

8/05/2008

Minutes of a Town of Riverhead Board meeting held by the town board of the Town of Riverhead at Town hall, 200 Howell Avenue, Riverhead, New York on Tuesday, August 5, 2008 at 2:00 p.m.

**PRESENT:**

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

**ALSO PRESENT:**

Barbara Grattan,	Town Clerk
Dawn Thomas,	Town Attorney

Supervisor Cardinale: "So we are ready. Good. I'd like to begin the— no, I don't want to begin until they put the recorder on. Are you— working on it? Okay. We are set to begin. This is the August 5<sup>th</sup> meeting of the Riverhead town board. We're going to begin as always with the Pledge of Allegiance which will be led by Mitch Friedman of the Newsday."

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

Supervisor Cardinale: "Okay. The next item of business is to proclaim National Night Out so we're going to go down and do that right now and then return.

Okay we are— I guess we are without a mike. Thanks very much.

Can you hear me? Yeah, you can. We've reached that time of the year when— National Night Out— today, this very day, Tuesday, August 5<sup>th</sup>. That's why we're here in the afternoon so that we can all be out tonight at National Night Out.

We have as each year we do, Schwing Electric and Robert Donegan (phonetic) who has been the sponsor for 20— 18 of the 25 years that the annual National Night Out program has existed.

For those of you or who don't know what National Night Out is, I would like to present this proclamation to Schwing Electric and Bob Donegan and in the process you'll know what it is.

The National Association of Town-watch— National Association of Town-watch, NATW, is sponsoring a unique nationwide crime, drug and

8/05/2008

violence prevention program on August 5, 2008 entitled National Night Out, and I should have said Whereas, they are; and

Whereas, the 25<sup>th</sup> annual National Night Out provides a unique opportunity for Riverhead town to join forces with thousands of other cf communities across the country in promoting cooperative police community crime prevention efforts; and

Whereas, Schwing Electric and more specifically Mr. Robert Donegan play a vital role in assisting the Riverhead town police department through joint crime, drug and violence prevention efforts in the town and in supporting National Night Out 2008 locally;

Whereas, it is essential that all citizens of the town be aware of the importance of crime prevention programs and the impact that their participation can have in reducing crime, drugs and violence in the town; and

Whereas, police community partnerships, neighborhood safety awareness and cooperation are critical themes of the National Night Out program.

Therefore, I- Now, Therefore, I, Phil Cardinale, Supervisor together with my entire town board, call upon all the citizens of the town to join Schwing Electric and Riverhead police department crime prevention unit in supporting the 25<sup>th</sup> annual National Night Out tonight August 5<sup>th</sup> and

Let It Be Resolved that I do hereby proclaim Tuesday, August 5, 2008 National Night Out today.

That is what it is and I would like Lt. Boden and Bob and Erin, Bob's daughter to take it from here because I think we have some prizes to give out and here you go."

Lt. Boden: "Thank you, Mr. Cardinale. Every year and they come around quicker and quicker obviously we do something called National Night Out in conjunction with other police departments throughout the country and throughout the world actually, where we sponsor our neighborhood watches to get together, have block parties. The police department will come out, we'll visit them. We have the crime dog, we have Bob Donegan and his crew from Schwing Electric. We give out prizes, T-Shirts, and do raffles and things like that.

It's a nice way for a neighborhood to get together. These are all neighborhoods who have organized themselves into fighting crime, making the neighborhood a little safer, a little bit better of a place to live.

8/05/2008

Tonight we have seven places that we are going to and we enjoy doing it and it's been a great experience for us working together over the years for sure.

We couldn't do it without the support of the town board, the supervisor, the chief of police and all the neighborhoods out there that actually get involved. That's the only way you can actually make, you know, make everything a little better, is by getting involved.

That's the only thing we ask you to do and if you're interested in starting a neighborhood watch, call the police department, we'd be glad to get you going.

Part of what we do to kick off National Night Out is we do a poster contest for the Jamesport Community Center youth program and the winners from that are here today. And I also want to thank Kelly from the Recreation Department who helps us with getting the kids going and trying to get up a crime prevention theme. And if you look around, the posters- I think some of them are hanging up. You'll see the theme is pretty much giving crime a going away party, that's the whole idea of National Night Out.

So we're going to call the winners up. We have two age groups, 5-8, and 9-12 I believe they are. I don't know if all of them are here, but I know some of them are.

The 5-8 year old, the first place winner is Gabriella Hansen. Is she here? She's one of the ones that isn't. Okay. I'm going to put that aside for her. First prize is tickets to Splish Splash. Very nice.

Second prize winner is David Wallman. Is he here? 0 for two. Second place prize is Snowflake Ice Cream. Very nice. We have to get Mr. Bissett to give us some Atlantis tickets for next year.

All right. And third prize is Sophia Dupuis. She is here. Come on up. Third prize is four tickets for miniature golf.

And the 9 to 11 year old group, first prize is Marisa Danowski. I think she's a repeat winner, Bob. She's a repeat winner. She has the crime prevention theme down pat, I'm sure.

Second is Danielle Napoli. And the third prize winner in the 9 to 11 year old group is Kamil Wojtas. I think you won last year also, did you? Another repeat. Very nice. Congratulations."

Bob Donegan: "If you're wondering what's in the bag, each year for over 28 years we have tried to give away toys. We go through the neighborhood, and each year it's getting more and more

8/05/2008

difficult to find something new and original. So after 18 years, we're still turning out new ones and it's a little toy that's in there and we threw in some of the ones from previous years that we still had.

So I congratulate all the winners and thank them very much. I'm very lucky to have my daughter here with me. She helped me start this 18 years ago. She was a judge for many of the poster contests and took time off, came out from the city, so I thank her for her help."

Lt. Boden: "I think you outdid yourself, Bob, with the toy this year. I think the parents will be happy to have those in their house."

Bob Donegan: "I was just enjoying it. They told me how to run it."

Lt. Boden: "We'll turn the meeting back over to you, Mr. Supervisor."

Supervisor Cardinale: "Thank you to Lt. Boden and thank you as well, Bob, again for your sponsorship and support and for bringing your lovely daughter this year. Thank you."

And I will- I congratulate all the kids too as does the town board. We didn't subject you to having to shake hands with them because I was in a good mood so I'm going to go back and do some work. Thank you very much. You can all go to the parties tonight.

Hey, you didn't tell us where the parties were. Hey, Rick, do you want to tell us where they are because we'll be out of here by five and we can go."

Lt. Boden: "The first one is right across the street at 821, the apartment, River Point apartment complex. Okay. We just had somebody else that got here a little bit late and it must be David. Come on up, David, second place."

I don't have the full schedule for where we're going but I know- oh, here we are. Two Bears, which is off of Middle Road. We'll be there at 7:00. Linda Avenue which is in Aquebogue which does this every year at 7:20. Malcolm Way and Constable Drive at 7:45 and then we end up at JT Blvd. around 8:15.

We also have a couple in Wading River at Wildwood Acres at 7:00 and at Herod Point which is down off of North Wading River Road at Maple and Barry. So we have seven different places that we're going to.

8/05/2008

We have two groups. We try to run around and everybody wants us there at the same time so it's hectic but we enjoy it. So if you're in any of those neighborhoods, we hope that you'll join us tonight. Thanks."

Supervisor Cardinale: "Thank you very much. Okay. We have minutes to approve for the last meeting of July 15<sup>th</sup>. Would someone of my council members offer them, please?"

Councilman Dunleavy: "I offer the minutes of July 15<sup>th</sup>."

Councilwoman Blass: "Seconded."

Supervisor Cardinale: "Moved and seconded by Barbara. May we have a vote?"

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

Supervisor Cardinale: "And before we get into the Reports, does anyone have any announcements or committee reports they would like to give on the board? If they do, please- if you do, please do. And as you're thinking about it, why don't you give us the Reports, Applications and Correspondence, please, Barbara?"

#### **REPORTS:**

Receiver of Taxes	Utility collections - total collected \$390,654.60
	Tax year collections - total collected \$114,293,179.28
Town Clerk	Monthly report for July, 2008 - total collected \$12,780.77
Sewer District	Discharge monitoring report for June, 2008
Building Department	Monthly report for July - total collected \$76,672.75

#### **APPLICATIONS**

Special permits	Sid Harvey - 144 Kroemer Ave. interior alterations to existing building
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8/05/2008

Terry Girl's Realty, Inc.

486 Main Road, Aquebogue -  
construct a bed and break-  
fast

Peter Danowski -

petition for extension of  
sewer and lateral sewers for  
Damianos Realty Group- 780  
Old Country Road

**SPECIAL EVENTS**

WSHU Public Radio

fundraiser Paumonok  
Vineyards -  
9/7 - 5:30 to 8:30

East End Arts

9/6/08 -  
4 pm to 11 pm - dinner/dance  
Garden of Eve LLC - 9/27 &  
28 - farm festival

Petition

Construction of lateral  
water mains- map of Joan  
Caffrey (Section 1)

Petition

Extension of water and  
sewer districts for  
REPCAL LLC from Germano &  
Cahill PC

**CORRESPONDENCE:**

Pamela Hogrefe

Re: intersection of Main St.  
and Riverside Drive

Riverhead Fire District

Re: properties on Second St.  
and Ostrander Avenue

BID District

Re: comments on the East Main  
Street urban renewal plan  
2008 update

Barbara Grattan: "That concludes Reports, Applications and  
Correspondence. That's it."

Supervisor Cardinale: "Thank you."

Barbara Grattan: "You're welcome."

8/05/2008

Supervisor Cardinale: "Since there's no announcements or committee reports, I will move into the next items which are the hearings of which we-- "

Barbara Grattan: "Wait a minute, Phil. I do have correspondence which I just received."

Supervisor Cardinale: "Okay."

Barbara Grattan: "From the County of Suffolk from Jim Morgo (phonetic) regarding the parking proposal presented by the town of Riverhead for Supreme court complex parking. I just received it this afternoon."

Public hearing opened: 2:24 p.m.

Supervisor Cardinale: "Very good. Thank you. Okay. The public hearings are scheduled to begin at 2:05. It's 2:24 so we can begin them. The first of six is related to the Atlantis Marine World Complex and it's a special permit application to permit Atlantis Marine World to utilize part of the property as a hotel.

Would you-- Eric Russo is here representing them and will do the initial presentation. And since it's a special permit, do they swear themselves in or-- we have to swear everybody in, right."

(Some inaudible discussion)

Eric Russo: "Mr. Supervisor, Members of the Board, with me today is Roger Smith from the firm of Burton, Baron and Smith, 244 East Main Street in Patchogue as well as James-- Mr. Joseph Petrocelli and Mr. James Bisset who are the principal property owners of interest here and managing members of the Atlantis Holding Company LLC. So if you want to swear us all in in case there are any questions of us individually subsequently it can be responded to without having to go through that trouble."

(At this time, the witnesses were sworn in)

Eric Russo: "Mr. Supervisor and Members of the Board, as I said my name is Eric Russo. I'm with the law firm of (inaudible) with offices at 140 Main Street in Sayville, New York. I'm here tonight representing the applicant, Atlantis Holding Company LLC of 323 Long Island Avenue, Holtsville and also with their property here in Riverhead at 431 East Main Street, downtown Riverhead.

I introduce to you the two principals, Mr. James Bisset and also Mr. Joseph Petrocelli who are the managing members of Atlantis Holding Company LLC and this afternoon as I indicated is Mr. Roger

8/05/2008

Smith who will during the presentation address the commercial site plan component as it relates to the hotel that's being proposed.

The hearing this afternoon is one in which we are seeking a special permit from the Riverhead town board pursuant to you section of the code under Article 26 A entitled special permits, specifically Section 108-133.5 as the property is in the DC-1 downtown center main street district.

The board is aware that this particular property has recently been brought within the Riverhead town public parking improvement district #1 through the extension that the board granted as trustees for the district on May 20, 2008 and I believe you have a copy of the resolution in your town records illustrating same.

It is also interesting to note that this particular project is before the East Main Street or within the East Main Street Urban Renewal area which also means that the site plan that we will be discussing subsequently will also seek approval from this board as to the site plan development that is being proposed.

It is our opinion that the proposed hotel for which this special permit is sought will be in harmony and appropriately conform to the orderly development of existing downtown zoning district; that its location, size and nature and its intensity as a hotel operation will not have substantial impacts on the downtown Main Street area; that there's adequate space for this particular proposed project; that the streets will give proper and adequate access to it, and because of the fact that we are now incorporated in the parking district and also with the valet parking that's proposed for the prospective hotel, there will be adequate parking for the location.

The proposed hotel itself since we last had discussions before the board, has been reduced in its footprint size from 103,689 square feet and it is now being proposed to you today at approximately 81,456 square feet.

There are 110 rooms being proposed; there will still be offices, lobby space, a coffee shop, a banquet hall with a kitchen, bar, fitness area, conference rooms, outdoor pool and deck and related mechanical space. And there will be a gift shop.

What has been eliminated has been three of the retail shops and we have downsized the total number of rooms in the footprint from 126 to 110.

Also, the proposed special use is not objectionable to nearby properties in our opinion as this particular site is one that has been designated and has existed as a marina area, as a recreational

8/05/2008

area, under your zoning along the Peconic River and has been an aquarium for the last eight and a half years. In the downtown Main Street area, in the business district, adjacent to stores, offices, the Chamber of Commerce, the Pine Barrens Society and other area parking.

We have submitted the revised commercial site plan to you for the proposed hotel and the amended LEAF that goes with that proposed use for the special permit with the office of the Riverhead town clerk.

It's our position that in reviewing your code, items A thru R, which I will summarize for you now, that the site is suitable for the hotel within the community as it is a landmark tourist destination in the area. In an area that also contains presently outlet stores, vineyard tours, the Peconic River attractions, golf, and other scenic excursions that are provided to the people within the town of Riverhead and also to the County of Suffolk and people are using this particular location as a destination type stop in which they are coming here so that they can see the aquarium.

You may or may not be aware, there's a sign posted on the front of the aquarium that Parent Magazine has listed this facility as one of the top 10 aquarium facilities in the country. That Mr. Bisset and Mr. Petrocelli have been courting three top hotel chains to come to this location, to downtown Riverhead, as part of a tourist destination so that it will be a place that people will come to for all of those reasons that I mentioned to shop, to visit, and to enjoy the beauty of the Riverhead area and the County of Suffolk.

The plot area as far as it is being proposed is sufficient for the proposed use as the site is situated for the hotel on 2.6 acres or approximately 115,362 square feet.

The use as I indicated is not in our opinion unreasonably or unsuitably near to a church, school or theater, recreation area or other place of public assembly. This is your criteria under your code and evaluating the location and in looking at our proposal, it falls within meeting those criteria.

The facility access is adequate again in our opinion for traffic purposes and will not cause undue congestion as to entrances and exits and visits to the facility.

If the board recalls, and I'll give you another copy today, we had provided you through the assistance of Esbocher Engineering (phonetic), a report when you considered this application in the parking district, and in the conclusion it indicated that there was adequate parking for the facility and access to and from the site was appropriate. So I have another copy of the report which I'll

8/05/2008

include in today's hearing and pass onto the town clerk for her file.

The conclusion is stated I believe in page 10 in that report and the conclusion again reaffirms the fact that the traffic is in keeping with as well your own study that was prepared by Dunn Engineering which is about to have review through the LEAF process and hearings are supposed to take place on that I believe in September of this year.

As to the access points to the hotel, Mr. Smith's proposal for his site plan shows that there are two points there and he will describe that to you in a few minutes. And there are curb cuts on New York State Route 25 which will be reviewed and which will in our opinion meet with the approval of the state as to the development with the input of your highway department.

As to emergency equipment, there is access to this proposed hotel facility on all four sides of the building based on the site plan. It is accessible for emergency equipment whether it's fire apparatus, ambulance, that would be needed to come there. And as we have discussed previously in work sessions and also at the parking district hearings, the proposed building will be 60 feet in height. It will conform to your Riverhead zoning code. There are no variances required for the proposed building and we will be in conformity with the New York State Building and Fire Codes as well.

Again, I point out, on item G under your code, it says was there adequate parking for employees, patrons, visitors to the proposed hotel and given its inclusion if it were to be approved, given also the fact that we have provided on our site plan and Mr. Smith will elaborate on this, that there will be valet parking as well for hotel guests, so patrons of the hotel will be able to park at the facility and have their cars taken to the valet parking across the street on the corner of Ostrander and Main Street.

The proposed landscaping that will be developed at the site will comply with your town zoning code. There is and will be adequate buffers between the buildings on the site. We have reviewed your Riverhead town code in relation to that and we have previously appeared before your Architectural Review Board to get their input and guidelines and recommendations as to the site's development and the building that we would be looking to construct.

There are no special setback requirements as to item I or easements that we would require here and rights-of-ways or covenants and restrictions are not needed in our opinion as it relates to the proposed use.

8/05/2008

There is as to item J under your code public access and you have seen the site plan before you and it indicates that there's a public walk or dock along the waterfront which was provided pursuant to your Riverhead town comprehensive plan of 2003.

There is adequate collection for stormwater drain and water runoff on the site and also sanitary sewage. In this particular case, there's a sewer district. We know that we will comply with health department requirements as well as New York State DEC requirements and we have already secured some of our sign ups and approvals from those respective agencies.

Existing municipal services and facilities are adequate for the proposed use and compatibility with it so there would be no conflict.

And as to the issues of pollution, vibration, noise, light, electrical discharge, odors smoke or irritants on site, it is our opinion that there would be none proposed by the hotel use we're seeking a special permit for.

As to Item N, the proposed hours of operation would be those— it would be Monday thru Sunday, your standard check-in, check-out hours for a restaurant, cafe, banquet facility and a hotel operation.

It is also our belief as to your requirement under item O that no proposed additional town planning board or town board safeguards would be required other than the normal review process as to this proposed use for the special permit.

And as to item P, the design, layout and contours of the roads and the right of way will be proposed and adequate, subject again to state requirements and town requirements and your review as to our engineering plans for roadways and specification.

As to Q, there is adequate disposal for solid waste and they will be properly screened on site and Mr. Smith will go into that. And we already have as far as this particular location, a New York State DEC permit.

As to item R, the intensity of the use in our opinion is justified by seeking this special hotel because it will be compatible to a tourist destination. It will be compatible to the use of the aquarium that has been here and enjoyed by your community as well as the visitors to and from outside the community and the residents of the town of Riverhead and it is also compatible with the area and the district zoning as you have set it up under DC-1.

8/05/2008

Unless you have a question of me or want to see a copy of the resolution or our prior booklet that we provided you with from our parking district hearing which I know you all have copies of and the town clerk has on file, I have nothing further and I would like to bring up Mr. Smith at this point to go through with you the site plan and to talk about the building."

Supervisor Cardinale: "The-- Eric, the changes you alluded to in the early part of your comments that the hotel, 110 rooms, the restaurant, the retail had been diminished in size, was that in your parking district proposal?"

Eric Russo: "In the parking district proposal, when we discussed it with you, we had discussed 110 rooms-- "

Supervisor Cardinale: "Right."

Eric Russo: "-- but when this application was originally filed going back four years ago, it was larger in size."

Supervisor Cardinale: "Right."

Eric Russo: "And when we had our parking district hearing, we did discuss it at the 109, 110 room size. I'm just citing that to you for purposes of our first opportunity to talk about the special permit and talk about the site plan, that we're now at this particular size."

There was a change because in our prior work session discussion with you, we had talked about a chain restaurant. That has been eliminated at this particular point. We're still maintaining a cafe and we talked about some additional retail shop. However, in our discussions with our chain, we eliminated the four down to one.

So those are the modifications. So the actual footprint size now as you're seeing it on the site plan, is as I indicated 81,456 with 110 rooms. It's still four stories as we had always discussed and proposed with you but, again, it is 60 feet in size, no greater."

Supervisor Cardinale: "What's the square footage of the restaurant and the retail?"

Eric Russo: "That-- I prefer Mr. Smith address that because that's one of his design presentation and unless there are any other questions about the special permit, I would conclude at this time."

Supervisor Cardinale: "Thank you."

Eric Russo: "Thank you."

8/05/2008

Roger Smith: "Good afternoon. I had prepared about 40 minutes of my part of this but Eric has really covered it quite well. So I'm going to really just take you through some of the fine points of the site itself.

Just in answering some of your questions, the banquet facility is 4,500 square feet. The retail space is 1,200 square feet. And those have been diminished in size. The overall building has been diminished in size as Eric mentioned, really as a result of the design process and working along with my clients and the chains that they've been talking to relative to utilization of the building.

As Eric described, the building is accessible off East Main Street. The property is on the south side of East Main Street, a little over three acres. It is zoned both DC-1 and DC-2.

We're proposing to construct a four story hotel that has a gross square footage of 81,000 square feet— 81,456 square feet. And I'll just give you some input to those footprint sizes in a moment.

As I mentioned, it's accessible from East Main. There's a one way drop off loop in front of the hotel for the valet parking. Forty-four parking stalls are provided to the south of the new hotel on a crushed stone bed between the hotel and the existing marina.

Because the building changed, we took some pieces out of it as was mentioned before, the retail, the restaurant that had been proposed, the actual overall length of the building was decreased. That let us put an additional 21 parking stalls on the property adjacent to the east side of the hotel on a paved surface and across the street on Ostrander Avenue, on the northeast corner of Ostrander and East Main Street, there are 44 parking stalls.

The area of the existing buildings was 10,904 square feet. As Eric mentioned, the building is 60 foot in height which is taken from the median height and average grade as required by the building department and your planning department.

We originally at some point and I can't remember when in the process, it's been on for a while, as Eric mentioned as you just went through the review for the parking district, we had 110 rooms and still are and at some point that had decreased by about 16.

The building had been 103,000 square feet plus or minus in gross square footage. Now it's a little over 81, 22,000 square foot less.

The footprint on grade was 32,463 square feet. Now we are 9,000 square feet less than that, or 23,352 square feet.

8/05/2008

Probably the dimension that means the most to you besides all of those numbers is at one point the front facade was 260 feet— 264 feet long. It is now 197 feet long.

Sanitary would be provided within the municipal system. Drainage on site as required and I think if you have any questions, I'd be happy to answer those along with Eric."

Councilman Dunleavy: "I have one question."

Supervisor Cardinale: "Yes."

Councilman Dunleavy: "The banquet hall, 45,000 square foot?"

Roger Smith: "Forty five hundred."

Councilman Dunleavy: "Forty-five hundred. All right. How many persons can that hold? I'm trying to figure that in my head how big the room is."

Roger Smith: "By building code, the total maximum would be 300 but that's typically done by 15 square feet per person and that's by building code requirements."

Councilman Dunleavy: "Okay."

Councilwoman Blass: "You had indicated a gravel parking area. Was that a DEC requirement or was that to bring you into compliance with impervious surface?"

Roger Smith: "I believe it was both. It was both the impervious surface and the DEC requirement. As part of the application to the DEC, that was all proposed and all approved."

Councilwoman Blass: "Okay. Thank you. Okay."

(Some inaudible discussion)

Supervisor Cardinale: "Thank you."

Councilman Dunleavy: "One more question. At the work session, the valet parking was going to contribute 80 parking stalls and now it's 44?"

(Inaudible comment)

Councilman Dunleavy: "Okay, so that still stands then— the valet parking. Thank you."

8/05/2008

Councilwoman Blass: "I do have another comment if I could. We have been apprised of the fact that from time to time the buses that bring individuals to your facility park in an area that may not necessarily be convenient for the rest of the people in the parking district. And we were just hoping as a function of this special permit application that we could get some agreement that the buses— a designated area where the buses should be parked during the day as opposed to where they're currently parking."

Eric Russo: "Councilwoman Blass, today, coming to the hearing I decided to drive down the streets in the area just to see what a typical day would be at the Atlantis Marine World visitors' situation on a Tuesday. I had been here last Friday."

As I provided to the town clerk and to the supervisor, I gave you a series of photographs that were taken last Friday between 12 and 1 o'clock. That shows you the typical traffic layout and pattern in terms of parking on a Friday weekend day between 12 and 1.

As you can see, the parking lot for paid parking is full in both locations and there are people that are crossing on Main Street and there are some slow downs in traffic that allow people to cross which is a wonderful thing.

There was also buses in the area then and there were buses in the area today. Today the buses when I drove Ostrander were parked on and had been parked on the lot that is owned by the fire district that is leased by the town. There were four— three buses that I saw this afternoon at around 1:15 parked in that location.

If that is a convenient location and is a condition of the permit, the board would like to see that buses which are school buses, regular standard issue, dropping children off at the facility in the turn around and then placed at that location, Mr. Bisset has indicated that the standard stay is about three hours for people coming to visit. There would be an appropriate area for them to park in if that is what's agreeable and amenable and is a condition of the permit."

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

Councilman Dunleavy: "Thank you."

Eric Russo: "Are there any other questions?"

Councilman Wooten: "I can't quite see— I see the map but (inaudible)."

8/05/2008

At one time there was a-- were you going to obtain the property in the front-- 415?"

Eric Russo: "You're talking about the gas station parcel?"

Councilman Wooten: "Yes."

Eric Russo: "That's still shown on the site plan."

Councilman Wooten: "Is that still included, the yellow portion? Okay. That's not a concern right now."

Eric Russo: "That would be coming before you as part of the site plan application."

Councilman Wooten: "A different phase?"

Eric Russo: "Right. We have to-- right in a different phase. We still have to address with you the architectural review. As Mr. Smith alluded to and I may have alluded to in my part of the presentation, we showed you a prior design. However, because we have been to the Architectural Review Board in 2006 in February, both Mr. Smith, myself, and Mr. Petrocelli, there wasn't a unanimous consent by the Architectural Review Board as to what the design should look like.

Their biggest concern back to us, and I know you've seen our design which was a Victorian type style that we may have showed you in the past. The discussion out of the Architectural Review Committee was one that they wanted to see a more focused and uniform design on Main Street in keeping with other proposed uses that were going to be developed along Main Street.

So Mr. Bisset, Mr. Petrocelli and Mr. Smith have been looking at some of the other proposed uses and they have also been looking at the other designs that have been submitted by other projects here within the Riverhead downtown area and we're in the process of talking with chains and trying to come back with something that is more striking in the way of setting a design tone for downtown Main Street.

We need to change the front facade of our buildings. We need to incorporate the aquarium with a new look in the front so that it connects to the hotel and we want to make it a downtown tourist destination stopping point.

And when you look at the other 10 aquarium facilities in the top 10 throughout the country, they're all very unique in style. They speak for themselves and you know that it's something different than everything else around it.

8/05/2008

So the design that Mr. Smith is coming up with, with the input from the hotel chains and the Bisset, Petrocelli organization may be a little bit different from what you've seen in the past. We're not ready yet today to present that to you. It will be part of our site plan process and prior work sessions."

(Inaudible comment)

Councilwoman Blass: "So just for my clarification then, the gas station is or is not included in the square footages that you talked about today?"

Eric Russo: "No."

Councilwoman Blass: "It's not. Okay."

Eric Russo: "Today we're here for the limited purpose of the hotel special permit."

Councilwoman Blass: "Thank you."

Eric Russo: "The gas station would be in addition to the aquarium facility."

Councilwoman Blass: "Okay."

Eric Russo: "If you recall when we had the parking district discussion, that's when we discussed the fact that the aquarium was going to put additional exhibits in that space and safety and mechanical operations for the aquarium itself. That's not part of today's presentation nor Mr. Smith's numbers."

Councilwoman Blass: "Thank you."

Supervisor Cardinale: "Thank you. The— here's a question vaguely relevant anyway. The decision on chain or no chain hotel, when is that going to be made? Do we have any idea."

(Inaudible comment)

Supervisor Cardinale: "Because this is as pointed out a—we'll be seeing the site plan later but this is a permit— request to permit hotel use."

Eric Russo: "Correct."

Supervisor Cardinale: "So to the extent that— and we expect to make this in the next month, but to the extent we knew what chain— if you had committed to a chain during that period and we

8/05/2008

knew it, it would make life easier for us. Because then we'd know what kind of a hotel we're approving. At this point, we're just approving a hotel use."

Eric Russo: "One minute. Mr. Supervisor, Members of the Board. For your information there are three entities that they are discussing with. Hilton, which is the Hilton Hampton Inn, the Four Point by Sheraton, and the last one was Hyatt Place. So they're all high end quality hotels that I think would be acceptable additions here.

It is not a requirement under your A thru R criteria that we need to specify a specific hotel chain but that certainly would be something for you to reassure you in granting this special permit for your consideration that it would be something that would be meritorious for downtown Riverhead consideration."

Supervisor Cardinale: "Thank you."

Eric Russo: "Anything else?"

Supervisor Cardinale: "I have no further questions. Do any members of the board but I bet you the public may have some, so let's see what they have to say."

Eric Russo: "Thank you."

Supervisor Cardinale: "And I know you'll be around to answer any questions."

Members of the public that would like to make a comment are invited to do so. The- we're going to keep this open for written comment thru Friday of next week which is I guess the 15<sup>th</sup> of August. So if there is a comment, I'll take it. If there is not, I'll refer- I'll refer you to the clerk who will accept comments thru- in writing thru the 15<sup>th</sup> of August.

We have the next meeting of the town board on the 19<sup>th</sup> and I would hope that we would be able to consider all comments at our work session on the 14<sup>th</sup> and make a decision at that time."

Public hearing closed: 2:54 p.m.  
Left open for written comment for 10  
days to August 15, 2008

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Supervisor Cardinale: "And that means we can move to- at what is it- 2:54, to our next hearing."

8/05/2008

Before we do that, let me- "

Eric Russo: "Mr. Supervisor, Members of the Board- "

Supervisor Cardinale: "You conclude."

Eric Russo: "All I want to state for the record was I appreciate the cooperation of the planning staff and the town clerk's office, the planning department and the town clerk's office for getting ready for today's hearing. It was very helpful and it is our opinion again that we have demonstrated to you for purposes of the record the requirements of the special permit under you code under items A thru R and we respectfully request that once you have your SEQRA determination for your town purposes, that we will be able to proceed, use that SEQRA determination to cover this and go forward with this special permit and then a site plan."

Supervisor Cardinale: "Thank you. I would like you to move forward quickly. Anything that is being done downtown, the board has indicated as I and repeatedly, we will prioritize because we'd like to see greater activity in the downtown. The 2:10 hearing- thanks very much to the owners, Mr. Bisset and Petrocelli."

Public hearing opened: 2:56 p.m.

Supervisor Cardinale: "The 2:10 is a special permit application of New York SMA, limited partnership doing business as Verizon Wireless for a cell tower I suspect."

(Some inaudible discussion)

Supervisor Cardinale: "Thank you. And we'll give them a moment to leave and then we'll get you started."

Okay, I guess we can get started. Go ahead, please."

Steven Mark: "Thank you."

Supervisor Cardinale: "It's three- 2:56, we're opening hearing #2."

Steven Mark: "Thank you. Good afternoon Mr. Supervisor and Members of the- "

Supervisor Cardinale: "And the town attorney would like to swear you in."

Steven Mark: "Actually I have several experts with me today that if you would like to, we could swear them all in."

8/05/2008

Supervisor Cardinale: "Would you give the names of these individuals and we'll swear them together."

Steven Mark: "Okay. Daniel Flasgo from Savick and Murray (phonetic); (inaudible) from Verizon Wireless; (inaudible) Duffy from (inaudible); John Breslin from John Breslin Appraisers and Lou (inaudible) from Syanetics (phonetic)."

Supervisor Cardinale: "Great."

Steven Mark: "And Steven Mark from Amato and Associates."

(At this time, the witnesses were sworn)

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

Steven Mark: "Thank you. As I indicated, my name is Steven Mark of Amato & Assoc., 666 Old Country Road, Garden City, New York 11530 and I'm here appearing on behalf of New York SMA Limited Partnership d/b/a Verizon Wireless.

Verizon Wireless is a public utility under the laws of the state of New York and holds and maintains two federal licenses.

At this time, I'd like to submit Verizon Wireless' licenses and exhibit 1 for the record."

Supervisor Cardinale: "Great. You can give them to- "

Steven Mark: "They were provided to the county clerk."

Supervisor Cardinale: "To the town clerk, right."

Steven Mark: "Verizon Wireless is currently experiencing gaps in portions of the Wading River area. In order to address these gaps, we are here today to seek a special permit pursuant to Section 108-216 of the town of Riverhead's wireless communications towers and antennas ordinance for its proposed communication facility at the property.

The property is located at 6277-6281 New York State Route 25A in Wading River, New York. The tax designation for the property is district 600 section 75 block 3, lot 3.007 which was formerly lots 3.3 and 3.6.

The property is located on the south side of Route 25A and is also east of Wading River Manor Road with a driveway off of Wading River Manor Road.

The property consists of approximately 3.5 acres and it is zoned business CR district.

8/05/2008

The property is improved with a one and two story commercial building, a shopping center consisting of multiple tenants and associated parking and loading areas.

The Verizon area that we're proposing today is on the roof above the Ace Hardware on the westernmost portion of the building.

The surrounding area is generally developed with mixed residential, commercial and agricultural uses. To the north is Route 25A followed by commercial and then residential and educational uses.

To the south are agricultural uses, residential uses and a Boy Scout camp. To the west is commercial, residential and agricultural uses again. And to the east the same commercial, agricultural uses along Route 25A.

The proposed facility will consist of 12 panel antennas mounted to the facade of the building. The top most portion will go no higher than the existing roof of the building. There will also be a 12 by 20 equipment room located within the building out of sight of anybody from the street. And then there will also be two air conditioning units and a gas emergency back up generator along the lower portion of the roof.

At the work session before the town board on May 29<sup>th</sup>, the town board had asked us to investigate alternative locations, whether or not there were any existing structures, existing towers or monopoles and in addition to investigate town owned properties which we've done so and we've prepared an affidavit by John Gomez. He's a site acquisition consultant for Verizon Wireless. I'd like to submit a copy of Mr. Gomez's affidavit at this point for the record as exhibit 2.

According to the affidavit, Mr. Gomez has verified that there are no existing structures in the area, were any town owned properties which contained- were any existing structures in the area or any town properties which contained existing structures which could accommodate a communication facility.

And as such pursuant to town code section 108-216B-2-H, we have looked into the suitability of any alternatives and determined that there are no other suitable alternatives and that this site would be the best solution in order to remedy the gap that Verizon Wireless is experiencing in this area."

Supervisor Cardinale: "Thank you."

8/05/2008

Steven Mark: "At this time, if the board would like, I could either go through my full presentation or I could submit all my expert reports."

Supervisor Cardinale: "We would like you to submit. That's the pattern we've been using and then we'll have it reviewed by the appropriate parties within the town."

The other thing I wanted to ask about, however, was you indicated that there were no other appropriate sites. Is there any- does that include co-location? Did you look at that on sites nearby?"

Steven Mark: "We looked at all properties in the area and there were no properties which contained any type of structure which would allow us to co-locate onto. And, again, this site, it does provide ability to provide the service in the area and also is a (inaudible) design so that it would mitigate any visual impact to the surrounding community."

Supervisor Cardinale: "You also indicated that the towers- I forget a number of them, would not be in excess of the roof height. I assume you meant the facade height."

Steven Mark: "The facade of the building. Right."

Supervisor Cardinale: "Okay, thanks."

Steven Mark: "And there would be- the antennas - let me just note. The antennas would also be painted to match the facade of the building."

Supervisor Cardinale: "Right. Four feet, is that what you said?"

Steven Mark: "The antennas are approximately four feet tall."

Supervisor Cardinale: "Very good. And they're behind the facade in any event."

Steven Mark: "Oh, no. In front of the facade. They would be on the facade of the building, attached to the facade facing out, painted to match the building."

Supervisor Cardinale: "I see. So they'll blend in. Okay."

Steven Mark: "We actually have a report prepared by Erin Duffy (phonetic) which contains visual simulations to show what it would look like."

8/05/2008

Supervisor Cardinale: "Good. I was going to ask about that. That will be in one of the reports you are about to introduce, right?"

Steven Mark: "Correct."

Supervisor Cardinale: "Okay."

Steven Mark: "First, I'd like to submit Dan Flasgo's report then. It's an engineering report. Again prepared by Daniel Flasgo from Savick & Murray. Next— also included in the package is an environmental impact report planning report, prepared by Erin Duffy from (inaudible) which also as I indicated before contains photo simulations of what the facility will look like.

Then I have an RF radio frequency affidavit prepared by (inaudible) from Verizon Wireless which reflects the need for the communication facility and contains therein maps depicting the existing service in the area and the proposed service with this facility turned on.

Next we have a health and safety report prepared by Lou (inaudible) from Syanetics which indicates that the communication facility will be well under the FCC guidelines and, finally, I have a real estate appraisal report prepared by John Breslin indicating that the facility will not have a negative impact on real estate values on the surrounding properties."

Supervisor Cardinale: "Thank you. Okay. With those reports deemed in evidence for the file and in the clerk's control, if there are questions from the board I think we had an opportunity to ask those at the work session so I'll ask that the public come up if they have any questions about this particular location of cell antenna. Yes, please, come on up to the podium."

Anthony Barbato: "Hi. My name is Anthony Barbato. I own the property next to this that's proposed."

Supervisor Cardinale: "Yes."

Anthony Barbato: "I own the tree farm. And I had a question in regard to the look what I would see behind the property because we're in the stages now of going through a preliminary subdivision. We're looking at all the options here and we just wanted to know what it would look like behind the building and how I would get a copy of the safety that he submitted. How I would do that also."

Supervisor Cardinale: "We could, since you're a neighbor, adjacent, the reports we have if they have an extra copy or we could give you one of ours to— they visually— they indicate what it looks

8/05/2008

like. So you might want to see that. If there's an availability of a copy from us or from the applicant."

Steven Mark: "Mr. Supervisor, if you'd like, I also have a board with me with all the photographs which we could put up so everybody could see that."

Supervisor Cardinale: "That would be helpful and you'd like to see it as an adjacent neighbor."

Steve Mark: "Since the board already has a copy of these in this report, I'll show it this way."

Supervisor Cardinale: "That would be great."

(Inaudible comment)

Supervisor Cardinale: "Is there anybody else in the public that would like to comment? If there is, I'd like to have that comment. If not, I would note that we're going to keep it open, this hearing, for written comment to the 15<sup>th</sup> at 4:30 and maybe you could continue the discussion with the applicant outside and take a look at the pictures to satisfy your concerns."

So if there's no one else that wants to make comment, maybe you would like to conclude."

Anthony Barbato: "If you have an extra copy, can I take back a copy (inaudible)."

Supervisor Cardinale: "Yes. Sure. And if you need any of the additional copies you've provided to the board, let us know. We'd be glad to do so because the town clerk, we can always get one."

Steven Mark: "And, Supervisor, if I- "

Supervisor Cardinale: "It goes to the town clerk any time between now and 4:30 on Friday, the 15<sup>th</sup> of August. Okay. Sure, thank you."

Okay, that- now being 3:10 concludes the hearing we began at 2:54 unless you have a comment."

Steven Mark: "I just wanted to confirm if there is any comment, will we have the opportunity to respond at that point in time to anybody who commented?"

Supervisor Cardinale: "Yes. And, in fact, I will give it- if I get comment, I give it to the clerk and then the file is available"

8/05/2008

to the public but would you make it available to the applicant, just forward any comment in this instance."

Steven Mark: "Thank you very much."

Supervisor Cardinale: "Thank you. All right. That is now 3:10. That concludes the hearing for verbal testimony. We'll leave it open for written thru the 15<sup>th</sup> at 4:30 p.m., the clerk's office."

Public hearing closed: 3:10 p.m.  
Left open for 10 days to August 15, 2008  
at 4:30 for written comment

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Public hearing opened: 3:10 p.m.

Supervisor Cardinale: "We have a third hearing scheduled for a purchase of open space consisting of 77 and ½ acres of agricultural land located on the west of Cross River Drive, north of Saw Mill Creek. This is the old Hubbard Farm, right, duck farm. And we'd like— if someone is here to do that presentation, we'd like him to come up. Here he is, from the Peconic Land Trust, our agent who will explain why we should purchase this piece."

Steve Searl: "I do have a presentation here as well so I think everybody can direct their attention to the projector."

I may begin though just in case it may take a little bit for this thing to get going. I am Steven Searl. I'm project manager with the Peconic Land Trust.

And the Land Trust is helping as the Supervisor said, we help facilitate and administer the open space and farmland preservation programs in the town of Riverhead.

The first thing I'd like to do is actually hand over the affidavits of mailing and postings of property, clerk, thank you, and— let me try to do this at the same time.

Okay. So we're going to be a little bit in green and blue here today, if it's all right."

Councilwoman Blass: "That's the town colors."

Steve Searl: "That's right. Perfect. Perfect. So the matter before us and the proposed action is for the town of Riverhead and Suffolk County to acquire this property. It's now under the ownership of North Fork Knolls. Many of us know it as the

8/05/2008

Hubbard Duck Farm. And it would be a 50/50 partnership of this property.

It's 77 and ½ acres. It is just west and a little north of Cross River Drive. The total purchase is \$5.425 which is the same as the appraised price. That mean if it's a 50/50 undivided interest, the cost borne by the town of Riverhead would be \$2.7125.

The zoning is business resort and many know there are abandoned agricultural buildings on the site of the former duck farm until the early '70's. And these abandoned buildings, just so everybody is clear, they are doing work on them right now. They are being- the site is being cleaned up and remediated by the seller.

This is a location map. It's a little bit difficult to tell which one is which here but the golf course is in the stripes right there and just north of that is the Hubbard preserve. It comes out a little bit clear here on my- on the projector and in the handouts that the town board has.

This makes a block of about over 600 acres of open space and recreational lands owned by both the county and/or the town. Obviously the Indian Island Park is directly to the east and north of this. Then there's the golf course and then there's the more recently acquired River Club and Riverhead Meadows. So it's an amazing assemblage of- will hopefully be an amazing assemblage of preserved conserved land.

There's also about three-quarters- let's see if I have this right- I believe three-quarters of a mile long of shoreline so in terms of the ecological end of things, it's extremely, extremely important. It will help protect the Peconic Estuary. It will help protect extensive tidal and freshwater wetlands and it is a natural drainage area. So all the more important.

Just a little bit of history about it in case you don't already know. Charles Cetas (phonetic) sort of alerted me to this but apparently it was home to New York State's first water powered sawmill in 1660 and thus the name, Saw Mill Creek that flows right up to the south of the parcel. Sort of a better picture there with Cross River Drive just to the east there- to the east and to the south.

Again, a duck farm was operated by the Hubbard family from about 1920 to the 1970's and in the late '80's nearly 300 condos were proposed.

We have- I know the Land Trust has been involved and I know the town has been extensively involved in preserving, conserving this

8/05/2008

piece for over 20 years. So this is- it's a tremendous opportunity for the town and for the county.

The- it has been on the Riverhead's priority conservation list and a top priority of the Open Space Committee which gave it a high ranking, a ranking of about 70 points out of 100. That's extremely high for them.

It will help protect the diversity of wildlife that live in a number of the different features on the property including- there's a couple old fields, that's the Saw Mill Creek in the lower left. These are actually some of the abandoned buildings on the property and the removal that is ongoing as we speak.

These are a few more pictures of it.

If there are any questions I think I'd be happy to try to answer them now."

Supervisor Cardinale: "Yeah. What's the access road of this piece?"

Steve Searl: "The best access point is actually off of Cross River Drive and I'm sorry the map is coming up a little bit fuzzy here, 105. Sure."

(Some inaudible discussion)

Supervisor Cardinale: "What's the white part? Yeah. That's what I'm asking. It's not part of the purchase?"

Steve Searl: "It's not part of this purchase. I do know that the county is pursuing it on their own."

(Some inaudible discussion)

Supervisor Cardinale: "You are half owner? That would be a nice piece to include. Why don't you- we need to get you on tape, so come on up, please. Yes, sir."

Tim Anderson: "Yes. I'm Tim Anderson. I own property right adjacent to the railroad tracks, right next to this.

I was curious. Is there going to be other accesses to this area or is it just simply going to be where the work trucks are coming through the Indian Island site. Railroad crossings are a big concern to us living alongside the tracks."

Supervisor Cardinale: "Is there any access over the tracks to this piece?"

8/05/2008

Steve Searl: "Not that I'm aware of."

Tim Anderson: "No. But you're not looking to put any in?"

Steve Searl: "We're looking to preserve. No, I don't believe we are. If there was going to be an access point, the logical place would be off of 105 where there's already an off ramp. I mean this is just my opinion here. I don't know what the future plans will be but it will probably off 104 or 105 where the Indian Island Point access point- "

Tim Anderson: "One other question. There will be no hunting permitted within this area. Is that correct?"

Supervisor Cardinale: "There hasn't been on other property that we purchased. Nobody has ever asked for it either.

The other- do you know- you're on the Open Space Advisory- you are not on the committee, but did you advise the?"

Steve Searl: "Yes."

Supervisor Cardinale: "The- anybody know what we're going to do with this once we buy it?"

Steve Searl: "No. It's not. It has not been discussed. I would expect it would mostly be open space. There might be some passive recreation trail. That's been my- "

Supervisor Cardinale: "Please come up, sir. That's an old concern of access to-- I know Steve Levy is paying for half of this but so are we so we'd like to get some access to it for the public and it's always an issue. Yes."

John Fetkovich: "Yes. I'm John Fetkovich. I also live next to him on the railroad tracks. I spoke to Peconic Land Trust and (inaudible) we have people in the neighborhood who would like to have a community garden and if the town would purchase that, I believe- I was going to see if that would be an acceptable use for that property.

It's a wonderful piece of property and I think it would be wonderful and if there was any surplus food, we could give it to the food banks."

Supervisor Cardinale: "You are talking about the 70 acres we're talking about?"

8/05/2008

John Fetkovich: "Right. There's a big field just south of my house. The gentleman from the Peconic Land Trust was down there and we were talking with the neighbors and we could put a community garden in there. It's wonderful ground and get some good use for it."

(Inaudible comment)

John Fetkovich: "My house is right there at the end of that cul-de-sac and we could- yeah, we would just use the field for a community garden. And we'd like to give the surplus."

Supervisor Cardinale: "Well, I think that's an appropriate comment because this hearing- although it's likely we're going to buy this piece, it is- this hearing is to determine whether we should and one of the issues of course is yeah, we should. It's a great piece- is how will we utilize it when we buy it. Since we're buying it with the county, that gets even murkier."

So one of the things I'd like to find out- Anne Marie Prudenti is not in the room but she's our expert attorney on this stuff- is what conversations have been had with the county about what uses. Maybe someone on the board knows?"

Councilwoman Blass: "I don't- I have not had a specific conversation but I can say that generally if something is purchased with open space funds, it doesn't easily lend itself in terms of re-use to agriculture. If it was purchased under the farm program, it may be different but we'll certainly ask our counter-parts on the county."

Tim Anderson: "I was just speaking to the Peconic Land Trust and I thought it would be a wonderful use for the community to provide food for people and it's something for people in our community to do. Thank you."

Councilwoman Blass: "Thank you."

Supervisor Cardinale: "Yes, please come up."

Sandra Mott: "Just- Sandra Mott, Riverhead. Just along that line of thinking. If that's going to be the case, they're going to use that for a community garden which I don't have any problem with, what kind of herbicides and insecticides, etc, etc, etc."

Supervisor Cardinale: "Right."

Sandra Mott: "Because you know, what people say they're going to do is not necessarily so and at that isolated location, well, my

8/05/2008

garden didn't grow, so let me pour on three pounds instead of the ounce I'm supposed to."

Supervisor Cardinale: "Right."

Sandra Mott: "I think that that— it's a nice idea, but people have backyards. I don't really think that that— if you're going to use monies for that, then I think it should be passive recreation and not— because that's very much active, in my opinion. Thank you."

Supervisor Cardinale: "Yeah, Barbara and I were having a conversation of exactly the same issue, the nitrates."

Councilman Dunleavy: "I don't know if the Long Island Railroad would let people cross over those tracks. I know on the south side, they've closed roadways that go over their railroad tracks because of the safety hazards. So I don't really think that they would let anybody go across those tracks today."

Supervisor Cardinale: "Okay. Any other comment, please come up, Sal."

Sal Mastropolo: "Sal Mastropolo, Calverton. Is that land contiguous with Indian Island county park?"

Steve Searl: "Yes."

Supervisor Cardinale: "It is."

Sal Mastropolo: "And if it is, okay, what are the legal ramifications of the town and the county buying it with the idea that maybe the county would want to add it on to the county park?"

Supervisor Cardinale: "I want to point out two things to you. It did occur to me and I was thinking of that myself.

One, we're paying \$70,000 an acre for fee title here, is that correct?"

Steve Searl: "Yes."

Supervisor Cardinale: "\$70,000 an acre for the fee title. So I understand the point that we're paying 35 of that 70 and I don't want to— I'm not happy if they subsume it into the park and I just paid half their park. So we'll have to work that out."

Sal Mastropolo: "Okay, thank you."

Supervisor Cardinale: "Not for free. We need the money back so I can go buy some other property. Okay. The— any other comment?"

8/05/2008

Yes, please come up, Charles. A member of this very committee on open space and the chair of the committee is here, too."

Charles Cetas: "Charles Cetas, Vice-Chair of the open space committee.

I would just like to make a quick comment that we visited the site about a week ago, Monday on the 28<sup>th</sup>, and we on our forum, we basically recommended it as an open space use so that would kind of limit it to those kinds of uses. We envisioned it mainly as hiking trails and that kind of thing through the property.

And because it is adjacent to the Indian Island County Park which has access to that (inaudible), that's already established the hiking trail on their part of it. On that side of Route 105. So it makes sense to extend the hiking trails onto the Hubbard farm as well.

The only other thing too and, you know, he mentioned the historical value of the property because it was the site of the saw mill— a colonial era saw mill, so there would be an opportunity there to establish some kind of a venue to demonstrate historical value of the property."

Supervisor Cardinale: "Thank you. Any other comment? Yes, sir."

Representative of North Fork Knolls: "Good afternoon, Mr. Supervisor, Members of the town board. I represent North Fork Knolls and I thought as the representative of the owner I would just like to thank the board for considering this acquisition.

As you know, my client has owned this property for over 10 years. We've gone through various development proposal, rezonings, and litigation and the like. I have received the contracts from the county. We're reviewing those. We'd like to get those executed as soon as possible, having completed my review.

I would just ask on behalf of the owner, that the board does in fact approve this acquisition and that it does so as soon as possible because I have a turn around time with the county and with the town attorney's office here. And we're anxious to get this transaction completed as soon as possible."

Supervisor Cardinale: "I appreciate that. I have spoken with the town attorney on that. We'll do everything we can to expedite once we make this decision to move forward."

Representative of North Fork Knolls: "All right. Thank you very much."

8/05/2008

Supervisor Cardinale: "Thank you."

Councilwoman Blass: "Just a final comment if I could say that I know Steven alluded to the fact that it's been on the town's list for quite some time and echoed by the county as well and also at the state level on their open space plan and finally it's received the highest rating in the critical land protection strategy, the CLPS program in the Peconic Estuary.

So this is really at the top of the list and the highest priority for almost all of the entities in the region."

Supervisor Cardinale: "Well, good. That's great. Any other comment? If not, we're half way through our hearings. I'll close this, keep it open for written comment through the 15<sup>th</sup> at 4:30 p.m."

Public hearing closed: 3:29 p.m.  
Left open for 10 days for written  
comment to August 15, 2008 at 4:30 p.m.

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Public hearing opened: 3:29 p.m.

Supervisor Cardinale: "And move to the fourth hearing- did you have something you wanted to address the board on? All right, I'll get you.

The fourth hearing is scheduled for 2:25, it being 3:29, we can consider a local law to amend Chapter 108 Article LV Business CR Zoning use district rural neighborhood business.

Who is going to introduce it? You? The town attorney will summarize the change that is being proposed which is adding banks. This is assume the one in Wading River?"

Dawn Thomas; "Yes, that's correct. It's Business CR zoning use district wherever it exists throughout the town so it does exist in Wading River and we are simply adding the permitted uses allowed in the Business CR zoning district the use of bank and in the permitted accessory uses drive thru windows for banks were already listed. So we've corrected that and now it's on for public hearing."

Supervisor Cardinale: "Okay. We are confirming what was implied that we want to make this a permitted use by specifically calling out banks so they don't have to argue that they're retail or something else.

8/05/2008

Okay. Anybody have any comment on that change? If there is no such— oh, yes, there is a comment. Go right ahead."

Jennifer Porter: "Hello, my name is Jennifer Porter. I'm an attorney with Gibbons and I'm here on behalf of JP Morgan Chase Bank. We have a leasehold interest in property along Route 25A and we had previously met with the board during a work session to discuss our reasons in support of the proposed zoning amendment.

I won't belabor the point. I just want to indicate that some of the points that we raised during the work session was that other banks currently exist in the CR district. That the proposed bank use is in harmony with the other commercial uses which are currently permitted in the zone including offices and retail uses.

As the town attorney previously indicated, drive-thrus for banks are already permitted as an accessory use in this zone and that there's nothing in the town comprehensive plan which indicates that banks should not be permitted or should be discouraged in this zone."

Supervisor Cardinale: "Thank you very much."

Jennifer Porter: "Thank you."

Supervisor Cardinale: "Okay. If there is no other comment, again, I will hold this open until the 15<sup>th</sup> for written comment at 4:30 p.m. to the clerk. Then we hope or expect in this instance to have it on for consideration at the August 19<sup>th</sup> town board meeting. And I'm noting that it is 3:32 and I'm closing the hearing."

Public hearing closed: 3:32 p.m.  
Left open for 10 days for written  
comment to August 15, 2008 at 4:30 p.m.

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Public hearing opened: 3:32 p.m.

Supervisor Cardinale: "Moving to the fifth hearing of the day which is scheduled for 2:30 concerning a lease agreement with Verizon Wireless Route 58 tank for the water district.

I assume we're leasing them this to put up an antenna or something?"

Dawn Thomas: "Yes, that's correct. It's the order calling for the public hearing which was prepared by counsel for the water district."

8/05/2008

Supervisor Cardinale: "And the— this is necessary because the lease is a long term lease? Don't we have to have public hearings when the lease is more than 10 years or something? Yeah, how are you doing? You're back. What is this. Tell me about it."

Steven Mark: "It's a multi term lease. You're right, the initial lease term is five years."

Supervisor Cardinale: "But it's potentially more than 10 with the option periods?"

Steven Mark: "Correct."

Supervisor Cardinale: "That's why we're having the hearing and tell us a little bit if you would about the terms of the lease so we— "

Steven Mark: "Certainly. If you like let me just reiterate. Steven Mark for the record from Amato & Assoc., 666 Old Country Road, Garden City, New York.

The lease agreement is for an initial term of five years. The term will commence upon construction. Verizon is going to be taking approximately 360 square feet on the ground to place an equipment shelter. It will be in between two existing carriers on the ground.

The starting rent will be \$34,000 a year at \$2,833.33 a month with 3% increases. There will be a right to renew for five additional five year terms.

Again, during those renewal terms, the rent increase will be 3% a year and Verizon Wireless will have 24/7 access to its facility.

There will be 12 antennas on the legs of the water tank. I believe that there's already Sprint, Nextel, Singular on the water tank and just for property information purposes, the property is located at— well on Old Country Road, Route 58, east of Ostrander Avenue on the north side of Old Country Road. It's known as district 600 section 84 block 1 lot 8."

Supervisor Cardinale: "Thank you."

Steven Mark: "You're welcome."

Supervisor Cardinale: "Okay. So this is a required public hearing because this potentially has a term more than 10 years. I guess it's a pretty common lease that we do. It's a little longer than them, that's why we have to have a public hearing, potentially longer than 10 years.

8/05/2008

Anybody want to comment? If there is no verbal comment, I will leave it open as always 'til the 15<sup>th</sup> of August, 4:30 p.m. in case somebody gets inspired with a written comment.

Thank you for the presentation."

Steven Mark: "Thank you."

Public hearing closed: 3:35 p.m.  
Left open for 10 days for written  
comment to August 15, 2008 at 4:30 p.m.

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Public hearing opened: 3:35 p.m.

Supervisor Cardinale: "I move on at 3:35 to I believe the last hearing. We saved the best for last because this is a proposed addition to Chapter 52 for green building construction certification regarding new town owned buildings and facilities which would be presented I understand by the head of our energy- "

Isidore Doroski: "Yeah, my name is Isidor Doroski. I'm chairman of the Riverhead town advisory committee and I'm happy to report that our committee at the last meeting reviewed this proposed code and we give our full support to the rebuilding code."

Supervisor Cardinale: "Thank you. Appreciate the support. I know that Barbara Blass has worked hard on this and I appreciate that. It's a short statute but it's one that a lot of work has gone into.

Let me ask this. This says that the green building construction certification regarding- this is a building construction ordinance which indicates that lead certification of green building construction regarding new town owned buildings and facilities would be the order of the day."

Isidore Doroski: "And that's a renovated building."

Supervisor Cardinale: "Yeah. Of town owned facilities."

Isidore Doroski: "Town owned facilities."

Supervisor Cardinale: "How come we can't make the private- the other guys do it, too?"

Councilwoman Blass: "Well, we certainly can."

8/05/2008

Isidore Doroski: "We definitely support that."

Supervisor Cardinale: "That's what I thought we were going—we're taking one step here and then we're going to the next step I hope because this would have obviously less impact than the other."

Yeah, we could lead by example and all but I thought that we actually were going to consider— and then I read it applies to town only. I thought we were going to do it for private construction entities as well.

First of all I'm wondering can we do that, Dawn, and if we could, should we? So maybe this would be a discussion for the next—for one of the work sessions once we get through this public hearing and adoption."

Councilwoman Blass: "Right."

Isidore Doroski: "And on a personal note if I may, that our country is facing an energy dilemma in the future and we really have to step up and increase any effort for conservation and alternative energy production. And our committee stands for that."

Also as you know I've given lectures on the subject of (inaudible) oil and I'd like to know perhaps some time in the future, since we have some new board members last time I gave it, if I may give a short presentation on (inaudible) oil, the subject of (inaudible) oil."

Supervisor Cardinale: "Yeah, I think we might do that like on an annual basis so people get the point. So, sure. I think you did one— it's been about a year."

Isidore Doroski: "Yeah."

Supervisor Cardinale: "So maybe if you speak to Trina, we'll set up, you know, a period at the work session, get you on TV to do that and maybe the people will take note."

Isidore Doroski: "Excellent."

Supervisor Cardinale: "Thank you."

Isidore Doroski: "Thank you."

Councilwoman Blass: "Mr. Supervisor, just for clarification purposes, we had talked about a commercial and municipal code and it was the opinion of the board at the time that we would start by instituting a municipal— to lead by example but certainly the

8/05/2008

commercial code is something we would very much like to consider the board adopting in the future."

Supervisor Cardinale: "Okay, good. Good. I would very much like to consider that, too.

I would like to leave this open unless there's further comment for written comment.

Is there any written comment? If not, it is 3:40 approximately. I'd like to close it, keep it open for written comment thru the 15<sup>th</sup> of August 4:30, through the town clerk's office."

Public hearing closed: 3:40 p.m.  
Left open for written comment for  
10 days to August 15, 2008 at 4:30  
p.m.

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Supervisor Cardinale: "That concluded the six hearings scheduled. We now have a- we're considering a number of CDA resolutions and then some town board some resolutions and I'd like to invite comment on any of those that there is comment on.

And, Sal, why don't you come up."

Sal Mastropolo: "Sal Mastropolo, Calverton. CDA #26."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "All those tax maps. Are they all part of Atlantis Marine World? It was just the last one. They all seem to be very similar numbers."

Supervisor Cardinale: "Is that- Christine, is that all- this is the one authorizing the initial preparation grant application New York State restore round 3."

(Inaudible comment)

Supervisor Cardinale: "Okay. That's- I was curious about that because I know we discussed- all right, there is a misprint on the- all of them are? Okay. So all of the CDA, 20 thru 26 will be town but that still doesn't address his issue which is- since you know about it, Christine.

He's asking on 26 what the tax lots refer to."

8/05/2008

(Inaudible comment)

Supervisor Cardinale: "Okay, so they are all Atlantis. So that's the answer."

Sal Mastropolo: "Then I guess my question is why is the town preparing a grant application if it's going for private enterprise?"

Supervisor Cardinale: "We do it all the time. All the-- the facade program downtown was all private. We administer it. Sometimes we even get paid for administering. Sometimes we don't. In fact, what did we just commit to administer just because we're nice. Yeah, the monument. We're doing-- tonight we're doing a resolution on the monuments. We're administering that \$20,000 or \$15,00 for nothing. But we administer it but the program from the other entity, New York State for example, can only be paid out to private entities under certain circumstances but administered through the town."

Sal Mastropolo: "Okay. Since you opened the door, then I'll ask the next question. Is the town going to charge to administer this \$3 million dollar grant?"

Supervisor Cardinale: "If at all possible, we will. Do we get to charge administration or not here?"

(Inaudible comment)

Supervisor Cardinale: "Right. But he still wants to know that if we're fortunate enough to get this grant would we be-- and you are to administer it so they don't give the money directly to Jimmy Bisset at the aquarium but they give it to you and you give it to him, do we get any money out of it?"

Christine Kempner: "Well, it would be (inaudible) administration but we generally don't charge for the administrative costs-- "

Sal Mastropolo: "Why not?"

Christine Kempner: "-- the Business Improvement District or -  
- "

Supervisor Cardinale: "Because they're in a urban renewal blighted district. We might-- I think Sal, knowing Sal for all these years and I know him well. He's suggesting that we consider that policy of not charging in urban renewal districts."

Sal Mastropolo: "It seems like every time you turn around you are giving stuff away instead of getting more."

8/05/2008

Supervisor Cardinale: "Well, right. His point is your salary comes out of the general fund and, therefore, out of tax dollars. So he'd like you to take an administration fee if you can. Right?"

Sal Mastropolo: "Yes."

Supervisor Cardinale: "I could do these comments, you're so good."

Sal Mastropolo: "Thank you."

Supervisor Cardinale: "Go ahead."

Councilman Dunleavy: "We spoke to the gentleman yesterday."

Sal Mastropolo: "Okay. 660, just a comment. It could be clearer. The \$2,100, it should say that it's a total of \$2,100 for the three individuals. It's not vague that it could be \$2,100 each individual."

Supervisor Cardinale: "Yeah. That's certainly for sure. I don't even want to pay \$2,100 for three of them in total. Okay."

Sal Mastropolo: "661. William J. Walsh. Is that your AA?"

Supervisor Cardinale: "No. That's Welsh, W-E-L-S-H."

Sal Mastropolo: "Okay. Good. I thought there might be a conflict of interest there.

664."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "It says the exceptions to specifications attached hereto but there were no specs so there should be an attachment."

Supervisor Cardinale: "Right. Yeah, so we know what we're awarding. Okay. Thank you. I'm going-- if I had somebody in here that could go get them, I'd ask them to attach it. See if Welsh is around, please, Chief, and ask him to give it to us so we'll have it. Thanks. Do you have another?"

Sal Mastropolo: "681."

Supervisor Cardinale: "Yes."

8/05/2008

Sal Mastropolo: "This comment- well, 681 on the third page, under section D where you talk about a minimum building area of one acre, okay, my comment is when a cluster development is combined with purchase of development rights, there should be a statement in there that says the minimum building lot of each- the minimum building size or the minimum lot for each building lot should be a half an acre. I think we need to address when you combine purchase of development rights with clustering because I think that's a gaping hole in all of our town code."

Supervisor Cardinale: "Okay- "

Councilwoman Blass: "We don't do-- "

Supervisor Cardinale: "We- two things. One, this is just authorizing the hearing so you can save your comment for the hearing.

And, two, is if you are alluding to D on page 3- "

Sal Mastropolo: "Yes."

Supervisor Cardinale: "That's 10 acres- "

Sal Mastropolo: "Ten acres is the minimum size of the agricultural lot. I'm concerned with the building lots in the cluster, okay, and the minimum size of the building envelopes of the individual lots.

In other words, if you have a 20 acre- let's say you have a 30 acre thing and you cluster. You're saying the minimum of the agricultural is 10, okay. Now let's say they take 10 for the agricultural which leaves 20 for the cluster."

Supervisor Cardinale: "Right."

Sal Mastropolo: "You say right here that the minimum building area of one acre for the clustered lots but if you combine that with the purchase of development rights like they did on the property behind me, the Andrews farm, okay, they can now make the lots smaller than an acre. And all I'm saying is if you combine clustering with purchase of development rights, we should state that there's a minimum size of the lot, okay. And I'm saying we should say it should be a minimum of a half an acre."

Supervisor Cardinale: "Apparently you are right and partly what happened there is why we're doing these changes."

8/05/2008

Sal Mastropolo: "Well, that's what I'm saying. We should incorporate stuff in here that says if you combine clustering with PDR's you must follow some standards like a minimum lot size."

Supervisor Cardinale: "Right."

Sal Mastropolo: "You didn't address a minimum lot size if you combine clustering and PDR purchases."

Supervisor Cardinale: "Right."

Sal Mastropolo: "And that's what I think you need to get in here."

Supervisor Cardinale: "Okay, and we agree. And that's a good point. Thank you."

Sal Mastropolo: "Okay."

Supervisor Cardinale: "Before I go on. Bill, on #664 we're supposed to have some specs attached but we don't. If you have them, would you give them to me or if you can get them. Don't kill yourself. But if you can, it would be nice for completeness sake."

Sal Mastropolo: "Okay. Now there's a whole bunch of other ones, okay, like 682, 683, 684 which all address clustering and I think you should look at those and also consider whether you need to make a statement about minimum lot size in them."

I know in 681 you specifically said one acre lot size, okay. In the others, you don't specifically say a minimum lot size but all I'm saying is you should take into consideration the combination of PDR purchases and clustering and see if they impact these other public notices."

Supervisor Cardinale: "Okay. I understand. You understand, too, don't you Barbara? Barbara will not forget that."

Sal Mastropolo: "Okay."

Supervisor Cardinale: "Prudenti is working with us on that, too, so she'll work on it."

Sal Mastropolo: "686."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "You need a date on the resolution on the top and you need a date in the Resolved."

8/05/2008

Supervisor Cardinale: "Okay. Would you attend to that, Barbara, please. Thanks."

Barbara Grattan: "686?"

Supervisor Cardinale: "Yeah, needs dates. August 14<sup>th</sup> is the date."

Sal Mastropolo: "688."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "I understand what you're trying to do here and I guess my question is if you're going to give them a break to give them a ramp, okay, or you're going to give them a— or you're lowering their building permit fee so that they can modify kitchens, bathrooms and add ramps, should the modifications become permanent, should the owner, the existing owner move or pass away, okay?"

I've seen situations where people have put in ramps and then have taken them out. Okay? And all I'm saying is should we be making a statement that says that the modifications must become permanent? And that's just something I'm throwing up for you to think about it. Okay?

I mean if you go through the trouble of modifying a house to accommodate the elderly or the disabled, should it become a permanent modification?"

Supervisor Cardinale: "Well, the concern I think the board is asking about is do you really want it permanent because the person might sell the house and the other party not being disabled wouldn't want the— necessarily the ramp. But that's— "

Sal Mastropolo: "Well, the reason I'm saying it is because you're giving them a break on the building permit, but that doesn't mean less work for the building department. You still have to go through the expense of all the inspections and the paperwork and stuff like that.

And I mean you could wind up becoming a revolving door. It comes in, it goes out; it comes in, it comes out. I mean if you're going to give them a break, why not leave it in?"

Supervisor Cardinale: "You mean make it permanent? I think the purer philosophical question— political philosophical is, is it appropriate to give a break at all in view of the fact that basically what it is is you're saying the individuals have been afflicted and therefore we don't want to add to their misery. But

8/05/2008

charging them on the other hand if they don't pay, then you are paying on your general tax fund.

Sal Mastropolo: "That's right."

Supervisor Cardinale: "It's something how you make the same point on all of these."

Sal Mastropolo: "You know, somebody's got to watch out for the taxpayer. Okay?"

Supervisor Cardinale: "Right. Come on down. Anytime, come on down."

Sal Mastropolo: "And I keep reading about this new business alliance who is watching out for the businesses but nobody ever speaks out for the taxpayers. And if they get a break, we pay for it."

Supervisor Cardinale: "That's true. On every one of the exemptions of taxes, every one of the waivers on fees, that's right. You wind up picking up the cost of the underlying overhead. (Inaudible)."

Sal Mastropolo: "That's right. 701."

Councilwoman Blass: "Excuse me, Sal, before you move off this particular resolution, on the last paragraph of the first page, I guess we need a typographical correction.

Well, some of us may like to age in lace but I think we probably meant (inaudible) in place."

Supervisor Cardinale: "Age in lace, that's good. I'd like—all right, I'll control myself."

Councilwoman Blass: "Thank you. Sorry to interrupt."

Sal Mastropolo: "701."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "On page 2, you made a one word change. The applicant may be required to reimburse the town for the cost of police to ensure public health and safety for the smooth flow of traffic. Very vague and very subjective."

Supervisor Cardinale: "And very deliberate, too."

8/05/2008

Sal Mastropolo: "Yeah, but that's the problem. Very vague and very subjective."

Supervisor Cardinale: "Right."

Sal Mastropolo: "I mean it begs, you know, oh, he's a friend of mine. We don't need the fee. And, again, this is a situation where the taxpayer is going to be picking up additional costs."

Supervisor Cardinale: "I knew you wouldn't miss that one. On the other hand, right now we don't even have the authority to maybe pick up a fee. Right now we don't pick up— we don't have any rights to pick them up at all. So this way we're saying well, maybe we will, maybe— "

Sal Mastropolo: "Well, what was wrong with the word shall? The applicant shall be required to reimburse the town and then go out and bill them for the police protection and collect the money."

Supervisor Cardinale: "The problem with that was that the— how shall I put it? The Lions, the Octoberfest, the Country Fair, the Polish Town Festival, all of these things that get free— the Santa Claus Parade, all of these things— and incidentally, every one of the other towns does the same thing. We checked.

They do not charge for the additional police, building and grounds, sanitation, and other coverage that is associated with events, and it has come to be an issue. Because we have a river front and people do want to use our river front for events but we have traditionally not charged for those support services. In fact, we've traditionally not charged rent for that. And I brought it up in a work session discussion and we've gone all over the place with this, but it's a real issue. But it's a legitimate issue you should bring up for discussion. And I have.

But what it says, this section shall not— see, what we say is we may apply it as we see appropriate, but it will not apply to any special event held on public property opened to the public free of charge. So that means we would only really consider charging— events that were charging for admission and were on public property. Which means we would only really charge for the Blues Festival and that's why Vince was screaming at me the other day.

All right. Come in up, Larry. That resolution was written by the board and dedicated to Vince Tria. Go ahead."

Larry Oxman: "Yes, Larry Oxman, speaking on behalf of the Riverhead Business Alliance. I'd like to address Resolution 699 authorizing the adoption of a parking plan to serve Suffolk County Supreme Court."

8/05/2008

Supervisor Cardinale: "Yes."

Larry Oxman: "This is a surprise. I believe at the last meeting Marty Sendlewski got up and spoke about this and unfortunately I can't-- the minutes from the last meeting-- "

Supervisor Cardinale: "Yeah, I said I was going to give him a copy but Marty Sendlewski or you were in the audience on Thursday when we discussed this. I don't know if you were sleeping, a possibility, but you were in the room and I had presumed that you being in the room heard the discussion of this and that's why I didn't hand deliver it to you."

But this is the same as we were discussing on Thursday last week in public."

Larry Oxman: "Okay, well, at the work session we weren't invited to participate and, yes, there was some discussion I think that Bruce-- excuse me, Vince Tria, addressed some issues."

Supervisor Cardinale: "Please comment if you'd like. We'd like to hear any comment you have."

Larry Oxman: "Well, it's late since-- "

Supervisor Cardinale: "No. The reason we comment before the resolutions are passed, Larry, is so that we've often taken resolutions off that we feel need more work."

I would also point out that we're not doing this because we enjoy doing parking plans. The county is pressuring that they would like to know where they're going to park the people when the courts open and they would like to know if we're going to honor a commitment made in a resolution long ago and every courtroom that opens produces I am told \$500,000 of income to the town annually so if you don't want to park them, they'll take the jurors to Islip and if I hear any more from the Business Alliance, I'd like to let them take them to Islip because this is for you guys."

The business community-- we're trying to get more courts down there at some great expense to the general community because I just paid four or five million dollars for the parking lot over there which is empty most of the time except for the courts. So I'm very willing-- "

Larry Oxman: "I don't disagree with your statistics and I actually take offense that you say that the Business Alliance is opposed to this. We're not opposed to it. We don't have a plan. It's very difficult to comment on something we don't have. And I actually just looked at the-- "

8/05/2008

Supervisor Cardinale: "This plan was in your- in Mr. Sendlewski's hands two weeks ago. It's the exact same resolution he was waving at me two weeks ago."

Larry Oxman: "Right. Which basically you denied didn't exist."

Supervisor Cardinale: "No, no, no. I didn't say it didn't exist. That's a complete misstatement. What I said is that I didn't produce it because we weren't going to pass it that day because I couldn't get it out of Testa who was supposed to prepare it. But this is the same resolution. Tell me what you don't like about it and we'll consider fixing it if you don't but we've got the government on our tails here and the county too. Tell me what you would like to tell me."

Larry Oxman: "I don't have the plan, therefore, I can't make comments. The only comment that I can say personally is that the notion of having all this disjointed parking throughout the parking district to serve court parking seems a little ludicrous. You're talking like about a dozen different areas so if someone is searching for parking to go to the courts and they find that- "

(Some inaudible discussion)

Larry Oxman: "I'll wait."

Supervisor Cardinale: "Go ahead. You would like to put a parking lot in one place. Great. You want to spend another six million dollars, I don't."

Larry Oxman: "I didn't say that."

Supervisor Cardinale: "You said you don't want them in different- various places."

Larry Oxman: "But that's- please don't put words in my mouth. The plan I believe as proposed is very disjointed. So I would- "

Supervisor Cardinale: "When you say disjointed, do you mean that there are nine parking places within one quarter mile of the court, between 253 or 12 spaces. That's true, because we're trying to do it the most inexpensive manner possible so that we could provide the parking that a previous administration agreed to supply- apparently agreed to supply by resolution."

Larry Oxman: "Well, you've asked for a comment and my comment is that having nine different places to park that are not contiguous seems rather disjointed and I think would be very confusing for a

8/05/2008

juror who is looking for a place to park who finds one area full and I guess would be directed to one of the other eight parking spaces-- eight areas."

Supervisor Cardinale: "Well, they would have to find a parking space and there would be signs obviously indicating where to go. The alternative is you could tear down a block or so of buildings like the one next to it and you could make a new parking space there for about 200 cars and that would cost about six million dollars which I supposed the Business Alliance would love if you paid for it with general funds as the 253 parking space were paid for. We're not going to do that."

Larry Oxman: "We're not endorsing that and we're not that suggesting-- "

Supervisor Cardinale: "We already paid 253 spaces."

Larry Oxman: "We're not endorsing that and we're not suggesting that."

Supervisor Cardinale: "Okay, what would you like then?"

Larry Oxman: "I think the real issue is that this resolution comes as a surprise-- "

Supervisor Cardinale: "How could it be a surprise if you had it two weeks ago?"

Larry Oxman: "Especially in light with your comments of last week."

Supervisor Cardinale: "Yeah. I certainly don't want to surprise you but I would like some good solid suggestions because we-- and I'd like them from anyone that wants to give them to me because we received a letter even today from the county before we walked in here saying that this plan is-- they are not enamored by this plan but would accept it if we would go ahead and lease-- authorize the leases associated with it, long term leases I might add, and the budget associated with the improvement of those parcels that are necessary by September 3<sup>rd</sup>.

Otherwise they're moving their jurors and cutting their courts. And if that's the alternative you'd like, please let me know. We are under some pressure to act and we must make some action.

I would propose that there's nothing-- I mean we're going to have to have two more budget-- we're going to have to have three resolutions let me tell you now-- and we could put this off, Larry, to make the-- because I want the Business Alliance to be a part of this discussion.

8/05/2008

We don't have to pass this today. We'll pass it- but we have to pass it by September 3<sup>rd</sup> and we need to pass a parking plan showing 600 spaces. We need to pass an authorization to lease those places that need leases like the Suffolk County National Bank overflow parking lot there, and we need to authorize a budget.

And if we don't do that, your business community is not going to have the jurors to eat lunch at the restaurants and to walk through Main Street and maybe fill up some of those stores that need to have some operations.

This is not my doing. This is the doing of a previous- in fact, I voted against it- a previous administration that passed a resolution authorizing 600 parking spaces. We have to show them 600. I don't even think they need 600. In fact, I've argued them for two years with evidence from books that we don't need it. But they're not- they want to see 600. And I'm not married to this plan if you can give me a better one but it took some time for them to be convinced even to accept this plan which incidentally they're not enamored with either.

They would love a big parking lot and they would love us to pay six or eight million dollars to produce it. I would love not to spend that money. I've got enough- we can't afford it. So, anyway, why don't we put it on. I don't need to pick a battle about whether it's done one week or next week.

I encourage you guys to look at it. I invite comment, I invite any other help. Kenny Testa put this together from an engineering perspective. He did an analysis of where-- you know where the property is that might be used for parking. It has to be within a quarter mile of the front door of the courtroom. So you've got a, you know, you've got a real restraining criteria. And this is the best we could come up with. It's been discussed with the board briefly. They were- you know, they understand the dynamic here. It isn't me that's pushing this. It's the county. And there is an option.

If you told them all to go to hell they would move the jurors out and move some of the courtrooms possibly that aren't completed. So, let's- "

Larry Oxman: "We certainly don't want them to pull the jury pool as they had in the past and we welcome the courts here in downtown Riverhead. We would very much like to be- "

Supervisor Cardinale: "Part of the process. Good."

8/05/2008

Larry Oxman: "The work session is Thursday and maybe the following work session- "

Supervisor Cardinale: "Right. It's going to be on the agenda and I encourage you to give me some good ideas. I encourage the board.

I'm not married to this. I didn't even put this together. It was Kenny Testa that put that together, that plan."

Councilwoman Blass: "In all fairness, we had not received- "

Supervisor Cardinale: "We're going to have to vote three times- as per the letter we got today from Deputy Chief of the County Executive we have to have three votes, not just this one. We have to have a plan, we have to have leases authorized and we have to have a budget to pave over the leased property and stripe it.

So I don't have to do this today and the two later but I've got to do everything by September 3<sup>rd</sup>. So let's do it all together."

Larry Oxman: "Sounds great. Thank you very much."

Supervisor Cardinale: "Thank you. Sal."

Sal Mastropolo: "Yeah, relative to Larry's comments."

Supervisor Cardinale: "Come on up."

Sal Mastropolo: "A reasonable solution is number each of the lots, very clearly number the lots, numbers one through nine, and on each entrance to the lot have a schematic, okay, of the five or six square block area with the numbered lots. So that anybody pulling in, he knows he goes down one block and make a right and there's another lot; he gets to the second lot, he knows if that's full he goes down one-half a block and makes a left and there's another lot."

Supervisor Cardinale: "Yeah. They probably will require some good signage like that, you're right."

Sal Mastropolo: "Signage is cheap."

Supervisor Cardinale: "Right. A lot cheaper than love than buying. Yes, please."

Sandra Mott: "Hi. I have something that's cheap, too. It's called the county center and used one of those little trams that never worked out at Tanger to downtown."

Supervisor Cardinale: "Yes."

8/05/2008

Sandra Mott: "County Center has lots of parking spaces in the back lot closer to the prison area. Use one of those little shuttles for the people, or more than one. That's one opportunity.

Try using the Long Island Railroad. You know what I mean? Seriously. I mean have them park at Central Islip— this is my third option. Park at Central Islip and then let them bus them in or train them in because people do not want to come out here in the first place having been through the courthouse process on both sides.

Gasoline is, you know, outrageous and people are probably not even answering their jurors' responses until, you know, they end up knocking on the door and saying you're supposed to be going to jury duty.

So who cares if they go to Central Islip, East Islip, wherever they are. It really isn't going to bring that many hot dogs and hamburgers downtown to Main Street until you have more people. But these options are there and, you know, bouncing around hither and yon trying to find a spot, you know, if you have an activity down there on a normal day.

Forget about jurors who are not from this area. And there are options, you know, and if they don't like it, tell them to keep it in Central Islip. Who cares?"

Supervisor Cardinale: "Yeah. We have followed up on the train, I'll mention that, without success. The train comes in 45 minutes after the jurors have to report and the juror option, I think, should be explored because I want to make sure the jurors are going to stay here for the day— a good part of the day, at least to have lunch.

If they're just coming out here to be reassigned back to Islip, I don't see any sense to that. And if they take the train, they have to wait until 5:00 in the evening to get out. We'll discuss it at work session.

There is some pressure on us. We have to make a decision."

Councilwoman Blass: "No. We actually did talk about that at a transportation meeting last week."

(Inaudible comment)

Supervisor Cardinale: "Well, let's hope the Vintage project goes and we'll have plenty of parking.

8/05/2008

Somebody else was up here to talk, I forget who. Nobody? Anybody want to make another comment on the resolutions? If you don't, we would like to pass— not pass, at least consider the resolutions. And I would like to have you begin.

You're going to renumber— so go right ahead."

Sandra Mott: "About your resolution 662, I know you're going to adopt the findings and determination yadda, yadda, about the eminent domain. But was a circle every seriously considered at that intersection of Mill and Route 58 and Pulaski and all of that? Because I'm going to pretty much guess that you would not have to be condemning property and paying whatever you are paying for that area."

Supervisor Cardinale: "Okay. To answer your question. I don't think a circle was every considered but I'm not certain that even if it would work whether you wouldn't have to condemn property to get the circle in."

Sandra Mott: "But, you know, I mean smaller pieces I think you might have to condemn rather than— I mean I think it would work having lived around here for 15 years and contending with that mess and it's only gotten worse. I mean, John knows from living at the other side of the road. I think a circle would work. It seems to work in Westhampton Beach where that was a brand new circle over by that new town house— town hall, etc. It's smaller.

They may not have the traffic all the time that we have but in a sense it would be more controllable because you'd have the flow slowing down and you have options. Because they go through that red light including my red light that they finally put up.

And everything— that would slow it down. And then you could maintain that other circle that you have and perhaps even add one at what would it be— Main Street that enters I call it 58 up by Doctor's Path. I mean there's opportunities for placement of circles that would be cheaper and actually probably nicer looking and more enforceable than condemning and ripping and tearing— "

Supervisor Cardinale: "Well I have some support on the board I'm hearing for the Doctor's Path one anyway."

Sandra Mott: "Because that one is— "

Supervisor Cardinale: "Thank you."

Sandra Mott: "You're welcome."

Supervisor Cardinale: "Did you— before we get into these resolutions did you want me to give you an opportunity to say hello.

8/05/2008

Can you work this in? Whatever you want to do, can you work it into a resolution? Otherwise, I'll pass the resolutions and let you generally comment if you'd like. Yeah. All right. Then I'll get you up here as fast as I can.

Resolution #659

Councilman Wooten: "Declares lead agency and determines significance of action subdivision and site plan of Reocal. So moved."

Councilwoman Blass: "Seconded."

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

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

Resolution #660

Councilwoman Blass: "Authorizes attendance of three police department employees to New York State crime prevention coalition conference. So moved as amended."

Councilman Dunleavy: "Moved and seconded as amended."

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

Barbara Grattan: "Okay, what was the amendment?"

Councilwoman Blass: "It was 2100 in total."

Supervisor Cardinale: "In total."

Barbara Grattan: "I've got that."

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

Resolution #661

Councilman Dunleavy: "Authorizes CSEA vice president to attend delegates meeting. So moved."

Councilman Buckley: "Seconded."

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

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

8/05/2008

Resolution #662

Councilman Buckley: "Resolution adopting findings and determination pursuant to Article 2 of the eminent domain procedure law regarding the partial condemnation of 1418 Pulaski Street, Riverhead, reputed owners, Estate of Sophie Wilson, Suffolk County tax map number 0600-101.00-02.00-012.003, Riverhead, New York. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #663

Councilman Wooten: "Authorizes town supervisor to execute change order No. 1 for Youngs Avenue landfill capping and closure project. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #664

Councilwoman Blass: "Awards bid for water meters and accessory equipment for use in the Riverhead Water District. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #665

Councilman Dunleavy: "Order establishing lateral water main Riverhead Water District Baiting Hollow Club residential subdivision Warner Road, Baiting Hollow, New York. So moved."

8/05/2008

Councilwoman Buckley: "Seconded."

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

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

Resolution #666

Councilman Buckley: "Authorizes supervisor to execute change order No. 3 transmission improvements at Sound Avenue and various locations Riverhead Water District. So moved."

Councilman Wooten: "Seconded."

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

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

(Inaudible discussion)

Supervisor Cardinale: "Barbara is pointing out that this change order is for the Riverhead Water District but I don't recall a discussion about it and it's substantial-- \$124,356. Transmission-- okay, since we're-- I did-- for plant No. 8, booster pump package."

Tell you what. Since we're-- Bill, are you in here-- no, he isn't. Why don't we-- we have four votes on it. Why don't I vote yes and agree that I'm not going to sign it until we discuss it at Thursday's work session.

We need to know why-- I don't think he's spending the money on his social life but why does he need an extra 124? It would be nice to explain it to us before we vote on it. So that's-- I'll hold it out."

Councilwoman Blass: "Thank you."

Supervisor Cardinale: "I vote yes subject to what I just said, talk about it on Thursday again. 667."

Resolution #667

Councilman Wooten: "This emergency replacement of sleeves and blowers at the Riverhead sewer district. So moved."

Councilwoman Blass: "And seconded."

8/05/2008

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

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

Resolution #668

Councilwoman Blass: "I actually don't remember talking about this matter either although I understand the superintendent was around discussing it with individuals."

Supervisor Cardinale: "Increases fee for recycling cans."

Barbara Grattan: "We already increased it."

Councilwoman Blass: "We already did?"

Supervisor Cardinale: "Well, first of all, you're right. Hey, we're supposed to be encouraging recycling and we charge people \$19 for a garbage can?"

Councilman Wooten: "We just got the bid in and they're \$18- "

Supervisor Cardinale: "It's ridiculous. Let's go to Home Depot and use one."

Councilwoman Blass: "One of the things that we were talking about getting a decal or some other thing that we could easily utilize your own- "

Supervisor Cardinale: "Right. I don't use those stupid cans. They're small and they're expensive. And the guy must be making a fortune if he's selling them for \$19. We're talking about those blue- the blue recycling cans. They want \$19 bucks for those. You can get like one of those big ones for five bucks at Home Depot.

All right, why don't we- does everybody want to reconsider this one?"

Councilman Wooten: "Well, the only thing I know is they ordered cans, they got- "

Supervisor Cardinale: "Oh, they did it already?"

Councilman Wooten: "This was the new bid. These are the prices and I know residents can- "

Supervisor Cardinale: "Oh, they bought them already and now they want to charge the public for them."

8/05/2008

Councilman Wooten: "That's the way the bid came in (inaudible)."

Councilwoman Blass: "But one of the things we talked about at the litter committee was actually not providing the cans so I don't know when they ordered them but I know that we're reconsidering how we were handling all of that so that we wouldn't be subject to the increase."

Councilman Wooten: "Well, hopefully, maybe we can table this and find out (inaudible)."

Councilwoman Blass: "At the very least could we maybe table it so we can- "

Supervisor Cardinale: "I'm happy to table it forever."

Councilwoman Blass: "Thank you. Motion to table Resolution #668."

Councilman Dunleavy: "And second."

Supervisor Cardinale: "All right. Motion to table (inaudible) the partial vote.

Would you call to table? Call the table vote."

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

Supervisor Cardinale: "We already got a C on recycling. We're working for the F. Or was it a D? We got a D. And we asked them to re-grade and they said we applaud whatever you're doing but a lot of it doesn't count, the D is reinstated. It's worse than when I was in school but go ahead."

#### Resolution #669

Councilman Dunleavy: "Awards bid on traffic paint. So moved."

Councilman Buckley: "Seconded."

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

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

#### Resolution #670

8/05/2008

Councilman Buckley: "Awards bid on traffic line striping. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #671

Councilman Wooten: "Awards bid on drainage rings and associated items. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #672

Councilwoman Blass: "Accepts resignation of a heavy equipment operator. So moved."

Councilman Dunleavy: "And seconded."

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

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

Councilman Dunleavy: "Yes. I'm going to wish him well. He's a long time employee of the town of Riverhead and I want to wish him all the luck in the worls."

I vote yes."

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

Supervisor Cardinale: "Yes. Similar, this is the gentleman that got injured, right? We want to thank him for his service and we're sorry about the injury and we hope-- wish him success."

I vote yes."

Barbara Grattan: "The resolution is adopted."

8/05/2008

Resolution #673

Councilman Dunleavy: "Accepts resignation of a part time recreation aide. So moved."

Councilman Buckley: "Seconded."

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

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

Resolution #674

Councilman Buckley: "Ratifies the appointment of an assistant Superintendent of Recreation I. So moved."

Councilman Wooten: "Seconded."

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

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

Councilman Dunleavy: "Yes. She's doing this now and this is ratifying her appointment. She's doing a great job so I vote yes."

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

Resolution #675

Councilman Wooten: "Ratifies the appointment of a call in assistant recreation leader youth sports level II to the Riverhead recreation department. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #676

Councilwoman Blass: "Ratifies the appointment of a call in recreation specialist, art instructor, to the Riverhead recreation department. So moved."

Councilman Dunleavy: "And seconded."

8/05/2008

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

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

Resolution #677

Councilman Dunleavy: "Ratifies the appointment of a call in recreation aide/youth sports to the Riverhead recreation department. So moved."

Councilman Buckley: "Seconded."

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

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

Resolution #678

Councilman Buckley: "Ratifies the appointment of a seasonal assistant recreation leader to the Riverhead youth bureau. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #679

Councilman Wooten: "Ratifies the appointment of a park attendant I, Level I to the Riverhead recreation department. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #680

Councilwoman Blass: "Authorizes the town of Riverhead to secure a pool structure and land at the premises known as 29 Rabbit Run, Riverhead, New York 11901, SCTM #0600-084.00-02-034.04, pursuant to Riverhead town code chapter 54. So moved."

8/05/2008

Councilman Dunleavy: "And seconded."

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

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

Resolution #681

Councilman Dunleavy: "Authorizes the town clerk to publish and post public notice to consider a local law to amend Chapter 108 entitled Zoning of the Riverhead town code. So moved."

Councilman Buckley: "Seconded."

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

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

Resolution #682

Councilman Buckley: "Authorizes the town clerk to publish and post public notice to consider a local law to amend Chapter 108 entitled zoning of the Riverhead town code. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #683

Councilman Wooten: "Same thing. It authorizes the town clerk to publish and post public notice to consider a local law to amend Chapter 108 entitled zoning of the Riverhead town code. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #684

8/05/2008

Councilwoman Blass: "And again, authorizes the town clerk to publish and post public notice to consider a local law to amend Chapter 108 entitled Zoning of the Riverhead town code. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #685

Councilman Dunleavy: "Authorizes the replacement of a 100% site plan security of NF Management, Inc. So moved."

Councilman Buckley: "Seconded."

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

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

Resolution #686

Councilman Buckley: "Authorizes the town clerk to publish and post public notice to consider a local law to amend Chapter 108 entitled zoning of the Riverhead town code. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #687

Councilman Wooten: "Authorizes the town clerk to publish and post a public notice for a local law to consider repeal of Section 108-51.1 of the code of the town of Riverhead entitled handicapped access ramps. So moved."

Councilwoman Blass: "And seconded."

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

8/05/2008

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

Resolution #688

Councilwoman Blass: "Authorize the town clerk to publish and post a public notice for a local law to consider the enactment of Chapter 53 of the code of the town of Riverhead entitled improvements for disabled and elderly. So moved. As amended, actually."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please. As amended. Yes."

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

Barbara Grattan: "How was this amended?"

Supervisor Cardinale: "(inaudible) lace- "

Barbara Grattan: "Okay, you've got it."

Supervisor Cardinale: "Unless you prefer Asian lace Barbara. This is not a personal comment but on the resolution, make it (inaudible) place."

Resolution #689

Councilman Dunleavy: "Approves Chapter 90 application of WSHU public radio group. So moved."

Councilman Buckley: "Seconded."

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

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

Resolution #690

Councilman Buckley: "Approves Chapter 90 application of East End Arts and Humanities Council, Inc. So moved."

Councilman Wooten: "Seconded."

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

8/05/2008

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

Resolution #691

Councilman Wooten: "Approves Chapter 90 application of Paumanok Vineyards, LTD. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #692

Councilwoman Blass: "Waives the requirement of access for emergency vehicles pursuant to Chapter 108 (Section 108-60E.(5)(c) of the Riverhead town code in connection with the site plan application of East End Nephrology. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #693

Councilman Dunleavy: "Authorizes town clerk to publish and post public notice to consider a local law to amend Chapter 108 entitled Zoning of the Riverhead town code (Section 108-60 - off street parking). So moved."

Councilman Buckley: "Seconded."

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

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

Resolution #694

Councilman Buckley: "Authorizes town clerk to publish and post public notice of public hearing to consider a proposed local law for an amendment of Chapter 101 vehicles and Traffic of the Riverhead town code (Section 101-20 additional parking regulations. So moved."

8/05/2008

Councilman Wooten: "I'll second it."

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

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

Resolution #695

Councilman Wooten: "Authorizes the adoption of the Suffolk County multi-jurisdictional multi-hazard mitigation plan. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #696

Councilwoman Blass: "Authorizes town clerk to publish and post public notice to consider a local law to amend Chapter 108 entitled zoning of the Riverhead town code, Article XXVI-site plan review, Section 108-133, conditions for approval. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #697

Councilman Dunleavy: "Authorizes the supervisor to authorize the town planning director to certify the state pollutant discharge elimination system (SPDES) annual report. So moved."

Councilman Buckley: "Seconded."

Supervisor Cardinale: "Moved and seconded."

A question was raised as to whether it was the planning director that certifies this. I assume Dan McCormack thinks so and he's our attorney as opposed to like the sewer guy, Michael, Michael Reichel, the sewer- as long as we get it right, I'm happy.

8/05/2008

But you're comfortable it's right, Dawn?"

Dawn Thomas: "Yes."

Supervisor Cardinale: "Okay. All right then moved and seconded and can we have a vote?"

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

Resolution #698

Councilman Buckley: "Authorizes the town clerk to publish and post notice of public hearing to consider the creation of a Wading River Historic District. So moved."

Councilman Wooten: "I'll second."

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

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

Resolution #699

Supervisor Cardinale: "Yeah, we're going to table and get three together after some discussion in the next two weeks-- two work sessions.

Can we have a motion to table maybe for consideration?"

Councilman Wooten: "I'll make a motion to table Resolution #699."

Councilwoman Blass: "And seconded."

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

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

Resolution #700

Councilwoman Blass: "Adopts a local law amending Chapter 108 entitled zoning of the Riverhead town code, Section 108-51 nonconforming buildings and uses. So moved."

Councilman Dunleavy: "And seconded."

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

8/05/2008

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

Resolution #701

Councilman Dunleavy: "Adopts a local law amending Chapter 90 entitled special events of the Riverhead town code. So moved."

Councilman Buckley: "Seconded."

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

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

Resolution #702

Councilman Buckley: "Adopts a local law amending Chapter 108 entitled zoning of the Riverhead town code, Section 108-133.1 special permit. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #703

Councilman Wooten: "Adopts a local law amending Chapter 18 entitled code of ethics of the Riverhead town code. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #704

Councilwoman Blass: "Pay bills, so moved."

Councilman Dunleavy: "And seconded."

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

8/05/2008

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

Supervisor Cardinale: "Oh, yes. Remember we have to add on the ones that were missing on the CDA."

Resolution #705

Barbara Grattan: "21 becomes 705."

Councilman Buckley: "20 becomes 705 you said?"

Barbara Grattan: "21 I think."

Councilman Buckley: "No, 20."

Barbara Grattan: "21 becomes 705."

Supervisor Cardinale: "Oh, yeah, in other words, the first one was 20, was it not? 20 should be 705. 20 is the first one. 20 is 705 is what she's saying. Okay, you want to call that, please?"

Councilman Dunleavy: "No, no. 20 you're calling, 705 you're calling."

Supervisor Cardinale: "Right. You need them in front of you, right."

Councilwoman Blass: "Authorizes the supervisor to execute agreement with the State of New York for the administration of grant funds for the veterans memorial. So moved."

Councilman Dunleavy: "And seconded."

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

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

Barbara Grattan: "Resolution #21- "

Councilman Dunleavy: "706."

Barbara Grattan: "Yes. Becomes 706."

Resolution #706

Councilman Dunleavy: "Authorizes the supervisor to execute a grant agreement with New York State Department of State for funds to support the Calverton Park Recreational Trail. So moved."

8/05/2008

Councilman Buckley: "Seconded."

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

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

Barbara Grattan: "22 becomes 707."

Resolution #707

Councilman Buckley: "Community Development Bloc Grant Consortium 2008 budget adoption. So moved."

Councilman Wooten: "Seconded."

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

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

Barbara Grattan: "Resolution #23 becomes 708."

Resolution #708

Councilman Wooten: "Authorizes publication and notice to amend CDBG program. So moved."

Councilwoman Blass "And seconded."

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

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

Barbara Grattan: "Resolution #24 is 709."

Resolution #709

Councilwoman Blass: "Authorizes application to the New York Department of State for funding to create a Peconic River Blueway Trail. So moved."

Councilman Dunleavy: "And seconded."

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

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

8/05/2008

Barbara Grattan: "26 is 710."

Resolution #710

Councilman Dunleavy: "Authorizes application to the New York Department of State for funding to create a Peconic River/NYS Route 25 eco-corridor. So moved."

Councilman Buckley: "Seconded."

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

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

Barbara Grattan: "26 is 711."

Councilman Buckley: "Authorizes initial preparation for grant application to New York State Empire State Development Corporation Restore New York Round 3 as part of the downtown revitalization of Riverhead. So moved."

Councilman Wooten: "Seconded."

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

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

Barbara Grattan: "That concludes the resolutions."

Supervisor Cardinale: "Thank you and we will now take comment on anything you'd like to give us comment on and let Mr. Andy Mitchell, CEO of the hospital, Peconic Bay Medical Center would like to speak. So, the forum is yours."

Andy Mitchell: "Thank you, Mr. Supervisor. I stand before you today to acknowledge a very serious water matter involving the town leadership and the Peconic Bay Medical Center."

Further, Mr. Supervisor, I'd like to acknowledge your personal wisdom and intellect and is to be commended and I confess that you are a far better delegator than I sir. So it is with distinct pleasure and, in fact, an honor to share with the board and specifically Councilman Mr. Dunleavy a plaque from the Peconic Bay Medical Center.

And it reads in recognition of your courage to swim among the sharks and Atlantis Marine World for the benefit of the Peconic Bay Medical Center on July 17<sup>th</sup>.

8/05/2008

As John comes up to receive this, I'd also like to share with the audience and the board that John helped us raise over \$10,000 towards our current capital campaign and I am sincerely appreciative of his leadership and his courage and stupidity."

Supervisor Cardinale: "You know, that event was held on the 20<sup>th</sup> was it not-- on the 18<sup>th</sup> of July, was it."

Andy Mitchell: "I believe it was the 17<sup>th</sup>."

Supervisor Cardinale: "The 17<sup>th</sup> and at that time I was attending a wedding in California and regrettably unable to go into the tank with Andy but I think the way it was advertised, John, was it not, Andy Mitchell the CEO of the hospital and John were going into a shark tank. Would they come out?"

So when I called to the office on the 18<sup>th</sup> and Bill can testify, on the 18<sup>th</sup> I called in and I said did they come out? That was my first question on checking with the office, but you did. You made it out."

Andy Mitchell: "We did. And I'm also pleased to let you know that I've been notified that this is an annual event so we'll make sure that we coordinate your-- "

Supervisor Cardinale: "Good. And I'll make sure I have a wedding that weekend out of town."

Andy Mitchell: "Thank you."

Supervisor Cardinale: "We've got to delegate that one to Barbara. Take care."

Councilman Dunleavy: "Thank you."

Supervisor Cardinale: "Yes, Sal, you had a comment. Thank you, Andy."

Sal Mastropolo: "Resolution 680, okay. It got buried in the rest of my stuff. But you should add a statement on that Now, Therefore, Be It Resolved, that labor and materials are going to be paid for by the property owner. Where you're securing that pool structure and land at 29 Rabbit Run."

Supervisor Cardinale: "Yeah, that's an extraordinary resolution. We did discuss it with the town attorney. She assured us that under the law, we're entitled to recompense for what we're doing."

8/05/2008

It's a dangerous situation and the owner is not able to care for it- care for it. He's out of town."

Sal Mastropolo: "Okay. All right. General comments.

I asked at an earlier meeting about opening up the gate to Calverton, at EPCAL, from Route 25, the main gate."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "I mean with the price of gas the way it is, people have to drive all the way around and now you're going to open up the trail, okay, you're asking for that grant to open up that trail. I mean, is there any reason why we don't open up that gate?"

Supervisor Cardinale: "That's really a good question, particularly in the context of the gas thing."

Sal Mastropolo: "Right."

Supervisor Cardinale: "Is there any- if we were to open that- first of all, do we own that land? I guess we- the north gate at EPCAL."

Councilman Dunleavy: "The north gate on 25."

Supervisor Cardinale: "Yeah."

Sal Mastropolo: "I mean you can get- "

Supervisor Cardinale: "Is there a road there? There's no road there."

Sal Mastropolo: "There's a road."

Councilman Dunleavy: "There's a road, but it's not maintained though."

Supervisor Cardinale: "I think- to answer your question, we will explore it because I've done it. It's a long trip around that block, but the concern is that the road is not well maintained and that it would wind up on the runway of Skydive which would be okay because he uses the taxiway and not the runway anyway."

Sal Mastropolo: "Security is not an issue because you can go into the incubator and that gives you access to the property anyway."

Supervisor Cardinale: "Yeah. We can't mess up- the security is already messed up is- "

8/05/2008

Sal Mastropolo: "Okay. Next thing. What's the status of the ballfield at EPCAL? I keep driving by there and the grass looks like it's growing good but I don't see any work being done and this is what-- the second season."

Councilman Buckley: "I think it's slated to be open April of '09."

Supervisor Cardinale: "Now why isn't it-- why didn't we get it done-- there was some talk of getting it open for the fall this year. That's not going to happen?"

Sal Mastropolo: "Well, it looks like work has stopped, okay. I don't think they put in sprinklers-- they must have put in sprinkler heads because I saw the sprinklers running one night."

Councilman Dunleavy: "Can I say something?"

Supervisor Cardinale: "Yes, please."

Councilman Dunleavy: "Okay. I'm on that committee. What's happening there is that the contractor stopped work so the grass is not really growing great. There's a lot of weeds there. It's green, but there's a lot of weeds there and they're working with the contractor to get someone to come in there and finish the grass so it looks good. But that's the problem we're having right now. So it's a slow moving process right now.

We're hoping to get it open but we don't know if the grass is going to be completely grown or we're going to have all weeds there now."

Sal Mastropolo: "Okay. So it looks like it's not going to happen for the fall, but is there a plan that it's going to be ready for the April season?"

Councilman Buckley: "Yeah, I've not heard anything otherwise."

Sal Mastropolo: "I mean if you don't put a plan in place now it's not going to make April either."

Councilman Dunleavy: "I was talking to our parks department and they said it really has to get started working on it to get that thing going so it can open in the spring of 2009."

Sal Mastropolo: "Okay, next question."

8/05/2008

Councilman Dunleavy: "We should talk about it at the work session."

Sal Mastropolo: "Okay. What's the status of the accessory apartment applications? Do we have 500?"

Supervisor Cardinale: "No. And it's interesting that you should ask that. I had a meeting last week with the LION, Long Island Organized Network who pushed the legislation. They did an inventory- I guess it's only really three months in because they didn't- they got passed in January, not started until the second quarter, you know, the Accessory Review Board.

I think they got one application for a legalization and 10 for apartments and that's it. So they were discussing with me why isn't there more applications. I said I don't know, if I can inspire some more, I'd like to. So we put up- we made it clear that the applications are being accepted on the TV, channel 22, a little-- one of those cards.

We did it on the site, the website. We- they're going to do a program in churches and in public places urging people to legalize their apartments or create new ones. But so far the response has been underwhelming."

Sal Mastropolo: "Okay. Another issue. Do we have any kind of town law about posting prices for gas stations?"

Supervisor Cardinale: "No, but the county does."

Sal Mastropolo: "Okay. Because in the last two weeks, I've had two situations where I pulled in to gas up and I was told that (1) their credit card machine was down and they were only taking cash, okay, right and another situation where they posted a price of \$3.99, it never said cash only on the big sign, and then when you went in and you stuck your credit card in the machine, all of a sudden the price came up to \$4.08."

Supervisor Cardinale: "Oh, that's interesting."

Sal Mastropolo: "Yeah. And that one is in town."

Supervisor Cardinale: "There is a complaint- I would like- if you bring it to the attention of- the location to the attention of Bill Welsh, who's sitting right over there, we'll get it to the county bureau that handles it."

Sal Mastropolo: "The CITGO station, intersection of 25A and 25, he posts \$3.99, it doesn't say cash on the big sign, and then when you stick your credit card in the machine- "

8/05/2008

Supervisor Cardinale: "You've got that, Bill?"

Sal Mastropolo: "It comes up \$4.08 a gallon."

Supervisor Cardinale: "And you can't buy advertising like that on channel 22. It's 25A and 25 CITGO. Go there if you want to spend ten cents more than posted."

Sal Mastropolo: "That's right."

Councilwoman Blass: "I had looked into actually one of those from another constituent, another gas station, and the county said it's actually not against the law to have different prices obviously- "

Sal Mastropolo: "No, I'm not- "

Councilwoman Blass: "No, I have the email but it is- they have to be properly posted, that's the issue. And that's a federal regulation actually."

Sal Mastropolo: "A lot of them down in Rocky Point, they'll post the price and then in print about this big, it will say cash. But at least they say cash. In this particular station, it doesn't say cash, it says \$3.99 and then as soon as you put your credit card in, it comes up \$4.08."

Councilman Dunleavy: "It has to be posted."

Sal Mastropolo: "I was watching a work session and a consultant came in and I guess you guys like it better when you pay for advice, okay, from a consultant. But he was talking about- he was talking about one way streets, okay."

Supervisor Cardinale: "That was Corrada (phonetic). Was that his name, Corrada?"

Sal Mastropolo: "And at some time- "

Supervisor Cardinale: "I wonder why I pay him, too. I agree. That's our traffic consultant."

Sal Mastropolo: "Has anybody considered making Harrison- "

Supervisor Cardinale: "Oh incidentally we don't pay him. That was- he was talking from- Apollo is paying him."

Sal Mastropolo: "Okay. Has anybody considered making Harrison Avenue one way south from 58 to Main Street?"

8/05/2008

Supervisor Cardinale: "Harrison one way- "

Sal Mastropolo: "And Roanoke one way north from Main Street to 58? Okay. And you would alleviate a lot of the problems at the corner of Peconic Avenue. Okay."

Supervisor Cardinale: "Roanoke has been suggested one way but I don't think- north you want to make it? The fire department wasn't crazy about that."

Sal Mastropolo: "Roanoke north- "

Supervisor Cardinale: "Remember? Because they would have to go around the other way to get- they would be going to Flanders if they were going south, what do we care? Let them burn."

The point was the fire department objected to Roanoke- a change in Roanoke but I never heard the Harrison suggestion."

Sal Mastropolo: "Well, I was looking at the map before I came in and Harrison Avenue is the one street that goes continuously from 58 right through to Main Street, whereas Griffing Avenue stops at some place by the school and some of the other streets- "

Councilman Dunleavy: "Harrison goes to Osborne."

Sal Mastropolo: "Yeah, well, but it continues right to the Main Street. So you could make that one way in- "

(Some inaudible discussion)

Sal Mastropolo: "It doesn't dead end. It continues right to Main Street."

Councilman Wooten: "Well, Harrison becomes Osborne Avenue."

Sal Mastropolo: "It's renamed."

Supervisor Cardinale: "See, the tax assessor is- it does- it merges with Osborne, yeah."

Councilman Wooten: "It changes names."

Sal Mastropolo: "Okay. But what that would do is it would create a nice traffic flow in on one side and out on the other, whereas right now you have all that bottleneck because of the two way traffic on both of those streets."

Supervisor Cardinale: "You knows, Corrado- I'm going to ask Corrado that question. I'm making a note of that right now."

8/05/2008

Corrado is the guy we sat here a few months ago and we were having that interminable argument about the circle at 58. It turns out he's the expert for the county, he's the expert for us and I said if you're an expert for both of us, whatever you say is what we're going to do and he finally came through with the circle and that's what the county is going to do, a double circle at 58.

So if we can get him to make an on the record recommendation on this, I'll talk to him."

Sal Mastropolo: "Okay. One last comment. Have we discussed town-wide reassessment?"

Supervisor Cardinale: "No, let's do that. Because that usually loses hundreds of votes for me. Go ahead."

Sandra Mott: "Sandra Mott, Riverhead. A couple of issues. I bet you can't guess what my first issue is. Come on, guess. And, look, look. Now, can I believe this article? Because I keep being told by people over the past how many years, I should- change considered for shelter; board discusses privatizing certain functions at animal facility.

In a nutshell, the dog catchers are going to catch the dogs and other people are going to take care of them. Is this- have you read this article?"

Councilman Dunleavy: "Have I read it?"

Sandra Mott: "No, not you. I know you were interviewed, Mr. Wooten, but Phil is looking at me- maybe you were out of town."

Supervisor Cardinale: "This is our dog expert and I want to defer all dog questions to him."

Sandra Mott: "I know."

Supervisor Cardinale: "We have the other- the chief of police is the most highly paid dog handler in the country."

Sandra Mott: "And I'm the least paid, okay. The bottom line of the story is are we or aren't we and how long is this going to take?"

Councilman Wooten: "I'm sorry."

Sandra Mott: "Are we or aren't we going to make these changes and how long- "

Councilman Wooten: "Well, we're hoping to. Right now- "

8/05/2008

Sandra Mott: "Well, I've been hoping for 15 years and I'm still here asking you the same question."

Councilman Wooten: "Well, that's good."

Sandra Mott: "No, it's not good."

Councilman Wooten: "Thank God I've only been here seven months."

To answer your question, Sandra, yes, there was some question with the senior attorney from Ags and Markets. We're waiting for a decision from him. We've contacted him in March; we've contacted him again in May; we just did a final contact as early as this week-- I think this morning just to find out the legality of how we can incorporate both functions, whether it would be totally private-- because of union issues and because of certain licensing, we want to be-- "

Sandra Mott: "Please, I know all about this stuff. I've heard it for years."

Councilman Wooten: "So we're trying to do it where it's less intrusive to the town employees."

Sandra Mott: "Well, has anyone connected with Southold because they-- "

Councilman Wooten: "Yes. I had a nice tour of them last week. In fact, she took me to lunch."

Sandra Mott: "And how's the building doing over there?"

Councilman Wooten: "They's got a nice new facility. It's almost up and running, probably another six months. A beautiful building."

Sandra Mott: "Another six months. Fabulous. That's good news. They deserve it as do we."

Councilman Wooten: "Yes, they do."

Sandra Mott: "Is this going to be-- I know you don't like the word no kill, but minimum euthanasia? Thanks to Phil Cardinale who told me at the East End Arts Council no dogs will die."

Supervisor Cardinale: "I'm approving no dog deaths."

Councilman Wooten: "Right."

8/05/2008

Supervisor Cardinale: "I feel that it added hours to my work time just by making that statement. Take these phone calls. I'm not voting for any dog deaths. Jimmy is going to figure it out."

Sandra Mott: "But, no, seriously is this going to be the philosophy, the (inaudible)."

Councilman Wooten: "Right. You have to have a minimal, like you say minimal euthanasia policy. I mean, to call it no kill- "

Sandra Mott: "I'm talking basically very ill and a fully qualified behaviorist, not someone who says I don't like that dog, it snapped at me or is the wrong color. You know, someone who knows what they're doing."

Councilman Wooten: "Well, I think we have people like that on board right now. But, yes, so- "

Sandra Mott: "I'm not condemning the staff that's on board right now."

Councilman Wooten: "I'm talking about outsiders that we have contact with."

Sandra Mott: "Well, that's good because it needs to be maintained. And it's going to be all inclusive, this facility? All inclusive, cats."

Councilman Wooten: "Well, right now- "

Supervisor Cardinale: "Full service bar?"

Councilman Wooten: "Well, right now the facility we have now- as we- "

Sandra Mott: "I just spent hours of my afternoon sitting here so I don't think any of this is funny, as you all know. I'd just like straight answers so we can move forward. Go ahead."

Councilman Wooten: "Thank you."

Sandra Mott: "You're welcome."

Councilman Wooten: "No, the facility that we have will not handle cats. As we expand, hopefully, after it gets privatized and we can fund a bigger better shelter- "

Sandra Mott: "But you don't need bigger and better."

8/05/2008

Councilman Wooten: "Well I don't think we have the room right now to handle cats. It will eventually."

Sandra Mott: "No, wait. You're new to this conversation and I'm going to— they are not and I'm going to repeat myself— "

Councilman Wooten: "I'm just saying the facility we have right now, probably not."

Sandra Mott: "I'm not talking about the new one because I wouldn't bring anything up there."

Councilman Wooten: "I'm talking about the new one, the one we're dealing with now. Eventually, yes, we'd like to incorporate cats. I can give you that."

Sandra Mott: "Very good. The point in fact is I read this article and you said you were concerned about the location. Well, years ago, I think Phil was a council person. In fact, Mark Kwasna sat on one side of me at a work session, Gary Pendzick sat on the other. There's water district property north of Agway along Osborne Avenue that's never going to be utilized for anything else.

I mean you can all state what I've stated a hundred times. There's your property, it's free of charge. It's there. However— because Stotzy Park is technically water district property too. The town's utilizing it for recreation. You've got the property situation and the location because it would be closer and more acceptable to not only people willing to volunteer and adopt but just a better situation.

Because Mr. Lull told me that that place up there was going to be locked up and closed down before the dump started to be reclaimed and here you are, you almost at the capping stage of that and animals are still up there. A little bit more paint job, a new washed and dryer but it was supposed to be moved out prior to— and so I have boxes of stuff which I don't intend to bring in again because that's not my job, but I am here because people keep asking me what's going on.

As to the funding which is Phil's bane of contention as is this whole thing, the land if it's free, you can build by Habitat for Humanity on the same premise, donated materials and supplies. And I can guarantee you people will do that.

But it has to be all inclusive and it has to be minimal euthanasia because people are not going to put their money down on a rat hole to know animals are going there to be killed."

8/05/2008

Supervisor Cardinale: "This isn't a funny comment. I mean this. Habitat for Humanity, aren't they supposed to be habitat for humanity, not for cats?"

Sandra Mott: "I said the premise of. Do you remember Katrina? What do you think people are doing down there, Jimmy Carter and everyone else? They're building homes."

Supervisor Cardinale: "They're building houses for people."

Sandra Mott: "The point is it's the premise of, it's donated materials, time, effort and parts. I said it- "

Supervisor Cardinale: "All right. I get it."

Sandra Mott: "Good, I hope you do. Because I hear it bounced back every time when I don't come to these meeting and I think it's registered somewhere along the line and I appreciate that."

Supervisor Cardinale: "Habitat for Humanity; Habitat for Animals."

Sandra Mott: "Excuse me? The premises of Habitat for Humanity and I don't think is a joke, is a very good one. It's donated peoples' efforts, their heart, their energy, the materials needed by experts. You've got enough experts who can oversee these people but your experts-- "

Councilman Wooten: "Actually, you actually pay to go there."

Sandra Mott: "I beg your pardon."

Councilman Wooten: "Actually some habitat groups that I belong to, you actually pay to take a group there."

Sandra Mott: "Well, then there's your area of expertise. You know how work the same premise. Okay? So then people can pay to work. Who cares?"

What I'm saying is I didn't know that. That's a nice donation forum, if they can't do it hands on."

Councilman Wooten: "I can tell you that- right, there's a lot of issues that have to be addressed, I encourage you 100% and you're right."

Sandra Mott: "I know I'm right."

Councilman Wooten: "I'm writing all these things down."

8/05/2008

Sandra Mott: "I appreciate it."

Councilman Wooten: "And our goal is to have a- "

Sandra Mott: "The cattery element is simple. A double mobile home with air conditioning, heated and security monitored porch attachment. There's your cattery. You don't need to- "

Councilman Wooten: "I saw (inaudible) last week."

Sandra Mott: "Okay. In addition to the- not the trailer that they're utilizing now- that's where the office is now."

Councilman Wooten: "Well, she took me on a tour of the new facility."

Sandra Mott: "But we don't have to have it as grandiose if everybody's worried about money."

And as to the dog section, you already paid \$30,000 to an architect for plans that Mr. Lull approved years ago that nobody else on the board remembers ever approving and then you had to fork it over to the architect for the plans. So there are your plans for the dog section."

(Inaudible comment)

Sandra Mott: "I beg your pardon."

Supervisor Cardinale: "I also agree that we overpaid the guy but I did see the plans. I saw them."

Sandra Mott: "I did see them, too. And (inaudible) I might add and I don't know why he's running around with the plans that you paid for."

Supervisor Cardinale: "I didn't pay for them. That probably explains it."

Sandra Mott: "No, no, no. There was a big issue that you had to pay and I read- and it was part of your- read your transcript back, and you can see that it's a question that you did pay."

Supervisor Cardinale: "Somebody actually paid that bill?"

Sandra Mott: "You paid it."

Supervisor Cardinale: "Well, not me personally. I can assure you."

8/05/2008

Sandra Mott: "The town paid for it. Thirty thousand dollars for plans."

Supervisor Cardinale: "It must have been a weak moment. If it was authorized, we had no choice."

Sandra Mott: "Well, that's what I'm saying. If we paid for- it was paid for."

Supervisor Cardinale: "That wasn't this administration. Okay."

Sandra Mott: "Well, it was under your jurisdiction because you weren't a happy camper."

Supervisor Cardinale: "Right. I remember that. Yes."

Sandra Mott: "And the philosophy if you're needing people to assist you, is best friends and they are in (inaudible). They do this all the time around the country. They actually rescued Michael Dick's (phonetic) dogs that he was using for dog fighting."

Councilman Wooten: "I have their flyer that you gave me."

Sandra Mott: "Well, you can contact them and bring them up on their website and they do anything, anywhere. The no kill philosophy and this control name that you have for this group needs to be changed to care and rescue. It shouldn't be animal control.

Lots of facilities are called animal care and rescue which leaves a different philosophy and tone to it. I mean really. That's my one generic issue that I keep coming back.

My other one. I spoke to Vince Tria about, let me get you the exact date so I don't misstate anything. This is- "

Supervisor Cardinale: "Vince, are you going to speak after she finishes? A double decker here. All right. So you- "

Sandra Mott: "At Calverton National Cemetery since I know that you're going to help with the memorial there, they have an opportunity for- "

Councilman Dunleavy: "Not there we're not helping."

Sandra Mott: "No, no, no. I'm just referring to the fact that you are helping in the town for that. What I'm asking you to do is to consider and I already presented this to Vince in, let me get- March 4<sup>th</sup> of this year with the backup information that I obtained from Calverton National Cemetery based on tree donations.

8/05/2008

They have a certain number of trees that you can choose from, the height, the condition of it, when the planting season is, and the location.

We looked into it for my father. The prices ranged from \$100 to \$300 and that's without planting or delivery. You have to get pre-approval for planting. We wanted to do it for my father.

Well, we've moved onto a more all encompassing situation in where the town of Riverhead can sponsor two trees, one in the spring and one in the fall. They have memorial services. Phil, you spoke at those at Memorial Day and they have another at- Veterans Day as well.

And perhaps the town, organizations, collections or not, strictly through the town, could sponsor a tree every year, one in the spring and one in the fall to honor the veterans of the town of Riverhead who passed."

Now the people can either contribute if they wish to or if they cannot, they can still know that there has been something living and memorable placed to honor their family member. Because we cannot afford \$300.

Mr. Tria connected with Mr. Bisset. Ironically enough it was the day I was saying you don't need the parking and I was chased out of the building by one of his workers telling me how wonderful Mr. Bisset was, which I already had acknowledged all that he had done, and Vince said to me that Mr. Bisset offered to sell my group 20 trees at \$75 each. Well, I don't have a group. My mother and I are the group.

So I am bringing forth to you to recognize the veterans who passed in the town of Riverhead annually at two times and I think either whether it be Mr. Bisset or another nursery person or whatever way you want to obtain these trees, I think that that would be a respectful way of doing things. I know you have your memorials throughout the town but this is where a lot of people are placed. And a lot of people cannot afford to place a tree as I said at those prices because I researched about half a dozen, coupled with the fact that the benches are about \$925 to place.

And in addition to that, they have the option, you can give the flag that was on the coffin. We personally are not going to do that and many other people cannot, you know, as you enter Calverton, you see the flags. Those are donated by the family members of the deceased.

8/05/2008

We don't chose to do that. We cannot afford to do the other options and that's why I'm presenting this chance to you to honor the veterans including my father. I would be very appreciative if you would do this. It's not expensive. You must all know nursery people. Because I know because you can go down north up towards Sound Avenue and every so on and so forth, they're cutting down trees to thin it through. Well, maybe instead of thinning it through they can donate those and they're still getting to write it off as a business expense. But rather than cutting and killing, they can plant a tree."

Councilman Dunleavy: "Can I ask you a question?"

Sandra Mott: "Sure."

Councilman Dunleavy: "Where do you plant the trees?"

Sandra Mott: "Well, the thing of it is at the- where my father is, they show you the place where they could plant it by my father- on the periphery but in light of the fact that this would be all encompassing for all veterans, where they have the ceremony, Phil, where you spoke on a number of occasions, that peripheral area could be added some trees. And as an opportunity, you know, to cover everybody's family members' memory."

Councilman Dunleavy: "Do they put a plaque on the tree?"

Sandra Mott: "You're not permitted. But we would- you would know by putting something in the paper saying that whomever is going to speak on this day and then put a list of the veterans for the town of Riverhead. You could certainly I'm sure obtain that through administration."

Councilman Wooten: "Do you have information on that, Sandra? I mean is it still- "

Sandra Mott: "Yeah, I have- well, I gave it to Vince."

Councilman Wooten: "What's the guidelines, what type of tree and all that stuff?"

Sandra Mott: "Vince I gave it to but I have copies of it if you want it again. The point in fact is we're moving into, you know, the planting season again. If we can get in one maybe for November and then we can make it a bi-annual event, you know.

I- you know, I would really appreciate it. And I know a lot of people I mentioned it to said that they thought it was a nice idea because it's a living thing, opportunity, you know, you're giving

8/05/2008

bird life. And you know my attitudes towards animals. You may kid me and so on but one on one you're very nice to me.

I have to admit. You know, in a group (inaudible), I don't understand people are laughing and kidding around but one on one you're absolutely superb, all of you.

So please consider this. You know how I feel about the shelter. I'm going to start crying and I don't want to. Something's got to be done because I've had people twice tell me about mother cats, five kittens each, that's 12 cats and another lady knocking, how can I care for my cat who's sick. I can't do anything. I can't even tell you to go to the town of Riverhead.

All I can say is I'm going to say a prayer for them. I don't think it's fair that we have to repeatedly for year after year bother you with this because— and it's not a bother to me. I feel very honored that people are knocking on the door but I can't help them and I need you to help us do this.

And it's not for me, it's for the innocent, you know. I really— I'm just exhausted from trying to convince people that this is a serious matter. It is a serious matter and I don't know what I can tell you guys and lady, it's a question of I really do need you to do this.

You all have families, you all have children. And I know you have little creatures too. So, please, recognize that this is important. It's as important as anything else in the town and you've spent hours on tasks that never came to a head because people lied to you. I have not lied to you. I told you I would help you. People want to give me money. I say I can't take a penny until the town makes a decision. I will help you in any way I can. And it's been a long time coming here. So thank you all. I appreciate it. Okay."

Councilman Dunleavy: "Thank you."

Supervisor Cardinale: "Thank you. Vince, did you want to— "

Sandra Mott: "Okay, okay. You know, I guess your offices are closed now. Nobody's there."

Supervisor Cardinale: "We're open. Bill and I and Vince are all here."

Sandra Mott: "Okay, I can just bring it in and you can copy the information now."

8/05/2008

Supervisor Cardinale: "Yeah, if you have it. Bill will take it right now. Thank you, Bill. Vince, what do you want to say? A pleasure to see you."

Vince Tria: "I hope I'm not in trouble."

Supervisor Cardinale: "No, not yet."

Vince Tria: "However, I just want to mention to the board that a miracle, you know like the miracle on 34th Street, it happened in Riverhead today. The parking district advisory committee made a recommendation to move a sign that said municipal parking by West Marine. We won today. John, it was moved."

Councilman Dunleavy: "He moved it today?"

Supervisor Cardinale: "That's great."

Vince Tria: "It only took time but it was moved. My other purpose actually- "

Councilman Dunleavy: "Wait, he wants to know where it was moved to. It was moved one foot."

Vince Tria: "One foot south."

Councilman Dunleavy: "One brick south."

Vince Tria: "But now the sign can be read- "

Councilman Wooten: "Four engineers and a post hole digger."

Vince Tria: "It was a request by one of the members of the parking district."

The other reason is I do this so far this is my third year. The Blues Festival. It was a success but not as much a success as it was last year. We only had 6900 people came. Last year we had 11,000. I'm sure the weather had a lot to do with it."

Supervisor Cardinale: "But you charged twice as much."

Vince Tria: "The revenue was down and the cost went up. However, I want to thank building and grounds, because without them it would have never happened. Police department, engineering department and the sanitation department, all (inaudible) of the town of Riverhead at no charge. I repeat it didn't cost us and the resolution that you passed, I think- I think it would be a travesty if you're going to charge for something that brings people to Riverhead."

8/05/2008

Think about it. That's what we do. Every event that is held in this town, no matter where it's held, brings people to Riverhead."

Supervisor Cardinale: "That's necessarily so. Yes. If it's held in Riverhead, it has to bring people."

Vince Tria: "We're putting this town back on the map."

Supervisor Cardinale: "Thank you. Incidentally are you sure you don't want to thank the legal department for the— they prepared the resolution? All right. And, Dawn, isn't here to hear it."

Thank you very much. It's been such fun. I should warn— we've got two members, John's brother passed away and he'll be unfortunately at a funeral— and Barbara is committed on Thursday to— so I think I'm going to move our Thursday's session to another day. So that means you'll have the day to yourself Tim Gannon, News Review. So I will announce that. But I have scheduled it for Thursday and unschedule it. I'll talk to the board and see the day to replace with Thursday. There's only three of us. And I'm sorry for your brother and I thank everyone for attending."

Meeting adjourned: 5:05 p.m.