

So that's enough for me right now. I need to let something go and I think this group is at a little point or reorganizing and there's a real opportunity for other folks to step up and get involved.

Have we eliminated bias and injustice and prejudice from Riverhead? I think we've chipped away at it a little bit but it's obviously very much a reality.

If you look at some serious stuff that's happened like the murder of Marcello Lucero in Patchogue, an extremely disturbing and

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other incidents around Long Island that say that, you know, there's a lot of work to be done.

We've touched on some things. I think the group as we've talked recently and throughout this time has seen itself that perhaps contributing the most in terms of education and prevention. It's there for crisis intervention when that happens.

But there could be a lot done to enrich kind of the culture and the outlook of all of us to help us to be a more bias free community. I hope the group will continue to carry out that mission and some other folks will get interested in it.

It's a real privilege. I don't want to sound a little like Tom Sawyer I guess but it really has been a joy. It's just you can't do everything all at once. So I need to shift my priorities a bit.

But I hope others will step in.

So, thank you folks. Thank you, Phil, and thank you my colleagues for (inaudible)."

Supervisor Cardinale: "Thank you. And before you go, I don't know if- Tim Gannon our local press representative, is either taking a picture of your stomach with that camera of he's going to get up and take a picture of- Led, don't go yet, you've got to stay. Because I'm going to shame him into taking a picture because he's got the camera, he's sitting there with it, and I will- so this is the our outgoing and our serving members that are here tonight. Thank you, you are a master of photography as well as journalism.

Led, thank you for being here. And thank you to John Dunleavy who is our liaison.

Thanks, Led, thank you to the members.

We have another task tonight to honor individuals in a very special program at the school that was brought to our attention by Lori Downs (phonetic), so Lori, come on up.

And I'd also like to have come up those participants who are here in this program, Nancy Carney, Deputy Superintendent; Charles Reagan, Assistant Principal Riverhead High School; Dr. Lois Etzel, Director of Science K-12; John Barona, teacher in this program; and Lori Downs who brought it to our attention because she's over there making trouble at the school all the time. Right?

But most especially- the name of the program is the Boundless- I've got to find the text because I was reading about it just a moment ago- living- Boundless Environments, right?

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And I know what it does and I could tell you but I would be reading because I just learned and I think- I know Nancy is the Deputy Superintendent so she probably has oversight. Charles is the Assistant Principal so- -but who knows the program and would like to explain to the public what it's all about?

Nancy? Nancy, come on up. This is an interesting program and we're here tonight to honor 25- 22 students who have participated in it and because it's an extraordinary program and brought to our attention, Trina, my assistant, prepared and I'm supposed to give out on behalf of the town board an acknowledgment to each of them in recognition of their roles and accomplishments in the Boundless Environments program which is designed to provide teacher support and to give students a real world perspective and spark student interest in science.

So tell us about it before I call the kids up."

Nancy Carney: "This program is a joint effort between the Motorola foundation, the innovation generation program, and the Long Island Science Center and we had the privilege of working with John's class from the Riverhead School District and they surpassed all our visions for where the program would go.

Each school that participated were supposed to try and come up with an environmental issue in their community and discover ways that they could possibly do something about it. And these students came up with not one program but two different things that they addressed.

One of them was computer e-waste and the other thing is the drains that are taking all the water from the streets and everything that's in the streets out to the Sound and polluting it. So they- storm water runoff program.

So they went around and marked all the drains in the district and they also did some little workshops for some of the students in those schools. So they did a terrific job."

Supervisor Cardinale: "That's great. That's a good description, a lot quicker than I would have given and I think that- I read that on June 3<sup>rd</sup> the students presented their projects and their video clips and the results for each project to the Motorola Corporation during a special luncheon and I'm sure they were as impressed as I was on hearing it and seeing it.

So now for the students who are here and who we'd like to present this acknowledgment to and thank them for their efforts. As soon as I find the right page which I had a second ago. Here it is, it's the last page.

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We'll see who's here. Eric Adelman, are you here? Come on up, Eric. Eric Adelman is one of the students participating.

John Dunleavy is going to help me to get these awarded and we thank you. So I'll shake your hand, he'll give you the award and we thank you for what you've done for the community.

The order in which they are, yeah, that's okay, a good idea, John. He says maybe I shouldn't do it alphabetically because these aren't alphabetical. Good move. That's why we pay him the big bucks.

Devin Clemons. Okay, Eric, thank you. And, Devin I'm going to give to this lovely young lady.

Edna Velasquez, and I'm going to give it to a- what do they call that, a responsible adult. Do you qualify? Yes, okay.

Christopher Thompsen. Christopher, thank you. Thanks for your efforts and you've got to shake John's hand. He's kind of like part of the burden.

Brandon Silverman. Brandon, thank you. Appreciate what you've done for us. Thank you. Stick around because we may actually get this guy to take another picture if we can wake him up.

John Mazzucca. John, thank you. You've got to smile. Smile for your Mom. Oh good, good. Right over there. Smile. Come on up, I want to get this picture. Thank you.

Peter Thompsen. That's for you and thank you. Thank you. There he goes. Thank you.

Terrence Pertillar. Thank you, Terrence. For you.

Victor Martinez. That's for- did we spell that right or did she get that wrong? She got it right. Is there an "r". All right. We'll fix that. We're good at this.

Mark Fremont. Mark, thank you for your help to the town. Nice to see you.

Tanesha Clinton. A responsible adult. Here you go.

Eric Cifuentes Garcia.

Elia Barrios. Thank you for your efforts. Thanks a lot.

Fernando Aponte. And thank you.

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Malcolm Cater. Malcolm, thank you.

Israr Chaudhry. Okay. She's going to get that one.

Quentin Henderson.

Charles Murphy. Thank you.

Milo Perez. Okay.

Mary Starek.

Edward Greenwood. Thank you, Edward.

And the last but not least William Gembenski. Thank you. For you.

Now, I do thank you and all the teachers and all the people associated with this and this is a grant program, too. So not only do we get all this good work done but we didn't have to pay any money here. This is really good. These are the kind of programs that I love because they're grant funded."

(Inaudible comment)

Supervisor Cardinale: "We need a storm water management officer. So if any of you when you finish school are interested, please come back and talk to us because the state and the federal government now insist that we not dump water, storm water, into the sound and bays and that we stop its flow and clean it up before it goes back. So we need your help. Thank you.

Okay.

Now a part of- does anyone back there want to say anything about this program before I let these youngsters- would you? Good."

Unidentified: "We at the Riverhead High School would like to thank for this opportunity."

Supervisor Cardinale: "Well stated and thank you. It was an opportunity and we thank the teachers for bringing it to you and we thank you for picking up the ball and running with it to help the community. So thank you again and now your last task is to shake those people's hands. They are your town board for better or worse.

Okay. Thank you very much and now we have to get to work. That was fun, this is also fun as Barbara says.

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We'd like to approve the minutes of the July 7<sup>th</sup> board meeting and the special town board meeting of July 9<sup>th</sup>. Can we have someone offer them?"

Councilman Dunleavy: "I'd like to move the minutes of July 7th and a special board meeting of July 9th. 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 minutes are approved."

Supervisor Cardinale: "We would like you to tell us about please the applications, correspondence, town hall reports and public hearings."

Diane Wilhelm: "Can everybody hear me on here? All right. Not that much this week."

**REPORTS:**

Building Department	statement of monies received May, 2009 - \$84,952.00 June, 2009 - \$58,156.50
Sewer District	Discharge monitoring report, June 2009
Riverhead Police Dept.	Monthly report for June, 2009

**CORRESPONDENCE:**

Brenda Prusinowski	Letter re commemorative namings/ petition
Robert K. Kozakiewicz, Esq.	letter regarding special permit petition of Sandy and John Reeve

Diane Wilhelm: "And as a reminder, the next town board meeting will be August 4<sup>th</sup> at 2:00 p.m. here at town hall.

And that is it."

Supervisor Cardinale: "Well, thank you. I was- I want to point out and then Jim was mentioning to me that it would be a good idea to make it- indicate to the public when you look at building department, for example, that monies received in May 84 and June 58, it sounds like a lot of money.

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But you've got to look at it in the context of like the church when they say, you know, they need so much and you fell 500 short or 500 too much in a given week. We are budgeted for \$100,000 a month in the building department. So we missed by 14 in May and missed by 42 in June. That's what you call deficit building because of the economy."

Public hearing opened: 7:30 p.m.

Supervisor Cardinale: "We have only one public hearing today and that actually is a re-hearing of something we once heard before and it is to commence at 7:05. It is 7:30, so we can open it. It is for the consideration of a proposed local law increasing the term of office of town supervisor from two years to four years, creating Chapter 10B term of office of town supervisor of the town code.

Would you like to comment, Matt? Go ahead."

Matt Hattoff: "Matt Hattoff. How about now? Matt Hattoff.

This is like a broken record. This is like the third time it's come up this year. I don't think it should be a four year term. I would urge the other board members should this come up for a resolution to vote no.

I've said all along, if you're a good supervisor, you don't have to worry about getting re-elected. The taxpayers will put you there.

If you weren't to fare so well at the next election and should you lose, would you support this resolution the first week in December?

I don't think this is a good idea. It changes the dynamics of the town and it would take far too long for the taxpayers to be able to change the dynamics of the town if that we to go to a four year term. Thank you."

Supervisor Cardinale: "Thank you."

Jodi Giglio: "Hi. Jodi Giglio and I am also against the four year term for the supervisor. I believe that this has gone for a referendum three times and it has been turned down by the taxpayers three times.

I believe that the town board voted on this approximately a month ago and decided that they did not want to put it on the referendum and it was voted no to put it on the referendum about a month ago. And I believe now we're creating another public hearing

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to have another resolution come forth and I just— I don't understand why it keeps coming up. Perhaps you can tell me.

I agree with Matt. I believe that a supervisor should be campaigning from the day they get into office by making good decisions and by seeing results— positive results throughout the town and that it should not be a four year term.

I think that most of the supervisors in the town of Riverhead have had the opportunity. The taxpayers realize that you can't get a lot accomplished in two years and have afforded the supervisor four years in office and I believe that a two year term is the best thing."

Supervisor Cardinale: "Thank you. To make people clear on what is occurring, there's a public hearing to consider a change in law which the majority of the board has to consider by separate vote after the public hearing.

Even if the board were of a mind to make the term four years as it is with the council members and as it is with five other positions in the Suffolk County Supervisors, that would not be effective unless 50.1% of the voters agreed at the polls.

So what this is about is whether or not it would be on the— given— whether or not the electorate will be given the opportunity to vote and this is the first step, to have a hearing. Then the board considers passage of a local law. Even if it passes, it is not effective unless the public agrees in November and 48% agreed last time, not 50.1, and the board will consider that and consider the reasoning behind the pros and cons.

Newspapers have editorialized. Some have said very clearly that this is a good idea for a series of reasons which I won't bore you with at this time because it's not necessarily appropriate unless someone else wishes to mention them.

But nothing is going to happen unless the public makes it happen by a supportive referendum."

Jodi Giglio: "Okay. So you said last time it was 48%. What was it the time before that, do you know?"

Supervisor Cardinale: "I think it was 45 or 46."

Jodi Giglio: "And the time before that?"

Supervisor Cardinale: "That was it, the two that I'm aware of."

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Jodi Giglio: "Okay, so this is the third time that it's going for a referendum."

Supervisor Cardinale: "Yes."

Jodi Giglio: "Okay. And I believe that- "

Supervisor Cardinale: "Well, it may have been years ago, but not recently."

Jodi Giglio: "I believe that the supervisor's term is much different than the town council term because the supervisor is carrying out the day to day business of the town and the council people are knowledgeable on the issues and they come in and they vote on the issues but it's the supervisor that is making the decisions, the majority of the decisions."

Supervisor Cardinale: "Which is accurate and which is ironically the reason that most executive positions, administrative positions that make executive decisions, are the four year positions and the legislative positions akin to the council are generally two years as county legislator, assembly, state senate, congress.

All of the legislative positions tend to be two whereas the executive, governor, county executive, tend to be four for a number of good reasons including the continuity of the office, focus of the administrator, opportunity for long term planning, not having to campaign constantly and- so there are reasons and arguments in every direction but nobody is going to win the argument except if 50.1% of the people are convinced."

Jodi Giglio: "Okay. And then when would this four year term take effect? Would that be January 1<sup>st</sup> of 2010 or would that be- when would it be effective? Immediately?"

Supervisor Cardinale: "It would be effective for whoever is elected in November."

Jodi Giglio: "Okay. Thank you."

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

Councilman Dunleavy: "Can I make a comment?"

Supervisor Cardinale: "Yes, sir."

Councilman Dunleavy: "I just- I'm against this because the supervisor is doing a good job. Every two years that the people of Riverhead do not like what the town board is doing, they can change the majority of the town board. There's always two members up for a

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vote, of town board members, and the supervisor. That's three members are up for a vote every two years so if people and residents do not like what the town is doing, they can always change the majority every two years.

We've had supervisors that ran 18 years because they were doing a good job. If you're doing a good job, you will get re-elected again. People that don't do so well want a four year term so they know they're good for four years and really they don't really have to work the last four years like the other one does.

So I'm against it and I think two years is enough for a supervisor."

Supervisor Cardinale: "Thank you, John. Any other comments? If not, we're going to leave it open for 10 days for written comment if anybody wishes to make it and close the hearing at this time for verbal comment.

Send any comments to the town clerk not later than 4:30 on Friday, the I guess it would be July 31<sup>st</sup>."

Public hearing closed: 7:38 p.m.  
Left open for 10 days for written  
comment until July 31, 2009 at  
4:30 p.m.

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Supervisor Cardinale: "That does it for the hearings but we do have a number of resolutions that we have to consider, as a matter of fact we had a special meeting between the last meeting and this meeting but we'd like to-- Sal is going to help us out with our typos and proof reading so, Sal, what would you like to look at?"

Sal Mastropaolo: "Resolution 714."

Supervisor Cardinale: "Yes."

Sal Mastropaolo: "The definition of structure is so confusing. I can't even understand what you're trying to get across. And I think if you publish it the way it is, nobody is going to understand-- you may not even get any comments because it's so confusing. I suggest you re-write that."

Supervisor Cardinale: "Barbara worked-- I know-- did you work on this?"

Councilwoman Blass: "Well, it went through code revision but this came directly out of the town attorney's office."

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Supervisor Cardinale: "Okay. This is what we're- whatever it was, we're trying to say a structure is a combination of materials other than a building (inaudible) construction for use, occupancy, or ornamentation whether installed on, above or below the surface of land or water."

Councilman Dunleavy: "Can I say something? We tried to capture bulkheading as structures because if you read the old definition of structure, it was a building. And basically that was it. But there's other- we can't get waters dredged because bulkheading is deteriorating and the county won't come in and dredge because they're afraid the bulkheading is going to fall down.

So we're changing- we wanted to change the definition of structure to include bulkheading and other things that are not buildings, that are not structures as far as buildings are concerned.

So that's why the town attorney wrote this in this fashion."

Councilwoman Blass: "Excavations preliminary to foundations that were left unattended, we have the ability to go in there- "

Sal Mastropaolo: "Let me ask you a question. Is a duck blind a structure?"

Councilman Wooten: "The boat."

Sal Mastropaolo: "I mean, you read this, it's really hard to understand what you're trying to get across, okay, and I don't think you're going to get any worthwhile comments if you can't understand what the objective is."

Councilman Dunleavy: "If it's less than 50 square feet, it's not a structure."

Sal Mastropaolo: "And if it's more? It's on top of the water, okay."

Councilman Dunleavy: "That's for the attorneys to figure out."

Supervisor Cardinale: "I actually- independent of your comment, read this and thought the same thing.

This will not be advertised until Monday of next week, put in for advertising, but I guess if we pass it we're stuck. If we make changes later, what happens? If we make changes at work session on Thursday."

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(Inaudible comment)

Supervisor Cardinale: "Yeah. My point is we should— the language is what it is and it's pretty unclear. The only way to do it is to table it."

(Inaudible comment)

Councilwoman Blass: "Code revision meets again tomorrow if you want us to take another crack at it."

Supervisor Cardinale: "I think that might be worth a shot and then we can do it at the next time or at a special if we need to move it along."

All right, so thank you."

Sal Mastropaolo: "719. 719 has no mention made of a fee paid or waived and it should for consistency purposes."

Supervisor Cardinale: "719. Martha Clara. Why don't we put that the fee was collected and make sure that it is collected? Thank you."

Sal Mastropaolo: "Thank you."

Supervisor Cardinale: "Any other comments on the resolutions before we consider them? If not, I will ask the clerk to call the resolutions."

Do we have a CDA resolution? We have an initial resolution for the CDA which I'd like to adjourn the town board meeting at this time, 7:40."

Meeting adjourned: 7:40 p.m.

Meeting reconvened: 7:41 p.m.

Supervisor Cardinale: "We're going to resume the meeting of the town board at 7:41, let's call it."

Councilwoman Blass: "Mr. Supervisor, did you want to acknowledge that we have two resolutions coming off the floor? I don't know if they're in the packet or not."

Supervisor Cardinale: "Yes. I want to mention two other things, that there will be one— #720 should not have been on, it needs to be tabled and that will probably happen for further consideration."

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And there will be two coming off the floor, #737 and 738. 737 is the town- resolution authorizing the town on behalf of the water district to file a land division for property described at Suffolk County Tax Map 600-125-1-4.2, that is to begin the subdivision process at the Route 58 property that is known to you as the site where they do the fire department tournaments, so we can separate that from a larger piece with a view towards selling it eventually.

The second is authorizing the town clerk to publish notice of a scoping hearing on the draft environmental impact statement required of Beacon Wireless and NY SMSA d/b/a Verizon Wireless.

This is for the- is this at Wading River? Cell tower at Little Flower, getting them going on the DEIS by publishing a notice of a hearing to ask the public what they believe is important to study before we make a decision.

Okay, with that, if there's no comment, I will ask you to call these."

Resolution #703

Councilman Dunleavy: "2009 Chips reconstruction road improvement project. 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."

Resolutions #704

Councilman Wooten: "704 rescinds town board Resolution #624 re-authorization budget adoption of salt barn construction. 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 #705

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Councilwoman Blass: "This is a budget adjustment in connection with the 2009 recreation capital improvement project. 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 #706

Councilman Dunleavy: "Authorizes amendment to CDBG program. 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 #707

Councilman Wooten: "It approves a memorandum of agreement between the CSEA and 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 #708

Councilwoman Blass: "Ratifies the appointment of a recreation specialist Level I to the recreation 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 #709

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Councilman Dunleavy: "Ratifies the appointment of a call in bus driver to the Riverhead recreation department. So moved."

Councilman Wooten: "Seconded."

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

The Vote: "Wooten."

Councilman Wooten: "It's not me. Yes."

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

Resolution #710

Councilman Wooten: "Appoints a recreation specialist Level I 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 #711

Councilwoman Blass: "Authorizes the town clerk to publish and post a help wanted ad for open space/park preserve committee members. So moved."

Councilman Dunleavy: "And seconded."

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

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

Supervisor Cardinale: "Vince, could you turn the volume down a little bit because we're getting feedback? Thank you."

Diane Wilhelm: "The resolution is adopted."

Resolution #712

Councilman Dunleavy: "Appoints a member to Riverhead Industrial Development Agency, Paul Thompson. So moved."

Councilman 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 #713

Councilman Wooten: "It's a resolution in support and concurrence with the Suffolk County/Town of Riverhead empire zone (formerly economic development zone) regionally significant project application. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. I think the board members know this is not the (inaudible)."

Councilman Wooten: "No. This is just advertising- "

Supervisor Cardinale: "It is simply a regionally significant project. It's not removing acres. That's a 13.7 acre- that's 13.7 acres for a special regional- outside of the 1280 that is the economic development zone.

This is what they wanted Canon to do but they couldn't and get enough benefits and that's why we got into that discussion."

Diane Wilhelm: "Are we ready?"

Supervisor Cardinale: "Yes."

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

Resolution #714

Councilwoman Blass: "Motion to table Resolution 714."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote to table please for further consideration."

The Vote: "Wooten."

Councilman Wooten: "Yes, under one condition. That we leave it tabled until we get ready to bring it back up again. Please."

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

Resolution #715

Councilman Dunleavy: "Authorizes town clerk to publish and post a public notice to consider a local law to amend Chapter 108 of Riverhead town code entitled zoning Sec. 108-56 Signs. 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 #716

Councilman Wooten: "Authorizes the town clerk to publish and post a public notice for a local law to consider amendments to Chapter 108 of the code of the town of Riverhead entitled zoning Section 108-64.5 bed and breakfast facilities, Article XIII supplementary use regulations. 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 #717

Councilwoman Blass: "Rescinds Resolution #684 adopted at the July 7, 2009 town board meeting entitled extends bid contract for landscaping items for the town of Riverhead. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Wooten."

Councilman Wooten: "Why?"

Supervisor Cardinale: "It turns out this is-- not capable of being extended because it has to be on the original contract in order for it to be extended."

Councilman Wooten: "Yes."

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

Resolution #718

Councilman Dunleavy: "Authorize the town clerk to publish and post a public notice for a local law to consider amendments to Chapter 108 of the code of the town of Riverhead entitled zoning Section 108-3 definitions, Article I, general provisions, bed and breakfast. 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 #719

Councilman Wooten: "Approves the Chapter 90 application of Martha Clara Vineyards (beer and wine festival). 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 #720

Councilwoman Blass: "Motion to table Resolution #720."

Councilman Dunleavy: "And seconded."

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

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

Resolution #721

Councilman Dunleavy: "Authorize the town supervisor to execute sewer easement agreement. So moved."

Councilman Wooten: "Second."

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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 #722

Councilman Wooten: "It authorizes the town clerk to advertise for bids on a used 1981 Mack Model RM cab and chassis with a combination dump body or equal. 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 #723

Councilwoman Blass: "Authorizes the town clerk to advertise for bids on a John Deere Model 5525 tractor with a Cheetah 17.5" flail boom mower or equal. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Wooten."

Councilman Wooten: "Well, it has to have a Cheetah flail boom mower, too. So, yes."

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

Resolution #724

Councilman Dunleavy: "Authorize the town clerk to publish and post a public notice for a local law to consider amendments to Chapter 54 of the code of the town of Riverhead entitled unsafe buildings and collapsed structures. 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 #725

Councilman Wooten: "725 authorizes the town clerk to publish and post a public notice for a local law to consider amendments to Chapter 96 of the code of the town of Riverhead entitled trash, rubbish and refuse disposal. 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 #726

Councilwoman Blass: "Authorizes the town clerk to publish and post a public notice for a local law to consider amendments to Chapter 101 of the code of the town of Riverhead entitled vehicles and traffic. 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 #727

Councilman Dunleavy: "Authorization to publish advertisement for propane for the town of Riverhead. 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 #728

Councilman Wooten: "728, authorization to publish advertisement for heating fuel for the town of Riverhead. So moved."

Councilwoman Blass: "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 #729

Councilwoman Blass: "Authorizes the release of security of Montgomery Distributors LLC (American Service Station, Jamesport). 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 #730

Councilman Dunleavy: "Authorizes public notice of application to New York Department of State for brownfield opportunity areas funding. 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 #731

Councilman Wooten: "731 is a resolution for economic recovery projects municipal/sponsor resolution for the New York State DOT transportation enhancement alternative transportation path. 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 #732

Councilwoman Blass: "Authorizes the supervisor to execute agreement extending bid award contract. So moved."

Councilman Dunleavy: "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 #733

Councilman Dunleavy: "Amends Resolution #685 adopted at the July 7, 2009 town board meeting entitled Awards bid for snack vendors. So moved."

Councilman Wooten: "Second."

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

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

Resolution #734

Councilman Wooten: "Authorizes town clerk to publish and post a public notice for a local law to consider amendments to Chapter 108 of the code of the town of Riverhead entitled zoning Section 108-286 Uses, Article LIII, Hamlet Center (HC) zoning use district. 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 #735

Councilwoman Blass: "Adopts a local law amending Chapter 73 entitled Landmarks Preservation 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 #736

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

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Councilman Wooten: "Second."

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

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

Resolution #737

Diane Wilhelm: "Resolution 737 off the floor."

Councilman Wooten: "737 is a resolution authorizing the town on behalf of the water district to file a land division for property described as Suffolk County Tax Map No. 600-125-1-4.2. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Do you want to vote to take it off the floor?"

This is a vote to take it off the floor. Vote please."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes; Cardinale, yes. The resolution is taken off the floor."

Supervisor Cardinale: "All right. Then we have to vote."

Councilman Wooten: "737 I've got on the table now, it's off the floor. So I move resolution authorizing the town on behalf of the water district to file a land division for property described as Suffolk County Tax Map No. 600-125-1-4.2. 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 #738

Councilman Dunleavy: "I request that 738 be taken off the floor. So moved."

Supervisor Cardinale: "Second to take it off the floor."

Councilman Wooten: "Second."

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Supervisor Cardinale: "Moved and seconded. Vote to take it off the floor."

The Vote: "Wooten, yes; Dunleavy, yes; Blass, yes, Cardinale, yes. The resolution is taken off the floor."

Councilman Dunleavy: "All right. Now, authorizes the town clerk to publish notice of scoping hearing on DEIS of Beacon Wireless and New York SMSA d/b/a Verizon Wireless. 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."

Supervisor Cardinale: "Okay. That completes- "

Councilman Wooten: "Do you know when this will be? August 12<sup>th</sup>."

Supervisor Cardinale: "August 12<sup>th</sup> at 3:00. Okay."

That concludes the resolutions before us. We'd like to take public comment on any matter that the public would like to make comment on, preferably something that we have some control over. Yes?"

Sal Mastropaolo: "Sal Mastropaolo, Calverton."

Supervisor Cardinale: "Yes."

Sal Mastropaolo: "Two comments about EPCAL."

Supervisor Cardinale: "Yes."

Sal Mastropaolo: "I noticed that they opened up the road onto Route 25. Is that going to stay open?"

Supervisor Cardinale: "Yes. But that is the- by the end of- middle of September, Berman will be completed with all of the subdivision improvements we're told and that will significantly mean that there will be an entrance off 25, that is correct."

Sal Mastropaolo: "Okay. So it will stay open."

Supervisor Cardinale: "Yes."

Sal Mastropaolo: "The other comment is I noticed that there's several big piles of construction debris being accumulated in EPCAL. Does the town know about that? If you walk on 25 which I do occasionally, okay, there's big piles of what looks like broken concrete and dirt. I mean all of a sudden they cropped up."

Supervisor Cardinale: "Okay. Dawn knows something about that. I believe she's saying— correct me if I'm wrong— in order to do the road that you're talking about, they— interestingly enough you walk in— I saw by chance in the middle of a rainstorm in June when I went out there to look and talk to the engineers, they had to cut through a taxiway in order to lay the road in. And I think that that is the debris from that. It will be removed."

Sal Mastropaolo: "Okay. Thank you."

Supervisor Cardinale: "Thank you."

Patricia Holland: "Patricia Holland, Northville. Question. Can you as supervisor of the town board of Riverhead town to anything to inquire or to enforce or coerce the department of transportation to synchronize the lights on 58. It took me longer to get through 58 to the doctor's on Friday than it took me to get from Stony Brook Hospital to Riverhead because you get a red light, it would turn green, two cars would get through, red again. And it did it the whole time."

Supervisor Cardinale: "The— we've always had trouble with those lights. They've given us all sorts of excuses. Yes, to answer your question, we can act as your lobbyist with other levels of government, county, state and federal, and we do. That's what a lot of us do a lot of the time. So we can do that."

But when we ask these questions, they say the circle makes it difficult. But that's not true because they can do it up to the circle and then after the circle."

Patricia Holland: "That's right."

Supervisor Cardinale: "They— we have had discussions when they do the work commencing on Labor Day and they conclude on Memorial Day with the new Route 58, that they will be synchronized correctly but the question is will they maintain them."

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Patricia Holland: "But in the meantime, like I said, I missed my doctor's appointment. I was half an hour late because I got so stuck on 58."

Supervisor Cardinale: "I can do this and I will. Tomorrow morning I will make a contact through myself of Ken Testa to the DOT, the DPW actually it would be Bill Hillman (phonetic) of DPW as Barbara was saying, and request that they check and re-synchronize the lights."

Patricia Holland: "I appreciate that."

Supervisor Cardinale: "Now, and if they don't do it, I'll tell them I'll be very upset. And so will my constituents."

Councilman Dunleavy: "Thank you."

Supervisor Cardinale: "Yes. Any other-- yes, Jodi?"

Jodi Giglio: "Hi. I'm just wondering if the 2007 independent audit is complete yet and has the 2008 audit begun?"

Supervisor Cardinale: "As indicated in the newspaper article, the-- Bill Rothaar is back, he was away for two weeks, we expect that the 2008 audit-- the 2007 audit will be completed in mid-August and that the 2008 audit will be complete by the end of the year and we will be caught up with the usual pace."

The reason that it was delayed six months is because we have new auditors who are looking very carefully. There are no surprises. The board has-- I have been briefed on that and we'll be receiving the audit results which incidentally the-- what's on your internet right now for 2007 if you go on the town internet, is exactly the same figures you're going to find when they conclude their audit but they haven't concluded their audit yet. They will conclude by mid-August they tell me. They will then begin the '08 audit and conclude by the end of the year."

Jodi Giglio: "Okay. And the next question is how long has this ABZ company been our auditor? How long have they been doing the independent audit?"

Supervisor Cardinale: "Just-- we have used another firm for many years and ABZ was thought by the board would be a fresh look and a good idea. I know everybody concurred and we did. So this is the first year they're auditing."

Jodi Giglio: "Okay. Are you aware of the fact that the town of East Hampton who just ran into problems with their

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independent audit and also the town of Southampton which ran into problems with their independent audit just fired this company, ABZ?"

Supervisor Cardinale: "I don't believe they fired them. I believe that in each instance ABZ determined to leave. But I will tell you this which is interesting. With those two companies, 10 of the 13 towns in Suffolk and Nassau use ABZ for their annual audit and even without them eight of the 13 towns, three in Nassau and ten in Suffolk, still use ABZ.

So they are the state of the art as far as auditing is (inaudible), but I'm sure they're a little embarrassed by the whole East Hampton episode and, yes, we have discussed that with them."

Jodi Giglio: "Okay, thank you."

Supervisor Cardinale: "Thanks, Jodi. Anything further. If there is nothing further— oh, Vince, yes. Vince Tria."

Vince Tria: "Vince Tria. You know I come before— let me start with Mr. Supervisor, board members. I come before you not to complain but to commend the cooperation that I received for the Riverhead Blues and Music Festival. The police department, building and grounds, engineering with the electrical support, sanitation, I don't want to leave anybody out because I will hear about it. But they did a great job.

The volunteer firemen who were out there for the fireworks. You know, people don't appreciate. It takes almost seven months to put this little thing together, then it's over in two days. You know, it's like a good meal that takes three hours to prepare, 12 minutes to each. It's a shame, but that's the way it works.

Anyway, I really do— I really want to thank the board and the support that we got for this event."

Councilman Dunleavy: "Vince, I just want to thank you for bringing all those people to the town of Riverhead for a great blues festival. Thank you."

Councilman Wooten: "And I'll say one thing. It was a pleasure to take 20 minutes to go through Main Street. I absolutely loved it. It was good to see that many people walking down Main Street."

Supervisor Cardinale: "Yes, Kerry."

Kerry Moran: "Good evening, Kerry Moran, Northville. Mr. Supervisor, I was just wondering is there any progress with regards to the meeting that the DEC suggested to Mark Alesi (phonetic) between yourself and Suffolk County in order to control the pollution going into our sound and also my main reason for being concerned is the potholes that are being created along South Shore Road in that particular area. Anything we can do to correct it before someone gets hurt?"

Supervisor Cardinale: "The answer is the following. I have discussed the matter with Chris Kent and it's on the list of about 10 items that we're discussing.

Mark Alesi sent me a letter. I don't know if you saw a copy of that about two weeks ago saying that he would be contacting me shortly to set up a meeting date. I have not received that contact. I'm actually surprised. So I will make a commitment to call him tomorrow and say, you know, when- in fact I talked to Trina, my administrative secretary a day or two back and said would you check when is this meeting going to get set. It hasn't been set but it's been promises by Mr. Alesi. He wanted to meet with the DEC, the town and the county."

Kerry Moran: "Right."

Supervisor Cardinale: "All right. So I will check into it again tomorrow and maybe if you call Trina, we'll make sure that we get it set, some date."

Kerry Moran: "Okay."

Supervisor Cardinale: "All right. Thanks."

Kerry Moran: "What about the condition of the road so that- "

Supervisor Cardinale: "Yeah. The condition of the road is another thing. We're going to put on on Thursday work session that because as you know the town has some legal advice from its counsel they want to give if we're going to do work during the pendency of that litigation how we have to do it in order to not worsen our situation litigation-wise. So it will be on the exec session on Thursday and I'll call Alesi on the meeting and I will continue to discuss with Kent the ultimate solution which is that the county buy the preserve property and conditionalize the purchase on the correction of the water coming off it."

Kerry Moran: "Here's another particular point with regards to it. The question is, is this water polluted or not? According

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to Suffolk County Health Services the water is still continually polluted. In the summertime we have a lot of people who use the road walking, running, bicycle riding, and also carriages with their children.

If this water is polluted, the Health Department— the Health Services Department has already said that human contact should avoid this, any sort of human contact with it, because it could cause certain not serious diseases, but possibly sore throats, diarrhea, etc. and so forth and so on in their basically their 207 report when they came out with that.

People constantly call me up and ask me is this water polluted or not. We have tried to get them to test the water if there is any pollution. One time tested back in early October of last year, they found a high content of chlorine which would suggest that there is fresh water also leaking, possibly from the other water main.

When they uncovered it in June of last year, they found that the drainage pipe is underneath the water main. The water main was put in after the drainage pipe and it sits on top of the drainage pipe from the North Fork Preserve and was cracked and broken and then proceeded— the pieces were put back together and asphalt was put on over it. But that happened a long time before the big dig back in June.

Possibly this water is leaking from the water main. We don't know. Or it's leaking from one of the two services that are connected right there."

Supervisor Cardinale: "I thought and John had a comment. One is that if we get the meeting going between Alesi, Department of Suffolk, the County and the town we should bring this up, but John has already spoken to the Department of Health on it."

Councilman Dunleavy: "The Department of Health and you know, (inaudible) come out and re-test the four sampling areas that they test by and see how much of pollution is there. And the last report they sent said that it was a mixture. It could be discharge from animals, anything that's polluting that water that's coming across. But by the time it reaches the sound, it's not polluted anymore. So— "

Kerry Moran: "By the time it reaches the sound it's still polluted but the sound water is not."

Councilman Dunleavy: "Well, you can still swim in it he said. You can swim in the sound."

Kerry Moran: "Yes, but he said that you have to avoid the beach."

Councilman Dunleavy: "Right. But they're coming out and they're going to re-test it again and see where are the sections it starts polluting."

Kerry Moran: "From the 207 report we know that they don't know because they did dye testing on all the cesspools in the area that could contribute to it and none of the dye testing proved inconclusive that there was any leakage from the cesspools at that particular time. They used red, blue, green--"

Councilman Dunleavy: "That's the big word. It's inconclusive."

Kerry Moran: "Right. There's no color--"

Councilman Dunleavy: "And so they're not pinpointing any place that's polluting it. It's just generally it's polluted from a lot of things."

Kerry Moran: "To a very high content."

Councilman Dunleavy: "Okay? So let them come out. They're busy with the beaches right now because it is summertime and as soon as they get a chance they will come out and they will test for the pollution."

Kerry Moran: "According to Mack Walters from the Health Services he has stated it is polluted. It will continue to be polluted until we find what the source is."

Further studies have to be done. That was suggested by the Health Services and it was suggested by the DEC to do further studies."

Supervisor Cardinale: "Right. And that is why the Department of Health Services-- I think they should do further studies right now and they should do what they are made to do which is to protect our health and safety as regards to water."

But you're not going to ever have that happen as you well know better than anybody until Alesi, myself, the county representatives get in the room because one of the problems is everybody has been running from their responsibility, notably the county. Even Romaine who is the county rep has made it very clear the county is running from its responsibility."

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With Chris Kent in the position he's in, I think we might be able to get the county to acknowledge their responsibility. It certainly has nothing to do- the town can't do anything about polluting water in the county of Suffolk. It's a county Health Department issue.

If the town can lobby the county to buy the North Fork Preserve and keep their water on the preserve or make sure that the conditions of the purchase require that, but to get us anywhere we better get in a room with the Health Department, the DEC and the town which we have an opportunity to do- "

Kerry Moran: "And the county attorney's office because those are the main people or the main person, Christine Miloffi (phonetic) is the main person who is stopping any further action with regards to this problem."

Supervisor Cardinale: "Right. It's called stonewalling. I understand. You and I- "

Kerry Moran: "Well, other words can be used, too."

Supervisor Cardinale: "How many years? Five years now?"

Kerry Moran: "No, it's seven."

Supervisor Cardinale: "Seven years. Seven."

Kerry Moran: "2002. The pipes were actually broken in 1998."

Supervisor Cardinale: "Yeah, but I wasn't in office in 2002. You just come around and talk to me about it but (inaudible)."

Kerry Moran: "At every roundtable you know what my first comment is dealing with, you know where it's coming from."

Supervisor Cardinale: "I've been office since '04 so it couldn't be seven years."

Kerry Moran: "No. I'm saying the problem has existence from 2002 because that's when I started working on it but it started in 1998 but it wasn't until we had the massive- oh, yeah, you know that."

Councilman Wooten: "Well, the pipe actually broke when he first got elected in 1998."

Councilman Dunleavy: "Don't forget."

Supervisor Cardinale: "I broke it myself."

Councilman Wooten: "Everything else is falling apart."

Councilman Dunleavy: "These pipes were put in in the '30's. There's no mapping of these pipes so we don't know where they are underground. The federal government doesn't want to know nothing about it and they're the ones that installed it.

The county Mosquito Control Commission, they're the ones that kept it for mosquitoes and stuff."

Kerry Moran: "They got it in 1955 and that was the mosquito commission."

Councilman Dunleavy: "Right. And they don't want to know nothing about it now. So we have to get- like the Supervisor said, we've got to get everybody together and have a conference and find out who is going to repair them."

Supervisor Cardinale: "(inaudible) I will work to get the conference together. That much I can do, I can get the conference together. Whether we get anything accomplished is always the question."

Kerry Moran: "Right. But as long as we move along quickly because, again, when people come and call me up and young mothers, you know, with their children going through the water, whether they're exercising with their running strollers or just walking with them, they keep on asking is it polluted."

Councilman Wooten: "And you know that really disturbs me. The Suffolk County Health came out and said that the water is polluted and might be hazardous to human contact and then not to do anything about it seems almost liable."

Kerry Moran: "Mack Walters has been told by the county attorney's office to stop doing anything with regards to this property because they're saying it's not their problem. So it's somebody's problem but whose no one knows."

Councilman Dunleavy: "For seven years that's pretty fast (inaudible). I know things have been (inaudible) for 15 years that we're still thinking about, that are not moving forward."

Supervisor Cardinale: "In the interval, when we work on this, be sure to wear sneakers if you're walking on that road."

Councilman Wooten: "And swim in the bay."

Supervisor Cardinale: "Thank you, Kerry."

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Kerry Moran: "Okay."

Councilman Dunleavy: "Thank you."

Patricia Holland: "Not the same exact topic but the same area. In spite of the fact that we can't cross the "t's" and dot the "i's" and all the pollution, it doesn't change the fact that you can lose an axle going through that part of the road."

Supervisor Cardinale: "That is our responsibility."

Patricia Holland: "And if we're worried about having any kind of suits and things, I don't even like to ride on that area."

Supervisor Cardinale: "Yeah. I don't- I'm going to learn on Thursday. I don't know why we can't move now but I think the town attorney is going to give us a way to move without jeopardizing our legal- I'll let you know once we've had a chance to discuss it on Thursday."

Patricia Holland: "Okay."

Supervisor Cardinale: "Thank you. If there's no further comment, I'm going to go home and have dinner and I urge you to do the same. I thank you for coming and Thursday we'll be in session at 10:00. And I see my (inaudible) and colleagues out there, (inaudible), John Stefans, Kathy Berezny. Come on in and say hello. I'll buy you a cup of coffee."

Councilman Dunleavy: "Thank you."

Meeting adjourned: 8:15 p.m.