

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 20, 2010 at 7:00 p.m.

PRESENT:

Sean Walter,	Supervisor
John Dunleavy,	Councilman
James Wooten,	Councilman
George Gabrielsen,	Councilman

ALSO PRESENT:

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

ABSENT:

Jodi Giglio,	Councilwoman
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Supervisor Walter: "Okay. I'd like to call the July 20th meeting of the Riverhead town board to order and, Mitch Freedman, would you say the Pledge of Allegiance? Lead us in the Pledge of Allegiance.

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

Supervisor Walter: "And I'd like to invite Reverend Mary Cooper to come up for our first invocation. Rev. Cooper, would you like to stand, sit? Thank you."

Rev. Mary Cooper: "First of all- "

Councilman Dunleavy: "Would you take that microphone, please?"

Supervisor Walter: "That should pop out. There you go."

Rev. Mary Cooper: "I do want to say I count it a privilege to be an honor to come and address the board. Thank you so much."

Supervisor Walter: "It's good to have you."

Rev. Mary Cooper: "Father God, we just want to thank you and we acknowledge your presence, we ask your blessing upon this board, oh God, who was duly elected.

We ask that you would give them wisdom and understanding and discernment. We ask those who are petitioners, that they would get a fair hearing.

Father, we thank you and we bless you for what is going to take place this day, that we may live in this land of the free and home of the brave, oh God. That we may live here with good conscience, that we may be prosperous and we want to thank you in advance.

In the name of Jesus, we pray. Amen."

Supervisor Walter: "Thank you, Rev. Cooper. I just want to say that we've asked Riverhead Council of Churches and they have several speakers that are going to come. If there are other organizations that would like to do the invocation, if you contact our office, we'll have you come up and do the invocation and put you on for an evening.

Thank you very much, Rev. Cooper.

Okay. We had two things to award. Is- Nancy Gilbert and Vincent Taldone- I don't see Vince. Is Nancy here? I don't see Vince or Nancy. Okay.

Well, we had certificates of appreciation for them. I guess we'll try again."

Councilman Wooten: "Well, we still appreciate them whether they're here or not."

Supervisor Walter: "We appreciate them. We have certificates of appreciation for Vince Taldone and Nancy Gilbert for their service."

(Inaudible comment)

Supervisor Walter: "Oh, okay. For their service on the Landmarks Preservation Committee, they've been on that for a long

time. We thank them for their service on that committee. They helped us with the downtown area, the Wading River area and other areas in the town, the preservation of landmarks, and we wish you much success in everything else you do.

I guess we'll call for the approval of the minutes."

Councilman Dunleavy: "I make a motion we approve the July, 2010 town board minutes. So moved."

Councilman Wooten: "I'll second."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The minutes are approved."

Supervisor Walter: "Okay, Correspondence."

CORRESPONDENCE:

John Ciarelli, Esq. Letter dated July 13, 2010 requesting resolution granting special permit petition of John and Sandra Reeve

James Burke letter dated June 25, 2010 requesting a public hearing date for proposed amendment to RB-80 zoning use district

APPLICATIONS:

Special event Chapter 90 - Garden of Eve - LI Garlic Festival - Sept. 25-26

Chapter 90 - Riverhead Chamber of Commerce - August 7 & 14 - musical entertainment and fun competition - Peconic River parking lot

Fireworks permit Riverhead Chamber of Commerce - August 7, 2010 at Grangebél

Park

Supervisor Walter: "Okay, thank you very much. I guess we'll go right into public hearings."

Public hearing opened: 7:06 p.m.

Supervisor Walter: "7:05 having come and it's only 7:06, we have the first public hearing, the consideration of a local law to enact Chapter 112 of the Riverhead town code, entitled Domestic and Migratory Waterfowl.

This is a provision of our code that's going to make it against the town code to feed the waterfowl at our lakes and waterways. It has to do with the storm water pollution prevention program.

Would anybody like to be heard on this matter? There being nobody- oh."

(Inaudible comment)

Supervisor Walter: "More than I did?"

Chris Fenten: "I just wanted to say a few words on this chapter."

Supervisor Walter: "Chris Fenten, our deputy town engineer."

Chris Fenten: "This is actually a requirement of our federally required MS-4 permit which consists of six different minimum control measures. And the purpose of this document, the MS-4 program, is to increase the water quality of our surface water bodies, the fresh water wetlands, the tidal wetlands, and they found to be polluted with both point sources and non-point sources. Point sources being a pipe with a known discharge.

Sewer systems used to be- are considered to be a point source pollution. Known point is a little bit more vague, the road runoff coming off a street and carrying all the debris and the oil and the waste that (inaudible)-- a right of way that enters into a water body.

This program is meant to increase the water quality (inaudible) the town's highway systems, recharge basins, roadways, catch basins,

leaching pools.

One of the national goals is to improve water quality on impaired water bodies and the town of Riverhead currently has two, Meetinghouse Creek, actually I correct myself, three. It's the Peconic River, Meetinghouse Creek and Terry's Creek.

One of the pollutants of concern that this new town code is targeting is pathogen and contamination. The other pollutant of concern is the town water bodies. Impaired water bodies are targeted for nitrogen which comes from fertilizers that farmland uses.

That being said, one of the goals to reduce pathogen is water fowl feeding, limit prohibitions on town property. You feed the ducks and then they no longer become migratory, they become more residential in nature and so you- the waste from those birds double.

That's why we're trying to let them be natural birds that follow their natural course.

Other programs that have had to have been adopted because the population has gone out of control are egg boiling and euthanasia of birds. They found that Sully's plane that landed in the Hudson River was due to a bird- a flock of birds into the engine that caused the downed plane.

Now the New York and New Jersey Port Authority are allowed to do (inaudible) I believe it's a five mile radius from the airline and that's a little bit more of a drastic measure on the waterfowl management which we would like to stay away.

So that's why we're going this initial step, please consider the water quality when you're feeding the birds and know that that's why we're asking you to not feed the birds. We want them to stay- remain in their natural state, be migratory and not be (inaudible)."

Supervisor Walter: "All right. Thank you. Does anybody else wish to be heard? Yes. You have to step up to the microphone and state your name and hamlet for the record."

Susan Reeve: "My name is Susan Reeve and I'm from Riverhead on Sound Avenue, yeah, one of them."

The question I have is does this include the Long Island Sound quality?"

Chris Fenten: "This is a program for all Riverhead (inaudible)."

Supervisor Walter: "Yeah. This would be a prohibition against feeding the birds anywhere."

Susan Reeve: "Okay. Well, I'm not talking about feeding the birds. I'm talking about when we have a heavy runoff of rain and the water washes down and goes straight into Long Island Sound. If you look at a map of Long Island, Riverhead beaches are stuck in a cove.

All that freshwater and all those pollutants get stuck in there. That's why we don't have any fish to fish for. That's why most of our birds are not there anymore. We're getting more, but it's really bad.

I have seen kill offs of quite a few fish species, bait fish included, and if we have the time I could sit here and tell you a history of what Long Island Sound used to be.

A lot of what is wrong with Long Island Sound along the Riverhead coast is because of the shape of Long Island. That water is stuck in there. The flow is going outside of that curve that we have on our Riverhead beaches and a lot of garbage is staying there. A lot of it is washing up and we have a lot of salinity problems and a lot of runoff problems.

And it's not farmers as much as it is all these people that have to spray their flowers and their pretty green lawns and everything. So keep that in mind. But that should be something that this town should look into."

Supervisor Walter: "Okay. Thank you very much. Does anybody else wish to be heard on this subject? There being nobody that raised their hand, we'll keep this open for written comment until Friday, July 30th at 4:30 at the town clerk's office."

Public hearing closed: 7:14 p.m.
Left open for written comment for
10 days to Friday, July 30, 2010

Public hearing opened: 7:14 p.m.

Supervisor Walter: "The next public hearing is consideration of a local law to amend Chapter 52 of the Riverhead town code entitled Building Construction article I, administration and enforcement, Section 52-10 building permit fees.

Mr. Barnes, would you like to say a word or two about this, introduce it?"

Leroy Barnes: "Good evening. Leroy Barnes. This local law will create a 90 day period of time where people will be exempt from paying triple fees that's currently in Chapter 52 of our town code.

It will— after the 90 days is over, currently there is a triple fee that is due when you do construction without the benefit of a permit and this code will take it down to two times the fee as opposed to tripling it."

Supervisor Walter: "All right, thank you. So there's— basically going to be a 90 day amnesty period for people that if you have decks and pools and things you haven't legitimized, we're going to give you 90 days to come in and pay the straight building permit fee. Get your permits, get your CO's, get your life and your house and your structures in order and then after the 90 days, it will be a double building permit fee as opposed to the triple.

Thanks, Mr. Barnes. Would anybody else like to be heard on this? Somebody?"

Dominique Mendez: "Dominique Mendez, Wading River."

Supervisor Walter: "Good evening."

Dominique Mendez: "Hi. I have a question. What you said seemed a little different to me than what Leroy said. He said something about waiving the fees for this 30 day period and you said waiving the penalties which makes sense to me that you'd say amnesty and you'd waive the additional fees."

Supervisor Walter: "You're going to pay the regular building permit fee, just not the penalty."

Dominique Mendez: "Right. But I don't think that's what it says in here. That's not what it says."

Councilman Dunleavy: "That's not what it says. You're right."

Dominique Mendez: "And that makes sense to me, your interpretation. It's just not what this says."

Dawn Thomas: "The penalty would be doubled, the permit fee, but this section is entitled preconstruction fee so it deals only with the preconstruction fee which would be— which was originally tripled so it gives you a 90 day period where you would not have to pay the triple fee. You would only have to pay the single fee (inaudible)."

Supervisor Walter: "Right. This is a different section of the code. You have to read what came before "H"."

Dominique Mendez: "But it says all fees associated with any—"

Supervisor Walter: "Under preconstruction fees. This is if you constructed before you had any permits. But then there is a building department fee that you also have to pay that we have not amended from reading that— understanding the code."

So there's another section of the code that requires you to pay a building permit fee, a regular building permit fee. That is still in effect."

Dominique Mendez: "Right. So this preconstruction fee, is it due for anyone who's doing this or only—"

Dawn Thomas: "Only for people who constructed prior to obtaining a building permit. It actually should be called preconstruction penalty, is what it should be called."

Dominique Mendez: "Okay. So—"

Dawn Thomas: "It's titled preconstruction fee and it's a penalty that's assessed anyone who constructions something that required a permit without it."

Dominique Mendez: "Okay. So they have to pay the original fee, just not the penalty."

Dawn Thomas: "Correct. And then they calculate the preconstruction penalty by- now it's doubling but after this (inaudible)."

Dominique Mendez: "Right. And I looked it up and I see Southampton and Southold are double while Brookhaven is triple, so I guess it's in line with some other local towns."

Supervisor Walter: "Right."

Dominique Mendez: "Okay, thank you."

Supervisor Walter: "Thank you. Does anybody else wish to be heard on this subject? If not, we'll close the public comment portion, leave it open for written comment until July 30th at 4:30 p.m. to the town clerk's office."

Public hearing closed: 7:18 p.m.
Left open for written comment for
10 days to Friday, July 30, 2010

Public hearing opened: 7:18 p.m.

Supervisor Walter: "Okay. The next public hearing is set for 7:15; 7:15 having arrived, this is a consideration of a proposed local law to amend Chapter 76 of the Riverhead town code entitled Loitering, Section 76-4 penalties for offenses.

Dawn, do you want to say a word or two about this?"

Dawn Thomas: "Yes. This increases the fine for anyone found guilty of loitering from \$50.00 to \$250.00. More in line with what we need to make it a real penalty."

Supervisor Walter: "Okay. Does anybody wish to be heard on this? There being nobody, we'll leave it open for written comment until I'll say it real slow so that we can get to 7:20, July 30th and that's a 4:30 in the town clerk's office."

Public hearing closed: 7:18 p.m.
Left open for written comment for
10 days to Friday, July 30, 2010

Supervisor Walter: "I just- we have to wait a minute. I know there's a couple people that want to talk about Reeves Park and it is your right to come speak to the board for five minutes. No decisions have been made on that issue and everything is going to be done with counsel.

And we've spoken to counsel for the other side, Mr. McLaughlin, and he is going to try to put together a couple people that represent the homeowner's association to be part of the meeting. So it's your right to come talk to us but there's really not going to be anything that the board can say. We're going to see if we can resolve that.

And I know that there's one or two people that want to talk about beaches and driving on the beaches. Those issues, again, you can speak to the board. We have a couple meetings I think that are getting set up with some of the homeowners and some of the attorneys for the homeowners and once we sort of hammer that out, we're going to- George Gabrielsen, do you want to jump in we're going to reach out to the-

Councilman Gabrielsen: "Yeah, we're going to reach out to the homeowners in the area, we want to hear what they have to say. And then we're going to reach out to the fishermen that use the beaches, 4 x 4, so we just want to have an open forum, we can listen to both sides before we come to a decision that I think would be fair to everyone."

Supervisor Walter: "We're in the process of doing that. So if you came to talk to us about that, again, you're welcome to talk to us but you know we haven't done everything we said we were going to do yet."

Public hearing opened: 7:20 p.m.

Supervisor Walter: "And now 7:20 having arrived, this is the consideration of a local law to amend Chapter 47 of the Riverhead town code entitled Bays and Creeks, Article III General Provisions,

Section 47-21 Docks, Moorings, Basins and Ramps, Section 47-24 form of applications.

We formally open this hearing. Dawn, do you have a- "

Dawn Thomas: "Yeah. I can briefly summarize the amendment.

It makes more clear to the reader that the Conservation Advisory Council is an advisory board and so rather than issuing a decision, they issue a recommendation to the town board to whom they provide their advice.

And it also expands some of the time frames within which they have to make that recommendation. Originally they had 35 days, we reduced it to 30 days and 60 days in the case if there's an environmental impact statement and also the town board will have a period of 15 days to accept, modify or reject a recommendation of the CAC.

So it just clarifies for those who are applying how the section works."

Supervisor Walter: "Okay, great. Does anybody wish to be heard on this subject? Okay. There being nobody that raised their hands, we will close the public comment portion, leave it open for written comments until July 30th to the Riverhead town clerk by 4:30 p.m."

Public hearing closed: 7:21 p.m.
Left open for written comment for
10 days to Friday, July 30, 2010

Supervisor Walter: "Now we will open it up for public comments on the resolutions. Sal, step up. How did we do, Sal?"

Sal Mastropaolo: "Sal Mastropaolo, Calverton. Resolution 588, if the Freight Village is on private property, why is the town getting involved?"

Supervisor Walter: "We are trying to obtain grants to try and entice people to build the Freight Village, kind of like we to some extent built the rail spur even though it was town property, but

we're trying to entice people to bring a Freight Village here as an economic generator for Grumman."

Sal Mastropaolo: "Okay. If you read the resolution though it implies that the Burman group wants it and it's going to be on their property and that the private money is coming from private funds from the Burman group or associated investors.

So it sounds like somebody already wants it. I just don't understand why we're getting involved."

Supervisor Walter: "They want it but that doesn't mean it's going to come here. Just because they want a Freight Village doesn't mean it would be constructed.

Chris Kent could speak to that if you'd like (inaudible)."

Sal Mastropaolo: "Well, does the application have to come from a municipality?"

Supervisor Walter: "I think that's true. Yes."

Sal Mastropaolo: "Okay. Then that answers the question."

(Inaudible comment)

Supervisor Walter: "Thanks, Chris."

Sal Mastropaolo: "590. On the third page, item B medical cost supplement. It says if currently enrolled in a single plan, eligible employees will be able to continue their current level of coverage at no cost to the retiree and receive a medical cost supplement payment of \$400 per month payable in quarterly installments for a period of 48 months.

I guess my question is, if there's no cost to the individual for the current level of coverage, why are we giving them \$400 a month for four years?"

Supervisor Walter: "You have to make it fair but the \$400-- when you retire, fully eligible and you retire, the single plan for the single person is paid for by the retirement system. The family plan is not.

So we're doing one of two things. You can either have the family plan paid for by the town for a period of, let's see 48 months or it wouldn't be fair to a single person if they-- they're not married and don't have dependents so you give them \$400 a month which is basically the difference in the two plans."

Sal Mastropaolo: "Even if they're a single person and-- in other words, they don't have to be married and have a single plan. We're going to give them \$400 a month over and above paying for their medical plan."

Supervisor Walter: "Because you have to keep it on parity with a married person. Because the married person would have the option of getting full benefits for the husband and wife and the single person then would get nothing so you're going to give the single person the cost difference."

And this is required by-- well, I don't say by law. This case law makes you do it in this way"

Sal Mastropaolo: "Well, let me ask this question. Prior to retirement are we giving them \$400 a month?"

Supervisor Walter: "No, not with that."

Sal Mastropaolo: "Then we're not giving him the same benefit that we're giving the family plan so why are we doing it after retirement? If you're not doing it before, okay, because he's a single plan member, okay, you're paying more for a family plan, so you're not bringing him up to the level of the family plan, why are you bringing him up to the family plan level after retirement?"

Supervisor Walter: "Because you have to give the single payer something. If you're going to give the family-- maybe I'm not explaining it correctly."

If you retire here, your spouse does not get full medical coverage and so if you're offering full medical coverage to the spouse for four years, what are you offering your single payer-- your single person?"

Sal Mastropaolo: "Okay. But you didn't-- I asked the question does-- if he's married, I can understand that. If he's a married couple and he's on the single plan because for some reason

he's paying for his wife separately like I do, okay, then I can see that if you gave him \$400-- "

Councilman Wooten: "Sal, if he's on a family-- "

Supervisor Walter: "Just let him finish."

Councilman Wooten: "If he's on a family-- let's say he has a family, he's on a single plan with the town, he gets a stipend for not taking the family coverage. So he is (inaudible)."

Sal Mastropaolo: "Well, that's why I asked the question. Are you giving it both to a single individual as well as a married man who's on a single plan?"

Now if you tell me that you are giving it only to the married individual who's on a single plan, then I can understand it."

Supervisor Walter: "No, we're giving it to both. It has to be exactly the same."

Sal Mastropaolo: "Well, if you're not doing it prior to retirement, then I don't understand why you're doing it after retirement. You're not giving him extra money now as a single individual on a single plan--."

Supervisor Walter: "Let Meg Ferris-- Sal, let Meg talk."

Sal Mastropaolo: "Go ahead."

Councilman Wooten: "A married man on a single plan does get a stipend."

Meg Ferris: (Inaudible comment). "So we averaged the cost that a retiree with a family plan would pay for four years and we thought well (inaudible)."

Sal Mastropaolo: "As long as you're paying the full benefit, okay, you're giving him full coverage at no cost, if he's-- (inaudible). So I don't understand why there's an extra 400 a month going to the single guy who doesn't have a family (inaudible)."

Meg Ferris: (Inaudible)

Supervisor Walter: "Actually, it's required by law. It's required by case law, Sal. Everybody has to be treated equally. Period. And that's what this is doing."

Sal Mastropaolo: "Well, the inconsistency is you're not giving him anything extra prior to retirement, so I don't understand why you're giving him extra after retirement."

Supervisor Walter: "I understand but my hands are tied by case law and it may be statutory, but it is definitely case law that every retiree has to be treated the same."

Councilman Wooten: "And I think that's done (inaudible) playing field, too. Because if I'm a single man, retiring, and my buddy that I worked with for 30 years is retiring and he has a wife, essentially he's getting \$400 more a month than I am in retirement."

Sal Mastropaolo: "But he was getting that prior to retirement."

Councilman Wooten: "But he wouldn't be getting-- retired, he wouldn't get the family plan."

Supervisor Walter: "Well, we answered it. I don't know-- you may not like the answer but we gave you an answer."

Sal Mastropaolo: "Read A. A says family health insurance coverage. If currently enrolled in a family plan, eligible employees will be able to continue their current level of coverage at no cost to the retiree for family or spousal coverage for a period of 48 months."

So if you're on a family plan, the town is paying for the entire family plan for four years."

Supervisor Walter: "Correct."

Sal Mastropaolo: "Okay? So the entire plan is being paid for. What he had before retirement, he's going to have after retirement for four years."

Councilman Dunleavy: "Sal, can I just say something? Let me say something."

Before he retires, we're paying the family plan. Once he retires, a man on family plan, he's only covered by a single plan. He has to pick up-

Sal Mastropaolo: "No, that's not what this says."

Councilman Dunleavy: "I'm saying what the law- what the retirement system is now. The retirement system is only picking up a single plan and he has to pay for his wife and children."

All we're saying is we want you to retire early, so what we're going to do for you for the next 48 months is we're going to pay for your family coverage for 48 months. After that, you revert to the retirement system and they'll only pick up you and you will have to pay for your family.

The single person that's retiring, he's going to get when he retires the single plan anyway. So now to make him even with the family plan, we're going to say we'll give you \$400 for 48 months. At the end of 48 months, you are going to be equal to the other fellow or lady and you're going to retire- the retirement will pick up the single plan for both of you. The married couple will have to pay for the family coverage."

Supervisor Walter: "All right. We had a public hearing on this. We are poised to adopt it, Sal."

Sal Mastropaolo: "Okay."

Supervisor Walter: "I hope it works. I'm praying."

Sal Mastropaolo: "I agree with the incentive. Don't get me wrong. I just didn't understand why you're giving a guy an extra 400 bucks since he's not laying anything out- "

Supervisor Walter: "We're required. Trust me."

Sal Mastropaolo: "See if you differentiated between somebody on a single plan who has a spouse versus somebody who's a single individual on the single plan."

Supervisor Walter: "I understand. I understand your point. I know by law we have to do it this way. It may not make sense."

What's the next resolution?"

Sal Mastropaolo: "601. The now, therefore, be it resolved, I think you're missing something. It should say that effective either immediately or of a certain date, this town board hereby reinstates David Cullen."

Supervisor Walter: "Actually it should be effective, we should put a date in, effective-- you're right. We should have a date in August that coincides with the payroll."

601-- what would be the payroll-- I mean I know I really put you on the spot. Now be it therefore resolved, it should have a date. August something. Okay, we'll put a date in there."

Councilman Wooten: "August 2nd, I think."

Supervisor Walter: "We'll do it so it's not in the middle of the payroll period."

What else?"

Sal Mastropaolo: "614. Okay. The resolution says attached decision regarding the grievance. I just mention it because I think there's no attachment because it's a grievance but it says attached on the resolution. So just make sure there's one."

That's it."

Supervisor Walter: "All right. Thank you."

Does anybody else wish to be heard on resolutions? Okay, there being nobody, Diane, would you please call the resolutions.

Hold on. We have one resolution that's going to come off the floor, just to let everybody know, on the animal shelter."

Councilman Wooten: "Yeah, there's going to be an authorization to publish and post again for the RFP. The last time there was some haste. We published it in the local paper, we only gave them a five day window for a response. That was not enough time. So we're reposting it with a 60 day window for responses and we're going to-- "

Supervisor Walter: "Sixty day."

Councilman Wooten: "Sixty day window and we're going to put it- also in the Newsday as well as the News Review."

Supervisor Walter: "Okay. Does anybody want to be heard on that one?"

All right. Diane, call the resolutions."

Resolution #585

Councilman Dunleavy: "Adopts a local law to amend Chapter 101 entitled Vehicles & Traffic of the Riverhead town code, 101-4 one way streets, Cranberry Street West will be one way. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. vote please."

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #586

Councilman Wooten: "Authorizes the supervisor to execute a grant agreement with Suffolk County for Community Development block grant funds. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #587

Councilman Gabrielsen: "Ratifies town of Riverhead application to NYS DOT for local safe streets and traffic calming funding. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #588

Councilman Dunleavy: "Authorize application to US DOT for tiger grant to support Freight Village project. So moved."

Councilman Wooten: "I'll second."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #589

Councilman Wooten: "Authorizes the waiver of 30 day notification required by the New York State Liquor Authority. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #590

Councilman Gabrielsen: "Adopts a local law enacting Chapter 113 entitled town of Riverhead early retirement incentive program of the Riverhead town code. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #591

Councilman Dunleavy: "Ratifies an appointment for a call in assistant recreation leader to the recreation department. So moved."

Councilman Wooten: "I'll second."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #592

Councilman Wooten: "592 is an amendment to procurement policy. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #593

Councilman Gabrielsen: "Amends Resolution #231 of 2010 (awards bid for annual materials and asphalt procurement contract). So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #594

Councilman Dunleavy: "Awards bid for signage. So moved."

Councilman Wooten: "I'll second."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #595

Councilman Wooten: "Authorizes town clerk to advertise for bids on a Wausau Model TB 3050 Steel Moldboard Trip Plows or equal."

Supervisor Walter: "I can't believe you said that without even cracking a joke."

Councilman Wooten: "I was back in school there for a minute. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #596

Councilman Gabrielsen: "Appoints a call in park attendant II to the recreation department. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #597

Councilman Dunleavy: "Ratifies an appointment for a call in recreation leader to the recreation department. So moved."

Councilman Wooten: "I'll second."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #598

Councilman Wooten: "It amends authorization Resolution 1143-09 pursuant to bond acts and federal grant awards for water quality improvement projects and nonagricultural nonpoint source project. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #599

Councilman Gabrielsen: "Appoints a call in clerk to the recreation department. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #600

Councilman Dunleavy: "Authorizes the release of security of Keyspan Corporation Services, LLC. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #601

Councilman Wooten: "Do we have that date yet?"

(Unidentified): "July 19."

Councilman Wooten "All right. This approves chance of status for legislative secretary, David Cullen. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #602

Councilman Gabrielsen: "Authorize the town clerk to advertise for bids on traffic signs and related items. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #603

Councilman Dunleavy: "Authorize the town clerk to publish and post a public notice to consider amending the purpose of the original acquisition for SCTM #0600-12-3-1 and SCTM #0600-41-1-17.1 to include a plan to provide public access and to make improvements to the subject parcels for passive recreation use. So moved."

Councilman Wooten: "Seconded."

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

The Vote: "Gabrielsen, yes; Wooten."

Councilman Wooten: "Yes. This is for improvement of some open space acquisition that was done on Sound Avenue to make a nature preserve. It's a great move. Seconded. And I'll vote yes."

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

Councilman Dunleavy: "Yes. It's not to exceed \$75,000 for making those improvements. Yes."

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

Resolution #604

Councilman Wooten: "Authorizes town clerk to publish and post notice of public hearing for the special use permit of Quest, LLC. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #605

Councilman Gabrielsen: "2010 Wading River dredging project budget adoption. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes. This is for the creek and it's being dredged this week."

Supervisor Walter: "As we speak."

Councilman Dunleavy: "They hope to have it finished by Friday so I vote yes."

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

Supervisor Walter: "Well said. Yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #606

Councilman Dunleavy: "Authorizes highway superintendent to attend 2010 APWA International Public Works Congress convention. So moved."

Councilman Wooten: "I'll second."

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

The Vote: "Gabrielsen."

Councilman Gabrielsen: "On this one we've got some budget cutting we really have to do. We have to be consistent with the other department heads that have requested these trips.

So I'm going to vote no."

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

Councilman Wooten: "Mr. Woodson runs his own budget and he says he has the money to do it. It's an important class. I vote yes."

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

Councilman Dunleavy: "Yeah. And this is the highway department budget not the town general fund. Our superintendent of highways runs his budget and he has the money to do it. We have to keep up with the times for our road.

We have to see what's happening with the other parts of the country and the state so it's very important that we do send our superintendent of highways to this conference.

So, yes."

The Vote (Cont'd.): "Walter, no. The resolution is not adopted."

Resolution #607

Supervisor Walter: "This one is Sarah and we have to withdraw- "

Councilman Wooten: "Setting terms and conditions of employment for confidential secretary Sarah Manarel. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #608

Councilman Gabrielsen: "Authorizes the release of a cash security for Larry's Lighthouse Marina. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #609

Councilman Dunleavy: "Amends site plan approval of EBS Building Systems, LLC. So moved."

Councilman Wooten: "I'll second."

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

The Vote: "Gabrielsen, yes; Wooten."

Councilman Wooten: "This is where we're going to do a foundation permit."

(Inaudible comment)

Councilman Wooten: "Okay. Yes."

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

Resolution #610

Councilman Wooten: "Resolution authorizing the issuance of \$1,980,000 bonds of the town of Riverhead, Suffolk County, New York to pay the cost of the increase and improvement of the facilities of the Riverhead Water District in the town of Riverhead, Suffolk County, New York. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes. And I think the water department is doing a great job in this heat we're having keeping us with water. And this is just going to improve it."

I vote yes."

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

Resolution #611

Councilman Gabrielsen: "Public interest order. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes. This coincides with the one (inaudible)."

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

Resolution #612

Councilman Dunleavy: "Authorize the supervisor to execute aircraft loan agreement with the Department of the Navy. So moved. And this is for the F-12- the F-14 museum. We're borrowing those

two planes and the supervisor has to sign an agreement with the navy so we keep the planes."

Supervisor Walter: "Sure. It's always me. Is that a second? I don't know. Are we voting?"

Councilman Wooten: "I seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #613

Councilman Wooten: "Appoints a call in detention attendant to the Riverhead town police department. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #614

Councilman Gabrielsen: "Adopts decision on a grievance. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #615

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

Councilman Wooten: "Second."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

(Inaudible comment)

Supervisor Walter: "Right. We're going to— let's do 616. All right. Let's get a vote to take it off the floor."

Resolution #616

Councilman Wooten: "I move we take Resolution 616 off the floor. So moved."

Supervisor Walter: "Which is authorization to publish advertisement of a request for proposals for operation of the town of Riverhead animal shelter and adoption center."

Councilman Dunleavy: "I second that."

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

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

Supervisor Walter: "And now we'll vote to adopt."

Councilman Wooten: "Okay. Prior to reading the resolution I'd like to make an amendment to it. The first resolve that the town clerk is hereby authorized to publish and post the following public notice in the July 29, 2010 issue of the News Review and the Newsday. I'd like to add Newsday to that whereas.

Okay, 616 authorization to publish advertisement of a request for proposals for operation of the town of Riverhead animal shelter adoption center. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

(Inaudible discussion)

Supervisor Walter: "All right. Let's vote to withdraw- let's do 567. Can we get a vote to withdraw? We're going to withdraw this one."

Councilman Dunleavy: "I make a motion we table 520, 527, 547 and 549 and the last one is 567. So moved."

Councilman Gabrielsen: "I'll second."

Supervisor Walter: "Moved, can we get a second on that one?"

Councilman Gabrielsen: "And second."

Supervisor Walter: "Moved and seconded."

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The 5 resolutions are untabled."

Supervisor Walter: "Okay. Do you want to do these- call 520."

Resolution #520

Councilman Gabrielsen: "Authorizes the town of Riverhead to direct William A. and Robyn P. Erb to cut the grass to a height which does not exceed more than ten inches at the premises known as 22 Breezy Point Road, Wading River, Town of Riverhead, New York 11792 a/k/a SCTM# 0600-033.00-06-029.00 pursuant to Riverhead town code Chapter 96. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Gabrielsen."

Councilman Gabrielsen: "I'm going to vote no on this because I feel the way the code is written, I think we should be going only after abandoned properties and that's left to the discretion of the code enforcer which (inaudible) discretion because technically we could go after, I know I'm putting this out there a little bit far fetched, but it could be a widow, a husband died and she can't get out and cut her grass (inaudible). So I vote no."

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

Councilman Wooten: "I don't mind asking them to cut the grass. Yes."

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

Councilman Dunleavy: "I'm looking out after the neighborhoods. If your next door neighbor doesn't cut the grass and it goes over 10 inches high, I think the town has to come in. We talk to the neighbor first before anything is done. We ask them to do it. If they still don't do it, I think the town has an obligation to help the neighborhood and the taxpayers of the town of Riverhead. So I vote yes."

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

Supervisor Walter: "I vote yes and what I'll say is that I don't mind leaving it to Nicole's discretion because if this were really an issue, these property owners would have reached out to the supervisor's office or the board and that's the last line of defense. I think probably these properties are all in foreclosure because there was one that did get cut."

Councilman Gabrielsen: "Yeah, one of them did get cut."

Supervisor Walter: "Yes. So there is a last line of defense and it's called this board right here."

Councilman Wooten: "This is only authorizing the town to direct the (inaudible)."

Diane Wilhelm: "The resolution is adopted."

Resolution #527

Supervisor Walter: "Jim, you want to do that one?"

Councilman Wooten: "I'll do it. Authorize tthe town of Riverhead to direct Unit Ilgin to cut the grass to a height which does not exceed more than 10 inches at the premises known as 126 Edgar Avenue, Aquebogue, Town of Riverhead, New York 11931 a/k/a SCTM# 0600-086.00-01-006.00 pursuant to Riverhead town code Chapter 96. So moved."

Councilman Dunleavy: "And I second it."

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

The Vote: "Gabrielsen."

Councilman Gabrielsen: "Once again this is another one of the properties, there were three of them. One we reached out to and she cut it. This one I reached out to and the response I had, there was a woman involved, one of the principals, and she said the only problem is I can't use a lawnmower. But it's going- it's not in yet, it's in limbo right now.

And like I said a budget of \$3,200 or thirty something is a little high also and once again I vote no."

The Vote (Cont'd.): "Wooten, yes; Dunleavy."

Councilman Dunleavy: "For the same reason, I have to vote yes."

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

Resolution #547

(Some inaudible discussion)

Councilman Gabrielsen: "22 Breezy Point Road, Wading River, Chapter 96 budget adoption. So moved."

Councilman Dunleavy: "Seconded."

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

The Vote: "Gabrielsen, no; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #549

Councilman Wooten: "549, 126 Edgar Avenue, Aquebogue, Town of Riverhead, Chapter 96 budget adoption. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Gabrielsen, no; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #567

Councilman Wooten: "567-- I move that we withdraw in its entirety 567."

Councilman Dunleavy: "And seconded."

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

The Vote: "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted-- the resolution is withdrawn."

Supervisor Walter: "Thank you. That closes the resolutions. Would anybody like to address the board? Step up sir, if you could state your name and hamlet for the record."

John Schneider: "John Schneider, Reeves Park, Riverhead. All right. I want to talk about Resolution 326 once again and I will be talking about this until certain people on the board change their mind or they're voted out (inaudible)."

Last month's meeting, before I get started, Councilman-- "

Supervisor Walter: "Let me ask you a question. Is that the resolution on the beach parking? You may not have to wait past January. I'm going to be discussing that with the board members. I've spoken a little bit with George about this and there may be a vote change."

John Schneider: "That leaves us in the lurch between Labor Day and the 1st. That's not good enough."

Councilman Wooten, you haven't changed your mind, have you, on the beach permits? You are still-- "

Councilman Wooten: "Absolutely."

John Schneider: "Okay, John, same thing?"

Councilman Dunleavy: "I have never changed my mind."

John Schneider: "I know you wouldn't. And, Supervisor, have you changed your mind?"

Supervisor Walter: "I just said to you I'm going to reevaluate in January."

John Schneider: "Well, we're going to move that up a little bit. How about you, Mr. Gabrielsen?"

Councilman Gabrielsen: "No."

John Schneider: "All right."

Supervisor Walter: "What else have you got, Mr. Schneider?"

John Schneider: "Last month, the first question I asked for Mr. Gabrielsen, because I wasn't involved in this early on in the beach permit and you stopped me dead in my tracks and you said that I was putting him on trial."

Supervisor Walter: "Mr. Schneider, this is— we answered the question but this is for us to listen. It's not for you to basically put us on trial and ask us questions to respond. We're here to listen to your comments. So, go ahead, sir."

John Schneider: "Well, I had asked it and asked the question and you stopped it. But I don't know if you have ever heard about the First Amendment but as a combat veteran, I fought for you."

Supervisor Walter: "Thank you, sir."

John Schneider: "Right. And, John, I appreciate your service. Remember, it's very important to me, all right, but I ended up— went through the archives (inaudible), the archives of the News Review and I've got the whole information, everything I wanted to know and it was just a point of information."

According to this, this was in the News Review, April 22nd, split over beach permits by Tim Gannon (inaudible). Riverhead Councilman George Gabrielsen is hoping to stop what he feels is a

needless ticketing of the law abiding citizens by replacing the town's year beach parking permits with summer seasonal.

Well, this is kind of an oxymoron because if you had a beach permit you would be in compliance with the town's rules. All right? So by not having a permit, you deserve a ticket.

So it goes on to say over the winters, the cars parked at town beaches have been ticketed for not having stickers even though no one else was even there. And it's the old (inaudible).

The measure was supported by tourism groups during the public hearing Tuesday but some Reeves Park residents think it's a bad idea saying it will encourage people to hang out on the beach in the off season and will contribute to littering and crime.

Mr. Gabrielsen's wife, however, likes the proposed change. I lived in Jamesport for 35 years and this past winter I got harassed sitting in my car in the parking lot reading my newspaper and I wasn't too happy about that Janice Gabrielsen said at the hearing.

If you lived here for 35 years, you should know you should have to have a beach permit. All right. Now I don't know if it was a money issue or you couldn't go down to recreation and just get one-

Councilman Gabrielsen: (Inaudible)

John Schneider: "I'm talking. You could talk when I'm finished, all right? As far as- I take this as- it had to be a Riverhead police officer that harassed her. It wasn't. Somebody just off the beaten path or whatever?"

Anyway, if it was a police officer and he wasn't harassing, he was enforcing. The only other people that were in on it was Jeanine Nebbons (phonetic) representing Tanger and East End Tourism, and John Galla (phonetic) representing the Riverhead Chamber of Commerce. Jeanine Nebbons doesn't live in Riverhead and John Galla does however and he's great on the radio. I love to listen to him.

Well, anyway, to make a long story short, I have a petition to the board.

Sound Park Heights Association is a community of residents from

Reeves Park, Riverhead. Our main goal is to welcome new residents and create a safe family atmosphere to these residents, keep vigilant in the protection of our community beach and cliff as well as keeping our residents informed of the activities of the Riverhead town news and events.

With this in mind, we have gathered a petition of our residents to go on record as being in opposition to the recently changed parking regulation.

We sincerely believe allowing no permit parking during the off season will invite vandalism, loitering and destruction to our community as well as to the township gazebo, restrooms and lighting fixtures.

We also fear for the safety of our youth, who in the past have been harassed on their walks to the beach or gazebo.

The majority of our residents are seasonal. Many of those that are year round are elderly. Our concern is for the safety of these residents as well.

We certainly hope that you reconsider and revert back to off season permit parking.

That's Eric Biegler, President with 138 signatures.

Okay, so I want to hear what you have to say. Now there's 138 people going up against three people."

Supervisor Walter: "John, I'm going to say it again. We're not here to comment to you. If that's all you have to say, we'd like to invite the next speaker up. If you have something more- "

John Schneider: "One more thing I'd like to say. You are elected town officials, all right. You are public employees. You represent us, we the people. You're not supposed to have your ideas. You're supposed to listen to the people out here and do your job and do it to the best of your ability, otherwise, pack up and get out."

Councilman Gabrielsen: "Can I respond to a couple things?

One, my wife's not here, I can't defend her, but she basically

gets a permit every year. What she does which most (inaudible) people in the town of Riverhead, okay, because it's like everybody I'm talking to, the summer season starts— I don't know she goes down to the beach maybe by the end of June, July, she buys a permit. So she goes every year, June-July, she's been doing it forever. You can just keep peeling them off my car, I've got a big stack of them.

What happens after January 1st, you technically can't go to that beach unless— you know what I'm saying? That's a habit. Everyone gets in— that's the way the code was for many years here and most people just keep on doing the same thing. So it's just, you know, what a lot of people do.

She wasn't trying to get out of anything. And technically I think she was pulled over not by a police officer. We have traffic control. It might have been in January or February. The town of Riverhead didn't even put the stickers up for sale. We didn't have them in 'til like January. They weren't even available so technically no one could go on a beach in January.

So it's not, you know, it's just something everybody does. They go every year. I mean there's so many people, that's when they get it. They go to the beach, they go to the booth and then they buy it."

Councilman Wooten: (Inaudible)

Councilman Dunleavy: "June to June it should go to, that's what we wanted."

Councilman Gabrielsen: "We also— and that's the way the code was actually (inaudible). And we also, I've heard from a number of seniors who don't buy the summer beach pass, they skip the season and they go see the sunset in November and December, whatever. They don't have a permit. Okay. That's another group.

And you said who is actually supporting this point of view? One is the Long Island Farm Bureau and the reason they're supporting it— I mean you want to see the open spaces (inaudible). We need tourism. Without tourism these farms and the wineries aren't going to survive.

And part of the whole picture, you come to the east end of Long Island for the open farms, you come for the farmstands, you come for

the water. It's all part of the same package so we don't want to regulate- I have people come for the pumpkin farm all the time and they say, you know, where's the water?"

Councilman Wooten: "I say every farmer should have day passes (inaudible)."

Councilman Gabrielsen: "Well, let me try and finish. So we have people so they go for 10 minutes with the kids down to the water. If they get \$100 fine which is the fee if you get fined, I would say they're not going to come back or they are going to tell their friends.

We need the tourism. This is part of the tourism. Like Jeanine Nebbons has part of an East End promotion for east end tourism, they say come for our water, come for the farmstands, wineries, open space, horse farms, etc. That's part of the bigger picture.

If you go to any other tourist areas that need the tourist dollars, you go to Florida, the beaches are open. This is the standard practice. You go to Southampton, I go all the time, not all the time, once in a while during the winter. You pull in the park, you walk on the beach a little bit, you're done. They recognize this.

So the Long Island Farm Bureau supports it. The Riverhead Recreation Advisory Committee, we had the Riverhead Business Alliance support it, the Chamber of Commerce. We had some real estate brokers that were bringing people to show them houses to sell here. One in particular I know that got a ticket because they stopped at the beach. You know.

The seniors. We have some churches backing it, particularly Old Steeple Church in Aquebogue who bring the kids on a little tour once in a while to the beach. You know. They don't have tickets.

They bring the kids once in a while. As a matter of fact, we had beach cleanup. These people were the ones that were out there because I've seen it myself. First to volunteer, they brought a couple little vans full of them, they're out there picking up with these kids. So they also said they support it.

We have some support from East End Surf Fishing people, you

know. So it's part of- I'm looking not to target your neighborhood or anyone. I'm looking at the tourism, how we can encourage the bigger picture to keep the farms. It's all, you know, it's part of like a bigger picture."

John Schneider: "I think we put- "

Councilman Dunleavy: "I just- can I just add- "

John Schneider: "Yeah, sure, John."

Councilman Dunleavy: "I think we all should be looking out for the taxpayers of the town of Riverhead. And I agree we need commercial tourism but this does not- not going to the beach is not going to stop someone from coming out here, buying a pumpkin, going to the farmstand or shopping in the town of Riverhead.

We don't get any sales tax to help us. The county gets all our sales tax. So it's helping the county every time someone sells something. It doesn't help the town of Riverhead.

What helps the town of Riverhead and our taxpayers is that we protect our beaches because they're paying for repair and the making of these beaches by putting- we are protecting the taxpayer in the town of Riverhead."

Supervisor Walter: "All right. We're probably going to re-look at this, Mr. Schneider. Anything else, sir?"

John Schneider: "That's it."

Supervisor Walter: "All right. Thank you. Miss Mendez."

Dominique Mendez: "Dominique Mendez, Wading River. And I want to speak- on two behalfs. First, as an officer of the Wading River Civic, I wanted to let you know that in our last meeting, the Wading River Civic took a vote on this issue and voted to support a change back to annual. That we did not agree with the change for a number of the reasons that have already been said by Mr. O'Brien on the negative impacts.

I also want to let you know I'm wearing another hat. The RNPC board unanimously voted also that we support a change back to annual. These are resident beaches for town residents just as all

the other towns in Suffolk County, Long Island are. It's for residents and resident use. We want them to be clean."

Councilman Wooten: "I appreciate that, Dominique. My only concern is that I think even with the current way the code is written even prior to the change has to be looked at (inaudible)."

Dominique Mendez: "Right. Well, I think your idea of the June to June, I completely agree, yes. In fact, we wrote that into the RNPC position. We agreed with you, too, that changing the date might make it so that people like Mr. Gabrielsen's wife don't face-have that issue."

Councilman Wooten: (Inaudible)

Dominique Mendez: "Yeah. But that it should be both RNPC and Wading River Civic both feel strongly it should be changed back to annual and the RNPC agrees with that change in how it's, you know, June to June."

Councilman Gabrielsen: "Just a quick question. Did they discuss all the issues I brought up? Are they aware of them?"

Dominique Mendez: "Yes. They were made aware of the issues. I did not feel that—we did not feel that those issues were strong, that it is in the residents' interest to have more non-residents at our beaches and did not really feel that—we didn't feel that it would really pose that much—that the businesses would actually gain that much either. But residents would lose and whatever business would gain would be very minor. And so we felt it strongly outweighed, you know, those positions that—"

Councilman Wooten: "There's ways around it."

Supervisor Walter: "I think that we'll find some common ground and work with George and Councilwoman Giglio and maybe we'll find some common ground for next year."

All right. Thank you. Is there anything else?"

Dominique Mendez: "No, that's it. Thank you."

Supervisor Walter: "Thanks. Okay. Sal, can you hold on. She has to change the disk. Okay, Sal Mastropaolo."

Sal Mastropaolo: "Sal Mastropaolo, Calverton. Same subject but a little different. The daily parking permits. We have three stores selling them, okay. I'd like to make a suggestion. The permits that are issued to the three stores should be color coded so you know who is issuing them, okay, because some of them are not dating them."

Councilman Wooten: "They're numbered."

Supervisor Walter: "They're numbered- "

Councilman Dunleavy: "The daily pass."

Sal Mastropaolo: "On the permit it says- it says daily town of Riverhead non-resident recreation parking permit and right at the bottom it says date with a line. If the store doesn't date them, the person that buys it doesn't date it and parks it in his window. All right?"

Supervisor Walter: "So, Sal, why would you and the gentleman behind you step up at the podium to say this? Why don't you pick up the phone, call up the supervisor's office and say you know what we ought to have done? We would have found that out very quickly. Now we will never find that out."

(Inaudible comment)

Sal Mastropaolo: "Well, let me tell you what happened this weekend. Sunday I was walking, I walk down to the Hulse Landing Beach. As I'm walking down the hill, two vans pulled in loaded with people and they proceeded to pull into the parking lot. Okay.

I walked down to the beach, turned around, came back because I walk back home, and as I came up the hill, all of the people had transferred into the one van and they were proceeding up the hill, probably over to Wildwood, and the second van was parked in the parking lot with the daily parking sticker on it, not this color. It was like a brownish green, okay, with no date on it.

They didn't want to pay the \$10 parking fee in Wildwood to take the second car in so they proceeded to park it in our parking lot. Okay?"

Councilman Dunleavy: "They figured they could use that all

year."

Sal Mastropaolo: "Yeah. So now I'm sure this coming weekend when I walk that same van is going to be parked in that same place."

Supervisor Walter: "Again, Sal, there has to be an element of surprise. You should have called the office. That is something we can- "

Sal Mastropaolo: "Well, first of all, I don't have a cell phone. And second of all, I mean, by the time I got home- "

Supervisor Walter: "We get your point. What else have you got, Sal?"

Sal Mastropaolo: "Well, my only suggestion is color code them so you know who's not putting the date or inform all the vendors that it's their responsibility before they give the permit to the person- "

Supervisor Walter: "Sal, they are serial numbered. We can figure it out but this wasn't the forum to tell us."

Councilman Dunleavy: "When you leave, can you give us that one?"

Supervisor Walter: "That wasn't the forum to tell us. All right. But, again, wrong forum guys. I can't do anything about it now. Do you think it's going to continue now? Probably not."

Sal Mastropaolo: "I'll check this weekend when I walk. If the same van is parked in the same place with the same undated sticker- "

Councilman Wooten: "Well if it's parked there after 10:00 at night, it should have a ticket on it."

Sal Mastropaolo: "No this was in the morning. It was about 10:00 in the morning."

Supervisor Walter: "We're not going to say another word on that subject. We will take care of it."

Sal Mastropaolo: "Thank you."

Eric Biegler: "Eric Biegler, Riverhead, welcome to beach permit day at town hall. I want to make some more suggestions and these are only suggestions, guys, and these are for next year. There's no way you are going to be able to fix some of the problems for this year on these permits."

Sal stole my thunder on the day passes. These are card stocked, these are easily copied. They're buying one. I eventually guessed the green one was probably from three or four years ago. They copy it. They put it in their windows. We're out \$35 bucks each time that happens."

Supervisor Walter: "I'm going to tell you that my response to this is going to be to tell the recreation department to pull all daily passes back- if Tara if you or Jill tomorrow will call them. Pull all the daily permits back from the people that are issuing them until we get it figured out and we'll just sell the- that was meant for the residents to get parking permits on an easy and expedited basis. It wasn't meant for everybody to be using it that way."

Eric Biegler: "Well, I'm going to use an ugly word here that fishermen guys will know and these are being sold to poachers and they're taking huge quantities of fish and they're being brought into Brooklyn and they're selling them. And they're making a lot more money than \$35."

Supervisor Walter: "I'm going to tell you right now that as of the end of this week, those couple stores should not be selling those permits."

Councilman Wooten: "They should not be selling day passes."

Supervisor Walter: "No day passes. So I don't know, Tara or Jill, you guys figure out who's going to do that."

Eric Biegler: "What about the beach attendants?"

Supervisor Walter: "The beach attendants can do it."

Councilman Dunleavy: "Day passes should be sold at the beaches only."

Eric Biegler: "Well, (inaudible) the beach attendants also."

Just so you know, and if you want to revisit this for next year, that's fine. There's no place for license plate numbers on this one. It's on the receipt but it's not on this.

This also has to be posted inside the vehicle so a police officer can't really inspect it to see if it's real. It could just be a photocopy. But since it's locked inside the vehicle, he can't tell.

Moving off of day passes. Permanent passes, four wheel drive passes. The beach passes that we get as town residents, they're affixed to the outside of our vehicles. We have had several stolen off our vehicles and then used by other people. We've reported it to the recreation department, they help us reissue.

It's not computerized to match your license plate with the number as it takes a long time to do. We may want to look to redesigning the sticker so the sticker is affixed inside the vehicle so it doesn't get stolen off of our vehicles. It's \$65 for a four wheel drive permit. It's a lot of money and we may want to look at that. It's just a suggestion."

Councilman Dunleavy: "Southampton and Brookhaven put them inside the rear window and this way they can't be stolen."

Supervisor Walter: "They're outside."

Councilman Dunleavy: "On the outside?"

Supervisor Walter: "I'm surprised they get them off."

Eric Biegler: "They peel off pretty easy nowadays especially if you start stacking them up after year after year."

Supervisor Walter: "We'll make them out of paper and that will only last a year."

Eric Biegler: "(inaudible) said he pulls his off every year, puts a new one on, right? So- yeah, you pull it right off, so- . I don't blame them. The police officers really don't look that close to be very honest so that's okay. I mean I'm not complaining about that."

Councilman Dunleavy: "Even if they're on the outside of the

car, they have to be scraped off. They can't be pulled off."

Supervisor Walter: "All right. Eric-- Mr. Biegler we won't issue those permits, the day ones, and we'll try to figure out a better way or maybe just buy a cheaper sticker."

Eric Biegler: "One more consideration for next year. Four by four permits. I'm really tired of pulling people off the beach who have permits who really don't have a right to be on the beach. They have permits, they were sold a permit, they don't have four wheel drive cars. They have all wheel drive cars. They don't have safety equipment to help themselves get extracted off the beach."

Suffolk County, State of New York requires you to have certain stuff, we don't."

Supervisor Walter: "That is part of the conversation that I said in the beginning. We are going to be requiring certain things of the vehicle."

My opinion is, I'm going to put forth to the board certain things that they have to have, jacks, spare tires, chains, port-a-potty maybe one of them, believe me."

Eric Biegler: "That stay gets a little long on the beach, you know."

Supervisor Walter: "So it is something that we are going to be-- all the stuff the State and the County of Suffolk requires and it's not a big deal."

Eric Biegler: And this is all for next year, I know, it's just a suggestion. And the only thing for this year and I'll just say, enforcement. We have very little if no police presence on Reeves Beach at all. We've called and called and called."

Supervisor Walter: "Well, it should be better. I think some residents of Reeves Park said it was better recently. But if somehow we get out of this budget mess and I'm not certain when, but we used to have a part time bay constable and what I'm thinking is we get the seasonal-- you have to have the side arm to do a bay constable's job."

So if we get a part time bay constable and we put him on a quad

and he starts in Wading River and he goes to Jamesport and turns around and comes back and that's his job or her job, that may be something- "

Eric Biegler: "And the word would get out. People would start respecting- "

Councilman Dunleavy: "That's the problem."

Eric Biegler: "The word's out right now that we have no police- "

Councilman Dunleavy: "We have no enforcement and we need enforcement."

Supervisor Walter: "It's just something- it used to get done and that's something we're going to try- "

(Inaudible comments)

Supervisor Walter: "Eric, are you looking for a part time peace officer job? Do you have a license?"

Eric Biegler: "Sure, do you want to train me?"

Supervisor Walter: "Okay. Thank you. Next."

Regina Morris: "Regina Morris, Riverhead."

Supervisor Walter: "Virginia Morris?"

Regina Morris: "Regina. I was here on June 16th, your last meeting and I noticed the minutes weren't posted on your web site yet. Do you know when they'll go up?"

Diane Wilhelm: "We had a little problem with our system. It's a fairly new system and we had a problem getting it on there but I am working on it. It should be up soon. If you have the time, you can- we have copies in the office so you can certainly look in the book that we have."

Regina Morris: "Right. Okay. When I was here the last time, I had told you- I spoke with Mr. Freeman from the committee on open government and he sent the members of the board an e-mail regarding

freedom of information law.

With the FOIL requests, it's going on two months now and I was advised to do that and I think I'm not getting answers and I don't think it's right. And I'm wondering if you've done anything regarding his letter that he sent."

Supervisor Walter: "Miss Morris, you- we are in compliance with the FOIL law. Our office- our town attorney's office has advised you of that and the deputy supervisor personally got you everything you requested along with everybody else. So that you may be saying that but it's not accurate."

(Inaudible comment)

Regina Morris: "No. When I say with you in your office you told me you would get answers."

(Inaudible comment)

Supervisor Walter: "Okay. Let's, well, we've done everything we've- we've done everything that's been asked of us and we will continue to do it. We are in compliance. If Mr. Freeman doesn't believe so, he can contact the town attorney's office. If there's a document that you don't have, fill out a FOIL request, give it to my office. I will make sure you have the document."

Regina Morris: "Again, this is pursuant to 21 NYCRR part 1401 and I can't find it anywhere in Riverhead town."

Supervisor Walter: "We are in compliance. Is there anything else that you have?"

Regina Morris: "No. I'm just wondering why my e-mails are not getting answered and the FOIL request also."

Supervisor Walter: "Miss Morris, I know that is not accurate because I know that we've been working with you. If there's something you need that we haven't given you, fill out the FOIL request and we'll get it to you."

Regina Morris: "When is the FOIL request mandated?"

Supervisor Walter: "Basically any time you want access to the

public records."

Regina Morris: "Okay. What if it's about your own personal records like I discussed with Miss Lewis."

Supervisor Walter: "Again, this is not the appropriate forum for this. You can talk to a member of my staff or a member of the town attorney's office if there's specific things to your house you're looking for."

Regina Morris: "Well, I have water issues and she went back on her word and she's telling me to file a FOIL request. I'm not getting anywhere. I'm getting no satisfaction at all."

Supervisor Walter: "Okay. My staff- I trust my staff and I know that they've responded. I know that every one in the CDA office has responded. I'm not sure what else I can do for you."

Regina Morris: "Can you show me the responses?"

(Inaudible comment)

Regina Morris: "Like I said, there were numerous questions that I had."

(Inaudible comment)

Regina Morris: "I just got it today and you addressed one thing that we discussed and that was it."

Supervisor Walter: "Okay. Again, this would be something if you want us- "

Councilman Wooten: "After the last town board meeting you guys met, I saw you, and you haven't met since the last town board meeting?"

(Inaudible comment)

Supervisor Walter: "Yeah, Jim, it's taken care of."

Councilman Wooten: "Okay. (Inaudible)"

Supervisor Walter: "Miss Morris, it would be appropriate for

you to come in and speak to a staff member, not- if you need more information, come speak to a staff member."

Regina Morris: "I did that. And I didn't get anywhere."

Supervisor Walter: "Is there anything else you'd like to discuss today?"

Regina Morris: "Personal matters. Why do I have to submit a FOIL request?"

Supervisor Walter: "That's the requirement. Is there anything beyond FOIL you'd like to discuss?"

Regina Morris: "Well, I'm just wondering if you could show me something according to Riverhead town."

Supervisor Walter: "Again, it's not the appropriate forum for me to be showing you things. I'm trying to help you. You can- I'm sure Miss Lewis will make herself available for you to sit down for a few minutes to discuss this during business hours. That's a more appropriate forum."

Regina Morris: "She obviously doesn't keep her word."

Supervisor Walter: "All right, Miss Morris, thank you. I appreciate your time. Is there anything else you'd like to discuss?"

Regina Morris: "Well, I'm ready to go to the media with this, I really am, because I'm getting the run around and I don't think- "

Councilman Wooten: "Well, the media is right there and we're on television. You can't get much more media than that."

Supervisor Walter: "Thank you, Miss Morris. Yes, step up, please, state your name and hamlet for the record."

Karen Leslie: "Karen Leslie, a resident of Riverhead."

Supervisor Walter: "Hello, Miss Leslie. We have not formally met but we have spoken on the phone."

Karen Leslie: "How are you?"

Supervisor Walter: "Good."

Karen Leslie: "I'd like to read a letter to the town board and there are two residents here that also have water problems (inaudible). I didn't canvass the entire neighborhood but I would like to read the letter and make it a part of the record and suggest something constructive after that."

Supervisor Walter: "That's fine."

Karen Leslie: "If I may. From the Residents of Riverhead."

The undersigned residents of Riverhead have had ongoing problems with brown rusty water in their homes through the town water supply. We are concerned with not only the health risks, but bathing, washing and obviously drinking such water.

Some of us, Karen Leslie and Brian Cybulski, have unsuccessfully tried to get answers as to the cause of this problem from the Riverhead water department and the town, the source of the rust, and how to remedy it.

Instead and despite facts to the contrary, the town seems to now deny the existence of the problem.

This is to inform the town board that there is a problem with the water. Major amounts of rust come and go like the plague. Accordingly, we request a meeting with town board members Dunleavy and Gabrielsen to discuss the problem, ascertain what has been done about it, and what can be done to solve it. However, the existence of the problem should not be an issue, as noted below.

We feel that being told to quote unquote go sue without the town knowing the facts or being indifferent to our plight is not the way to handle this.

As taxpayers and residents of the town, we respectfully request answers to our legitimate questions and a resolution of the problem - even if there is a difference of opinion.

By way of example, one resident, Karen Leslie, when bringing the matter to the supervisor's attention this past February, was told to file a claim by water superintendent Gary Pendzick. He told her that that was the message given to him through the new

supervisor, Sean Walter.

In fact, Ms. Leslie was sent a claim to file through the mail. Then, on July 8, 2010, the deputy supervisor, Jill Lewis, told Ms. Leslie that one reason the town supervisor would have said that is if he believed the claim had no merit.

Deputy Lewis even commented that with respect to the bottles of rusty water Ms. Leslie brought with her to the 2008 town board meeting to display the existence of the problem, quote unquote, we don't know where they came from, close quote, implying the falsity of Ms. Leslie's claim.

However, denying the existence of the problem and correspondence detailing the problem which the town is in possession of will not solve it.

After that June 17, 2008 town board meeting at which Ms. Leslie brought the matter to the attention of the town, Supervisor Cardinale, upon observing the bottles filled with rusty water, asked water superintendent Gary Pendzick and Councilman John Dunleavy to go to Ms. Leslie's home and purge the lines.

They witnessed brown rusty water emanating from her spigots for several hours. Yet Ms. Leslie has gotten mixed messages recently.

In March, 2010, the deputy supervisor told Ms. Leslie that a Dave Cullen would contact her about the problem. He has not done so. Ms. Leslie followed up in May in certified correspondence to the supervisor which remains unresponded to, yet she was blamed by the deputy supervisor on July 8 for not following up, even though she had.

Dave Cullen never called Ms. Leslie in March when the deputy supervisor made that statement to Leslie or in July when the deputy supervisor again said she would have him call her.

Also, Gary Pendzick called her a couple of months ago and changed her connection to the water main. Query, why would he do this if he thought there was no problem? He said he did it from outside and did not need Leslie present.

Yet on July 8, 2010, the deputy supervisor accused miss Leslie of denying access- which never occurred. The connection was

changed. Mr. Pendzick told Ms. Leslie he would get back to her after the connection to the main was changed.

Not hearing from Mr. Pendzick, Ms. Leslie called him on July 8 and asked if he would stop by to purge the lines to the washing machine which, although it had been done by the town in December, 2009, was now again brown with rust.

Ms. Leslie's thought was to determine whether the main's being changed lessened anything by purging the lines and using a rust remover to see if the discoloration continued. Instead, on July 8, Mr. Pendzick stated he would not help, despite previously committing to do so, offering only some rust remover.

This is akin to sweeping the dirt under the carpet. It should be noted that this kind of purging of the washing machine line cannot be done without the water department or a plumber. Moreover, this should not have to be done. Ms. Leslie has tried to reach Councilman Dunleavy, without success.

Brian Cybulski of 9 Sue Lane/117 Rabbit Run has also made the water department aware of the rusty water emanating from his spigots. He has not been able to get the problem remedied by the water department either. His wife, Kerri, has had to stop bathing her children when the rust emanates from the faucets.

Dan Gutiw at 131 Rabbit Run has also had similar problems.

We can continue canvassing the neighborhood, but why should we spend our valuable time confirming facts the department and the town board know to be true?

Can we not get the attention and cooperation of the town to resolve these water issues?

We hope that our concerns are addressed in a respectful non-dismissive way, mindful that we all work and pay taxes here. We ask to be accorded water quality that we can bathe in, drink, and wash clothes in without damage to ourselves or our possessions and without being asked to file claims and hire lawyers. That only stokes the concern that matters are delayed, hidden and unaddressed.

It's signed Brian Cybulski, Dan Gutiw, Kerri Cybulski and myself."

Councilman Wooten: "And your name, again, ma'am is- "

Karen Leslie: "Karen Leslie. May I approach?"

Councilman Wooten: "This is Tall Oaks?"

Councilman Dunleavy: "Can I just say something?"

Supervisor Walter: "I want to say something. Karen, Miss Leslie, there's only one reason that I've not dealt with you on this issue. Do you know- do you remember why you know me?"

Karen Leslie: "Yes. I'm not asking you to deal with me personally. I'm just saying I shouldn't have to file a claim."

Supervisor Walter: "When you threatened litigation, which you did."

Karen Leslie: "No, I didn't threaten litigation. I was told to file a claim."

Supervisor Walter: "Yes, you did. Yes, you did. I can't deal with you because you conflicted me out of dealing with you because you used me as an outside lawyer for advice on something. Is that not accurate?"

Karen Leslie: "Supervisor Walter, I didn't want to deal with you. I wanted to remedy the problem. That's a red herring whether we can deal with- "

Supervisor Walter: "I'm going to ask the water district superintendent to come up and give his assessment of the situation and we will do everything we can to try to fix it."

Gary, could you step up, please?"

Councilman Dunleavy: "Gary, could you relay our conversation we had today about this?"

Gary Pendzick: "Concerning- "

Councilman Dunleavy: "About the testing of it."

Gary Pendzick: "Sorry."

Councilman Dunleavy: "The testing."

Gary Pendzick: "The testing. We're going to test-- "

Councilman Dunleavy: "Can you come to the microphone?"

Gary Pendzick: "Gary Pendzick, Superintendent Riverhead water district.

We're going to test at the source, at the meter pit to check for chemicals (inaudible). I'm going to use an outside independent lab that we never used before, not any of our normal contracted for laboratories, and of course we'll give the results both to Karen Leslie as well as board members and health department.

We did move her service connection over towards an area where we know one of her neighbors doesn't have any problem and I did say I was going to get back to her. Since then, we've had this heat wave and my people and I have been working around the clock."

Supervisor Walter: "Yeah. This is not the time for us to be doing anything but pumping water.

Can we fix this problem at-- we're required to fix it at the curb, I guess, or into the house or-- "

Gary Pendzick: "I want to make sure that the source isn't the problem and that's one of the things that this water test is going to do. After that, then if Miss Leslie will let me, we've been in her home, John, you were with me, we'll see if there's a problem perhaps with the service line coming into the house or within the house itself.

The flushing of the lines-- I know that, John, you were there and Miss Leslie, you were there. It did run dirty. It was within the lines itself. We recommend that people should flush their homes at least once a year. We have an instruction sheet. It may be a little bit wordy and somewhat complicated, but we try to direct people as best as possible.

Mr. (inaudible), I know we've been in touch but unfortunately I think we-- about the same time that we were getting in touch with your wife, we went into maximum overdrive with the heat wave and we haven't been able to get in touch with her.

And if the solution for Miss Leslie works as well for you, we'll move your service connection over, free of charge."

(Unidentified speaker and inaudible comment)

Gary Pendzick: (Inaudible)

Councilman Dunleavy: "Gary, we can't hear you up here."

Supervisor Walter: "All right. I don't want to- if somebody wants to speak, they can come up. But, Gary, so we're going to make sure the problem is fixed at the street and we'll have test results for that. I mean that's what we're required to do."

If there's a problem in the home, then we may not be able to do anything."

Gary Pendzick: "We can't take the place of a plumber but we are obligated to try to help the homeowner and we do. We do come into their home, we take water tests inside. We've shown certain folks how to do the flushing of the- "

Councilman Dunleavy: "You taught her how to- this house we're at. You taught her how to flush her house out."

Gary Pendzick: "Well, I can't say that."

Councilman Dunleavy: "Well, you showed her how to do it."

Karen Leslie: "Yes. But the amount, he even agreed- I think we're in agreement that the amount for us three is unbelievable. I mean Gary said that he's asked other people that don't have a problem so there are- I'd like an answer as to why there is a problem- "

Supervisor Walter: "If we had an answer, we'd fix the problem."

Karen Leslie: (Inaudible)

Councilman Dunleavy: "Well, I think the independent testing that we're going to have done at the street will show us and it's somebody that we don't use, we're going to call an independent person. He's going to test it at the street to see if it's a

Riverhead water district problem."

Karen Leslie: "Was it tested when you were there in June of '08?"

Councilman Dunleavy: "No. We tested it."

Karen Leslie: "Who?"

Councilman Dunleavy: "It was Gary. We didn't have an official test. No. This is going to be an official test from an outside vendor that's going to test the water to the property line to see if it's us or if it goes below the property line."

Supervisor Walter: "Okay. So, Gary, you're going to do everything you can to make sure that we're not giving her dirty water."

Gary Pendzick: "If it's okay with all of these residents, I would also like to invite Suffolk County Health Department to come in and test the water at the source as well as inside their homes and because they have a certified (inaudible) for all parameters and water standards, and let them take their results as well."

Karen Leslie: "I guess the question is how do you test for something that comes and goes (inaudible)? I know in your Riverhead water district report it talks about iron being a violation as it exceeds the maximum contaminant levels. The footnote talks about iron as only a secondary drinking water standard. Iron has no health (inaudible).

Isn't that— I mean that doesn't make me happy. I'm getting a lot of property damage."

Supervisor Walter: "All right, Gary. How often is the right amount— let's see if we can work with our brothers and sisters at the Suffolk County Water Authority which I think— or health department and let's see if we can get Miss Leslie on a sampling routine to see whether it's coming in from the main. Because if it's coming in from the main, it's our problem. If it's your house—"

Karen Leslie: "What I wanted to do which is why I was calling Gary was in 2008 when Mr. Dunleavy (inaudible) did not touch this

washing machine and on your instructions it says don't purge the washing machine. Gary came in December, he did the washing machine. (Inaudible)

And so what I wanted to do was him to do it again after he changed the main to see if I'm still getting rust and, you know, he couldn't do it. But these are things that I'm not a scientist but I can see that it's damaging my property."

Councilman Dunleavy: "You have to remember. Every time the water district is flushed, which is twice a year-- "

Gary Pendzick: "Once a year."

Councilman Dunleavy: "-- once a year, you are going to get rust."

Karen Leslie: "This happened not at that time."

Supervisor Walter: "All right. We're-- Gary, we don't want to have that-- Miss Leslie, now is not the time obviously because these guys are working around the clock to try to just keep up with the water demands, but as soon as we slow down in September-- "

Karen Leslie: "Well, understand that I've been asking for your attention to this since 2001 and it was only (inaudible)."

Supervisor Walter: "Our guys are working around the clock. We have guys that actually sit at wells and babysit them that we just put on line to keep them going so we can supply all of the residents water."

You-- as soon as you have a free moment, Gary, I'd like you to set her up on whatever the test regiment is and sample it as many times as we need to sample it to make sure that it's not our problem. If it's monthly, if it's weekly, let's get to the bottom of the problem."

Karen Leslie: "And if it's all right with you, I'd like a meeting with Councilman Gabrielsen to map out a plan (inaudible)."

Supervisor Walter: "You always have the right-- he's the water district-- "

Karen Leslie: "I had called Councilman Dunleavy you know two weeks ago because he witnessed the thing and wanted to get a meeting together with them but I would like that. And, so there's no misunderstanding, I got from Gary an instruction to file a notice of claim. That was not my doing. I did not threaten litigation (inaudible)."

Supervisor Walter: "Let's go past that. Let's put it up-- let's figure out what the test regiment is. Let's figure out-- but if we find out that it's something in your house, you realize that that's where we stop."

Karen Leslie: "Well, it's got to be in their houses, too, and-- "

Supervisor Walter: "We'll get to the bottom of it. It can't be that complicated of a situation that we can't figure it out."

Gary Pendzick: "There are many reasons and this is why I wouldn't mind bringing in the health department. Why an individual home in a community can have a problem like this while others can't, and those conditions can exist in several houses, bad electrical grounds is a good example. I'm not going to get into (inaudible)."

Karen Leslie: (Inaudible)

Councilman Dunleavy: "Yeah, but as long as our water-- and this is the problem when you have changing councilmen from committees that you don't have continuity between them.

I think that testing our water at the property line consistently and periodically will see if we're doing it or if it's in the house."

Karen Leslie: "Well obviously there's a problem with it because it exceeds the maximum contaminant (inaudible)."

Supervisor Walter: "That doesn't mean there's a problem. What we have to figure out is the problem-- is it coming into your house, have we created a problem, or is it a problem in your house that exists. We're going to figure it out. We're going to figure it out."

Karen Leslie: "Well-- this is the Riverhead water district

report is not in my house. This is Riverhead water district water that exceeds the iron level."

Supervisor Walter: "Okay."

Gary Pendzick: "We have several emergency wells that exceed the iron levels of .3 parts per million I think. Well 2 which we use only during hot summer months is .5 parts per million."

Supervisor Walter: "Right. Okay. They're not- we don't use them- what do we run, three wells out of 10 or 12 year round?"

Gary Pendzick: "During the winter, we use one-quarter of our wells. Certainly these wells aren't (inaudible)."

Supervisor Walter: "Right. Okay. It's not a well problem."

Karen Leslie: "Can we meet- Councilman Gabrielsen (inaudible), before any purging because I believe they want to get water tested and I know something was said (inaudible). I'd just like to meet with you first and have a plan so that we can be there and know what's going on without the lines being purged and not tested."

Supervisor Walter: "We'll- "

Gary Pendzick: "When Miss Leslie called up a few weeks ago it was just before 4th of July weekend, but she had asked us to flush out the washing machine lines. I- with your permission I'd like to do that as soon as we get the time and things settle down a little bit with this summer drought."

Supervisor Walter: "That's fine."

Gary Pendzick: "Because as she mentioned then when it's clean, then she'll be able to assess whether or not (inaudible)."

Supervisor Walter: "That's fine."

Gary Pendzick: "And that will be (inaudible)."

Supervisor Walter: "That's fine. Okay. Would anybody else like to be heard? Yes, sir."

Michael Tillman: "Good evening, Michael Tillman, Riverhead resident."

Town supervisor, I'm looking for information on what the status is of the property at the end of Reeves Park, EMB (phonetic) property. Can you tell me what the status is?"

Supervisor Walter: "The status is the town lost the court case. The court approved the site plan and right now that's the status."

Michael Tillman: "If any developments occur, is there notification to the residents of the town? Will there be an open board meeting?"

Supervisor Walter: "Well, they have site plan approval and the only thing is SEQRA and we're trying to see if we can work something out with that Mr. McLaughlin who I guess represents some of the residents down there or the homeowner's association. I think he said he represented the homeowner's association."

The bottom line is we have very little authority to do anything."

Michael Tillman: "So would there be a need for a public hearing?"

Supervisor Walter: "No. There's not. Not."

Michael Tillman: "All right. Thank you very much."

Supervisor Walter: "You're welcome. Yes, sir."

Ken Densieski: "Good evening town board. Ken Densieski, East End Surf Fishing Club. I'd just like to add to a couple of the items that were mentioned earlier."

I, too, and members of the club have—we've discussed this now for a couple of months and we have not seen any enforcement at all down on the beaches other than code enforcement in the parking lots.

I witnessed this past weekend, Friday evening it was about 11:00 at night, a large group of people a mile down the beach at Roanoke down just before the point, they had a boat on the beach,

they had numerous coolers and I said, wow, look at all these people, where's the garbage.

So I didn't think anything of it. All of a sudden I saw one of the gentlemen on the cell phone, all of a sudden coming at me down the beach was a pickup truck who proceeded to pick them up and they flew off the beach just as quick as they flew on.

I know a couple times that the police department was called and we've gotten no response and by the time the police do get there, they're long gone. So that's one of my issues.

You know, the bottom line is, it's an enforcement issue."

Supervisor Walter: "You heard my response about trying to figure out a way to try and put a seasonal bay constable on for next year if it's at all feasible in the budget."

Ken Densieski: "I did and I agree with that 110%."

Supervisor Walter: "There's not much else I can do at this point because- "

Ken Densieski: "For the simple reason that a bay constable cannot only enforce the town ordinances, he can also get him for the illegal fish whereas a peace officer or a police officer cannot do that. A bay constable can. He can write both violations.

On the seasonal parking pass, the June to June thing was mentioned. That would alleviate a lot of the problems. However, the neighboring towns, Southampton, Southold, you are allowed parking in the parking lots, not at the end of roads but in the parking lots from September 15th 'til the Friday preceding Memorial Day.

The Friday preceding Memorial Day to September 15th, you have to have a beach permit to park in the parking lot.

As Mr. Gabrielsen stated, you have a lot of tourists that come out here, people that come to the Tanger Mall. A lot of people just want to go there and eat their lunch. How many guys work in the town that just want to go there, eat their lunch, be on their way in a half an hour?

You are just precluding a lot of people from enjoying a view. Granted, there may be some problems, but, again, it's an enforcement issue.

That's the way the East End Fishing Club feels about it. The Riverhead town residents that fish here in Riverhead, after September 15th, they move over to the south side. They're more than welcome to use the beaches in Southampton. The parking lots are open. You can go over there, you can park, you can fish and there's always a police presence.

Thank you.'

Supervisor Walter: "Thank you. Is there anybody else who wish to be heard?"

Susan Reeve: "My name is Susan Reeve and I'm from Riverhead and I'm a lifelong resident of Riverhead. My father was Richard and my family has been here since the 1600's. One of my great great great uncles was on one of the merchant ships that came through Long Island Sound.

All the way down the family line everybody has gone of the beach with horses and wagons to fish. The original driving on the beach thing was because they needed to net bunker which was very plentiful in Long Island Sound at one time to put as fertilizer on their fields. That's how Agway got into the fertilizer field from what I understand too.

My grandfather owned property, my father owned property. If you go down to the beach many people here know where all the automobile wrecks are. My father went down with his gasoline and his caterpillar and he took old vehicles and put them up so that the- all the trees and everything won't slide down.

It did pretty good until the past few years since it's been pretty washed out. I go on the beach. Last year I wasn't able to do any garbage picking up because I was ill. I'm still going through some stuff. I pick up sometimes, I don't pick up other times.

But the point I want to get is- and I did write a couple things down, I'm probably going to mess them all up.

The garbage on the beaches. I know most of the guys that go down with four wheel drive vehicles pick up garbage. I have been one of them. For years I picked up garbage. I've been back for a little over four years. Every time I go down there, I try and pick up a bag of garbage and if you look on the inside of my truck, I ride around with most of them too.

A lot of the people that are coming down are the Spanish people. They come down with their babies, they leave diapers, they leave whatever they don't want there. They walk down the beaches. They're finding ways to get down on the beach and anything they don't want to take back with them, gets left. The fishing people are the ones that are picking it up.

Reeves Beach, one of my ancestors owned Reeves Beach. The people that are here in the summer time wouldn't be here if it weren't for one of my ancestors selling the land.

I'm here year round. I like most of the people I've met at Reeves Beach, you guys are all awesome. I have medical training in my background and unfortunately I'm not able to do now, but if one of you guys gets in a problem, your kids go under or something, I'm-

Councilman Dunleavy: "Miss, can you talk to us, please."

Susan Reeve: "If one of their family members or anybody gets into a problem down at the beach, I'm the one who's going to be running. The guys with the vehicles are going to be the ones that are going to be running. You've got it until 6:00 at night all to yourselves. After 6:00 I want to go down and fish and relax. I can't do it if I've got to wait for 15 people to get out of the way, get out of the ruts of the truck and I'm not going to drive around people because that leads to running over little kids and stuff that I'm not going to do.

So that's my feeling about closing the beaches down and I know you're going to talk about it in a meeting on-

Supervisor Walter: "We're not going to close it. We want to make sure that there's open access to everybody to use the beach."

Susan Reeve: "Just to be fair, right."

Supervisor Walter: "And to respect our neighbors."

Susan Reeve: "I have no problem with that, with respecting each other."

Supervisor Walter: "There has to be a compromise somewhere."

Susan Reeve: "I want to be respected as someone who drives on the beach also because if I can't drive on the beach, I can't go on the beach. And that's where my fantasy comes (inaudible)."

Supervisor Walter: "Until I bought a F-350 crew cab, I was down there all the time. My truck is a little heavy to go on the beach and it doesn't go real well unless you put it down to about 20 pounds air pressure and I just don't do it anymore."

Susan Reeve: "I'll tow you out."

Supervisor Walter: "Yeah, I appreciate that. Is there anything we can do for you this evening?"

Susan Reeve: "No. Just what they've already said. Better enforcement because of all the people coming down with the garbage and all the people that are coming out from New York City to fish know that after 5:00 there's nobody going to bother them on the beach and they go down and there's bags of garbage and stuff blowing up the beach."

Supervisor Walter: "We will-- somehow we will figure out how to hire a seasonal bay constable."

Susan Reeve: "Well, look into volunteers, too."

Councilman Dunleavy: "We have to do enforcement. So you can't have laws and not enforce them."

Supervisor Walter: "All right. Is there anything else, Miss Reeve?"

Susan Reeve: "No."

Supervisor Walter: "Thank you very much. Does anybody else wish to be heard?"

Okay, can I get a motion to adjourn?"

Councilman Gabrielsen: "Motion to adjourn."

Supervisor Walter: "All in favor."

Collective response: "Aye."

Supervisor Walter: "Thank you everybody."

Meeting adjourned: 8:52 p.m.

Alvina M. Wilhelms
Town Clerk