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Minutes of a Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, on Wednesday, March 3, 2004, at 2:00 p.m.

Present:

Philip Cardinale,	Supervisor
Edward Densieski,	Councilman
Barbara Blass,	Councilwoman
Rose Sanders,	Councilwoman
George Bartunek,	Councilman

Also Present:

Barbara Grattan,	Town Clerk
Dawn Thomas, Esq.,	Deputy Town Attorney

Supervisor Cardinale called the meeting to order at 2:00 p.m.

(CD was not turned on at the start of the meeting)

The Pledge of Allegiance was recited, led by Vince Tria.

The Employee of the Year award was given to Frank Hernandez.

Supervisor Cardinale: "-- and coach and champion players of the late, great 2003 Riverhead football team which we've been trying to schedule since I got here in January. We finally got in on here today. So they'll be coming in at 3:00 or 3:15 and we'll try and take a moment break to give them those proclamations proclaiming them the greatest ever.

But for the moment, let's look at the Reports through the Town Clerk. Barbara, we wanted to look at the Reports in the interval between this and the last meeting. And I guess before we do that, we want to approve the minutes of February 18, 2004 meeting and the Special Board meeting of February 24th. So the minutes of the February 18, 2004 Board meeting, do I have a motion to approve them and the Special Board meeting minutes of February 24th?"

Councilman Densieski: "Motion to move them."

Supervisor Cardinale: "Ed's- moved by Councilman Densieski, seconded by- "

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Councilman Bartunek: "Second."

Supervisor Cardinale: " Councilman Bartunek. May I have a vote?"

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The minutes are approved."

Supervisor Cardinale: "Now you can give us the Reports, please."

REPORTS :

Tax Receiver	Total collections to date: \$47,269,389.97
Town Clerk	Monthly report for February, total collected \$12,867.93
Sewer District	Discharge monitoring report for January
Jamesport Fire District	Annual financial report for year 2003
Open Bid Reports	Sludge cake removal opened on March 1, 2004, one bid was received

Barbara Grattan: "That concludes Reports."

Supervisor Cardinale: "Thank you. Could you tell us about Applications that have been received?"

APPLICATIONS :

Special Permit	Kayla Enterprises - 6236 West Main Street
Special Permit	AT&T Wireless - 5792 Sound Avenue, Riverhead
Special Events	Riverhead Central School District - American Cancer Society June 18 th and 19 th

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Special Events

Speedworld FX - show and
shine
car show, May 2, 2004

Barbara Grattan: "That concludes Applications."

Supervisor Cardinale: "And Correspondence received, please."

CORRESPONDENCE:

Jeanine Zeltman

regarding traffic problems on
Middle Road

Farmland Select Committee
from Lyle Wells

Regarding request for
additional bonding for
preservation

Barbara Grattan: "That concludes Correspondence."

Supervisor Cardinale: "Thank you, Barbara. We have a public hearing scheduled for- to commence at 2:05. I'd like to begin with that hearing."

Councilman Densieski: "Committee Reports, Phil."

Supervisor Cardinale: "Oh, yes, Committee Reports."

Councilman Densieski: "Just a reminder the town landfill for- up at the town landfill where we take grass and clippings and leaves, is open seven days a week again."

Public Hearing opened: 2:17 p.m.

Supervisor Cardinale: "Thank you. In regard to the public hearings, the first public hearing is scheduled for 2:05. It is in regard to the exemption application of John Hartill from local law #22 of 2003, to allow for the construction of a four unit residential development upon property located at Swezey Avenue. It is- I would like to open that hearing, it being now 2:17, and ask the representative to come up and address the Board."

Martin Sendlewski: "Good afternoon. Martin Sendlewski. I'm here to represent the property owner, Mr. Hartill, who is also in attendance. This application is for an exemption to the residential moratorium."

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When we started the project, very similar to another project which was recently approved, it first fell under a commercial site plan for a four unit residential structure. As we had gone through the process and gained all the necessary recommendations from the consulting engineers from the town, Architectural Review Board, etc., we found that- in that there was a residential use, it fell under this- the guidelines of that previous moratorium.

This project happens to be really almost a repeat of the current project that's under construction directly around the corner from this project, which is all basically the same or similar lot size, same or similar- actually same zoning, etc. as the previously approved project. And we're here to get through this portion of the process so that we can proceed through final site plan approval and building permit.

I don't know if Mr. Hartill has anything to add or if there are any questions that the Board may have. We'd be happy to answer them as best we can."

Supervisor Cardinale: "Yeah. I just have a question for the town attorney. Dawn, technically there isn't a moratorium right now, is there? A residential moratorium is not in effect this very minute."

Dawn Thomas: "The residential moratorium expired on the 7th, although we did have a public hearing on-- "

Supervisor Cardinale: "Right. We anticipate the- "

Dawn Thomas: "Yes. And then the adoption."

Supervisor Cardinale: "-- the adoption. But technically, does that affect- what is he looking for exemption for precisely?"

Dawn Thomas: "He would have been looking for exemption under the prior moratorium that was in effect."

Supervisor Cardinale: "So presumably, he's looking for exemption from the future moratorium if it takes effect?"

Dawn Thomas: "Which is unchanged."

Supervisor Cardinale: "Which will be unchanged, except that the date would be extended."

Martin Sendlewski: "That would be correct."

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Supervisor Cardinale: "Okay. I just wanted to clarify that and we had one question from the public, George and Jody Glen- are you here? Glu, okay. Would you please- if you'd like to comment or we can take that comment and please come up."

George Glu: "We're George and Jody Glu. We also have a letter from another resident. We live directly across the street from it. We're resident taxpayers across the street. We also have a letter from another resident taxpayer next to us."

We strongly oppose any such attempt to grant this special use permit and urge the Town Board to decline it. Or even allow this type of structure to go forward. The piece of property- I don't know what they're referring to around the corner, but the piece of property that they're proposing to build on is very small. There is zero parking. None. No parking in the area. The lot's not big enough for parking to handle that.

Each townhouse apartment would be less than 900 square feet in space. It's extremely small and would not be in the best interest of the area. Us and others in the area have worked very hard to keep the area clean. We're on Swezey between West Main and Lincoln.

No family could live in a structure so small so obviously it would be individual because 900 square feet is not big. The special permit would not grant- would not be of any benefit to the area of Polish Town. It would not be a benefit to cleaning up West Main Street in this whole general area. All of the other residents in the area, in the immediate area, are single families.

In addition, the structure is within a few hundred feet of the Peconic River. We certainly request and hope that the Wildlife Scenic and Rivers Act have been thoroughly investigated in this use for this property of this size.

We feel personally which is our right, that we don't need absentee landlords- any more absentee landlords on Swezey Avenue. And in addition to that, the property abuts the railroad tracks. There's just no benefit to anyone in the local community to having such a structure."

Supervisor Cardinale: "Thank you. That was well stated. I appreciate your comments."

George Glu: "Thank you."

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Supervisor Cardinale: "Marty, would you come up for a moment, Mr. Sendlewski? You are the architect on the project?"

Marty Sendlewski: "That is correct."

Supervisor Cardinale: "There's a criteria- is that what you had to ask? God bless you. I didn't even ask you."

There is a criteria for exemptions from the moratorium. We're presuming that the- you won't have to seek relief if we don't extend the moratorium. But even assuming we did to accommodate the May 30th- ending of what I hope will be the passing of the zoning for the residential- the residential ordinance is consistent with the master plan I hope to be passed by the end of May, but if we're going to give a moratorium exemption, we need to do so pursuant to the standards stated in the statute, and nobody has yet addressed them. Does everybody know what they are? Okay.

Yeah, would you read them into the record and then what I want to try to do here on public hearings, is something- actually focus the hearings on the criteria that they're supposed to address.

So this is what we want to hear. Anybody that thinks that this hearing- either that you qualify under this criteria or anybody that feels that you don't. And why. Would you read them into the record?"

Dawn Thomas: "Sure. Pursuant to Section 109-7 of the Riverhead town code. Applications for residential development may be exempted from the provisions of this chapter following a public hearing on notice before the Town Board. Upon such application, the Town Board shall consider (1) the proximity of the applicant's premises to natural resources including prime agricultural soils, pine barrens, wetlands, coastal areas, endangered plant and animal species, wildlife and other similar environmental concerns; (2) the impact of the proposed subdivision of the applicant's premises on the surrounding area; (3) environmental significance, if any, of the applicant's parcel and the proposed development's impact upon the environment, including existing transportation resources; (4) compatibility of the proposed development with the aesthetic resources of the community and with the existing community character; (5) compatibility of the proposed development with the recommendations of the comprehensive planning studies."

And then the last relevant criteria is in subsection B, in making the determination concerning a proposed exemption, the Town

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Board may obtain and consider written reports from the Planning Department and such other sources as are required at the discretion of the Town Board consistent with the purpose of this chapter.

A grant of an exemption to an applicant's--application hereunder shall include a determination of unreasonable hardship upon the property owner which is unique to the property owner, and a finding that the grant of the exemption will be in harmony with and will be consistent with the recommendations of the comprehensive plan update."

Supervisor Cardinale: "That's pretty straightforward. The last comments did, in fact, that wasn't too bad. Of the five that were listed- addressed, impact on the surrounding area and environmental impacts, compatibility with the existing neighborhood.

Nobody has yet addressed the recommendation of planning studies or the unreasonable hardship or the consistency with the master plan. And I would be astounded-- I would be pleased to hear anything about any of those.

So is there an unreasonable and unique hardship here? Is the project consistent with the master plan? And is it compatible with- or is it consistent with other planning studies that have been done prior to the master plan?"

Marty Sendlewski: "We feel that it is compatible with the master plan. As you are aware- "

Supervisor Cardinale: "What does it call for, the master plan in this area?"

Councilwoman Blass: "What's the proposed zoning?"

Marty Sendlewski: "The master plan would be R-40."

Supervisor Cardinale: "R-40?"

Marty Sendlewski: "Adjacent to a village business and adjacent to the central business- I don't know the exact name of the designation of the central business district. Downtown center. Right. Downtown center actually abuts the westerly property line of this property. And then there's village center property running along Osborne from Polish Town.

In the master plan, the way I understand the master plan, is that districts adjacent to those zones that are identified in the

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master plan, are identified for these types of uses, varied types of residential development.

That's- I think it is, you know, consistent with that.

As far as just to address a couple other comments- "

Supervisor Cardinale: "Yes."

Marty Sendlewski: "-- the site does have its own parking on site in conjunction with the development. These are actually two bedroom residential units for families. And the- we do have the recommendations on all of the other 10 agencies, including the Planning Department based on site plan review, including Mr. Raynor's office and Architectural Review Board- their review of the project also.

So I think that the items that are raised here, I do feel that the project's in compliance.

Supervisor Cardinale: "Let me ask our expert. Barbara is the expert on our master plan. She's ushered it through over the last several years. Is what- do you know what the anticipated zoning in here is?"

Councilwoman Blass: "I believe it's RB-40."

Marty Sendlewski: "That is correct."

Councilwoman Blass: "We haven't seen the site plan and I think it's unfortunate that, you know, we haven't had the opportunity to actually look at it. But for purposes- "

Supervisor Cardinale: "We're going to hold the hearing open to allow that to occur."

Councilwoman Blass: "-- for purposes of the exemption, my read of the RB-40 district has an underlying yield of one acre. So your property site- yeah, I have it in front of me, Don. Thank you. How big is this property?"

Marty Sendlewski: "This property is 60 by- 60 by 135."

Councilwoman Blass: "Which is less than an acre."

Councilwoman Sanders: "Is not even an acre."

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Marty Sendlewski: "Yes, it is, correct. Correct."

Councilwoman Blass: "So I'm curious as to how you find that to be consistent with the recommendations."

Marty Sendlewski: "Well, my understanding of the zone- the master plan is that the areas- the zones adjacent to certain areas, such as the village business and I believe the downtown center, are areas that are going to be encouraged to have mixed use type residential development. That's my understanding. I mean, I'm certainly not an expert on what the master plan calls for and in that the zoning hasn't been written for the master plan yet and it's not in effect, there's really no way that we can anticipate exactly what it will be.

I can only go by what our understanding is of the reading of the entire text of the master plan including adjoining districts and what's going to happen in that area. I think it's our understanding that the town is looking to take areas that are closer to the business districts downtown for this type of development in conjunction with open space in areas that, you know, in the northern areas of the town.

So that's our understanding of the concept and when we read the master plan, it does talk about the adjacent districts having the mixed use of residential development."

Councilwoman Blass: "When you say mixed use, what is it that you're saying?"

Marty Sendlewski: "Under the- "

Councilwoman Blass: "This is a town house-"

Marty Sendlewski: "Yeah. Under the village business district-
"

Councilwoman Blass: "Yeah. Which is not the district you're in."

Marty Sendlewski: "Right. But if you look at that in the master plan, it says residential- mixed residential development in adjacent zones. I'm assuming that that means that's setting a precedent that adjacent to the village business, they're going to want mixed residential development, including townhouses."

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Supervisor Cardinale: "I think her concern was the density though. But we can look and we can verify what the plan says.

How about the unique hardship aspect? Unreasonable or unique hardship. If- I've indicated and this Board has indicated we want to get the residential component of the master plan and we expect to- I'll be saying that later tonight when I comment on the state of the Town, that it's going to be done by May 30th. So is there a unique or unreasonable hardship associated with you seeking relief here?"

(Inaudible - from the audience)

Marty Sendlewski: "You mean to hold until the- May, or say in general, with regard to the project itself?"

Supervisor Cardinale: "Just- you're seeking, it's an odd situation, Marty, because you correctly anticipate that we will probably extend the moratorium that presently is not in effect, it's expired. If we extend it at the next meeting, we would extend it for a maximum of six months but we've already said that we expect the residential component to be done by May 30th.

So, what I'm asking is the concept of a moratorium exemption hearing is to let the applicant tell us that that is too- that it's an undue hardship to require him to wait through the moratorium and so I'm asking you to address whether there's an undue hardship associated with waiting through May 30th or thereabouts."

John Hartill: "I just want to say that I went to the Planning Board and the town engineer before I started this project. Asked them what was an allowable use on this lot. They told me what I could build there. I went through the six month process of getting this whole site plan down. Everybody approved it right down the line. At the last minute we were told, that because it's a site plan, it falls into the residential moratorium. We have to apply for an extension.

I was mirroring a project that went through about a month ago. Just-- because of the residential moratorium I haven't worked in a year, and I'm trying to get something down and I'm just following what was allowed previously so that I could get this approved and now- "

Supervisor Cardinale: "I see. Okay, well- "

John Hartill: "It was just approved a month ago, the exact

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 same project a block away."

Supervisor Cardinale: "Were they excluded from the moratorium?"

Marty Sendlewski: "Yeah, we went through the same hearing process on that project. The exact same process. What had happened as Mr. Hartill had explained, early on when he started the project, even before we were involved, what Mr. Hartill did is he went to- he came to the town, and, you know, went through the planning office, etc. to review specifically what he was looking to (inaudible), which was a very wise thing to do.

We've gone through the whole process with all of the reviews, in planning, with the consulting engineers, with the ARB."

Supervisor Cardinale: "What's the current zoning here?"

Marty Sendlewski: "The current zoning is Business D."

Supervisor Cardinale: "Oh, that's- you weren't- you were- "

Marty Sendlewski: "It's an allowable- "

Supervisor Cardinale: "Right. Well, that really confuses me. Because you were in a business zone but you were caught in the residential moratorium."

Marty Sendlewski: "Right."

Supervisor Cardinale: "Now I get it."

Marty Sendlewski: "Right."

Supervisor Cardinale: "Because you were using one of the residential uses we somehow have in a business zone."

Marty Sendlewski: "That is correct."

Supervisor Cardinale: "Okay."

Marty Sendlewski: "That actually- originally, in addition to Mr. Hartill's research with regard to the use and going through this process, we were originally instructed that we were not under the residential moratorium, all the way through the process. Through the consulting review with the town engineering, etc., etc. So this

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really hit us at the eleventh hour.

Mr. Hartill's hardship here is he's already gone through this process. We've already got documents. We've got Board of Health approvals. We've got all the-

Supervisor Cardinale: "When did the process start? When did you apply?"

Marty Sendlewski: "I could look in the file. I have my file-

Supervisor Cardinale: "I would like to know the difference between when it started and when you were told-

Marty Sendlewski: "Let's take a look."

Supervisor Cardinale: "-- the date you were started and the date you were told that you were captured by the residential moratorium, because that would be a hardship if they didn't give you proper instruction."

Councilwoman Sanders: "I have a question about the on site parking while he's looking."

Supervisor Cardinale: "Yeah. And when you have- when you get me that answer, Rose had a question."

Councilwoman Sanders: "Marty, while you're looking that up, just a quick question. For on site parking that you indicated-

Marty Sendlewski: "Yes."

Councilwoman Sanders: "-- on site parking, for how many vehicles per unit?"

Marty Sendlewski: "Six. One and a half units- one and a half vehicles per unit."

Councilwoman Sanders: "One and a half vehicles per unit."

Marty Sendlewski: "That's the town code. It's one and a half cars per residential unit."

Councilman Densieski: "Is that a motorcycle?"

Councilwoman Sanders: "And that's how much parking you're

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going to provide for?"

Marty Sendlewski: "That is correct. Six cars. We began the approval process on October 8th of 2003."

Supervisor Cardinale: "And when were you informed that you were captured by the moratorium?"

Marty Sendlewski: "That was-- I believe it was in December, if I'm not mistaken."

Supervisor Cardinale: "And during that period, you had proceeded- Okay."

Marty Sendlewski: "That's correct. Well, we had- "

John Hartill: "All the agencies had already given their recommendations and approved."

Supervisor Cardinale: "And you presumably were- you were seeking residential apartment units with a minimum living space of 800 square feet which was a use within the Business D, and still is within that district. And, residential apartment units with minimum living space of 800 square feet. That's a use within- the 19th use within the permitted uses of Business D district, General Business. Okay."

Marty Sendlewski: "The- also the report that we received back from the town's consulting engineer, does recommend approval- it does indicate, which is the correspondence we get back after we start the process, that it does comply with the zoning, you know, the intent of the zoning.

So we've gone through the process based on the information we've received so far."

Councilwoman Blass: "The engineer made a determination that it complied with zoning?"

Marty Sendlewski: "Yes."

Councilwoman Blass: "Is that-"

Marty Sendlewski: "Under zoning- "

Councilwoman Blass: "Business D."

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Marty Sendlewski: "Right. Correct."

Councilwoman Blass: "Thank you."

Marty Sendlewski: "It says the site is zoned Business D, General Business. The proposed construction and intended use substantially conforms to the standards and requirements prescribed by zoning."

Supervisor Cardinale: "Who told- is there a letter or advice from the town that you were captured by the moratorium legislation in December?"

Marty Sendlewski: "Not in writing."

Supervisor Cardinale: "Who told you that?"

John Hartill: "From the other project that we (inaudible) went into the moratorium. When we determined that was in it, then we realized (inaudible) be in it, too."

Supervisor Cardinale: "Right. (Inaudible) when they reviewed that one."

John Hartill: "Right. Because that went up for approval."

Marty Sendlewski: "That was going- yeah, that project was ready for site plan approval. We had gone through the process and it was ready for site plan approval. At that point, we were informed that it would fall under the moratorium and we had to file for the exemption, which we did. We had a hearing, same hearing as we're having here, and it went through the process. It was exempted and it's actually now under construction, the foundation is complete and it's under construction."

Supervisor Cardinale: "Okay. Any questions from members of the Board for the applicant? If not, any comment from the audience? Yes, Angela. Would you come up?"

Angela DeVito: "It's a little- Angela De Vito, South Jamesport. Just is a little bit disturbing in trying to establish the sequence of events, are the dates. For example, the notification of the date of capture, the date for when you knew you were part of the moratorium, somehow sense that it's in December. Well we had the master plan being passed in- on November 3rd, okay, with an initial

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application being made on October 8th. That's less than a month between those times there and realizing on one project that you were captured by the moratorium and then there was a comment where not, you know, thinking that they would be caught by- not caught by it, but it would apply to them in this area here.

It would- it's- I'm concerned with the lack of a real time line and who really said what and how all of this was established with real correspondence. And I can say on the Handicapped Committee, we didn't see site plans for this, for the parking. I don't know if they have parking for handicapped people in six spaces.

I mean, I don't know, Ed."

Councilman Densieski: "Did you guys go through site plan, Marty?"

Angela DeVito: "They said you went through site plan."

Marty Sendlewski: "We're in site plan right now."

Councilman Densieski: "Okay. That might have been under Charlie (inaudible) tenure, I believe."

Councilwoman Blass: "No, it couldn't have been because it's been on our work session agenda for the last two sessions for presentation. We have not seen the site plan and I had respectfully requested that the hearing not actually take place until we saw the site plan. It's ridiculous that we're asking questions, how does it lay out on the site, how many parking? We haven't seen any of that to really be able to assess whether we're talking about something that should proceed in a moratorium exemption hearing or not. So we have not seen the site plan."

Councilman Densieski: "We, as a Town Board, haven't but the Handicapped Committee gets one when they come in the building, probably before the Town Board actually does."

Councilwoman Blass: "Okay."

Councilman Densieski: "So my question probably is to Rick. Rick, when those 16, 15 copies, whatever it is that comes in, were they sent out to all the appropriate agencies and do you know when? Because I have a funny feeling that may have been before Angela."

Angela DeVito: "And, you know, in ending my comments, is that

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I really feel the hearing today should not be concluded. It should be kept open until this can be absolutely established, I think, what you've laid out as being whether all the conditions, the criteria for an exemption are being met. I think that the petitioner needs to provide all of that information.

I realize that the individual has not been working. I know what it's like to be unemployed. I'm not being, you know, really want to be difficult on this. But I just feel that there isn't enough information. There's too much hearsay. And I'd like to see all of that sort of in order.

So I would conclude just by asking that the hearing remain open until all of that can be presented, it's reviewed, and then a consideration for it again be done. Thank you."

Supervisor Cardinale: "Thank you. Appreciate your comments. Is there any other comment in regard to this public hearing?"

Councilman Densieski: "I'd just like to get Rick to answer that question, if I could."

Supervisor Cardinale: "Rick, would you answer the question?"

Councilman Densieski: "Do you know when those site plans originally- "

Richard Hanley: "We are still in preliminary. We are not at final site plan."

Councilman Densieski: "Okay, so- "

Richard Hanley: "So those do not go out until final site plan has been submitted to us. We still have- are having reviews here. He has mentioned- the applicant has mentioned that Raynor has seen it and ARB has seen it, but we did not send out final site plans, because we came to the conclusion that this is, in fact, a residential use. We debated whether this is commercial or residential.

We finally came to the conclusion between the Planning Department and the Department of Law that it is, in fact, a residential use and we concluded that it needed an exemption."

Councilman Densieski: "Okay. So all the departments that are going to receive site plans have not received them yet?"

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Richard Hanley: "Correct."

Councilman Densieski: "Like the Handicapped Committee?"

Richard Hanley: "Correct."

Councilman Densieski: "Okay. So that's forthcoming, Angela. Good question."

Supervisor Cardinale: "How is this captured by the residential moratorium when it's in a business district?"

Richard Hanley: "We looked at the moratorium language. We agonized with the moratorium language and we finally came to the conclusion on both. This applicant as well as the one that's been mentioned- "

Supervisor Cardinale: "Who's the we here?"

Richard Hanley: "The Department of Law and myself."

Dawn Thomas: "I can- "

Supervisor Cardinale: "Can you tell us the language just for my personal edification?"

Dawn Thomas: "Well, the moratorium captures all residential land subdivision, residential site plan, and residential special permit use applications for lands within the town. And then there's a number of listed exclusions, things that we knew were not intended to be captured, single family residential development on pre-existing lots, minor subdivisions, things-"

Supervisor Cardinale: "So residential site plans- "

Dawn Thomas: "And we- Rick and I went- when we wrote the moratorium, went through all of the sections of the town code and wrote in as exclusions the things that we understood the Town Board did not want to include, but we didn't think of everything."

Supervisor Cardinale: "Yeah."

Dawn Thomas: "So I think in my personal view, and I don't know what the Board members think, was that this- this was something I don't think we ever anticipated and it wasn't part of the exclusion."

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Supervisor Cardinale: "What do you mean by residential site plan?"

Dawn Thomas: "This- in this particular instance, it's a residential site plan application."

Supervisor Cardinale: "But you specifically captured residential site plans. Why?"

Dawn Thomas: "Yeah. But we excluded- "

Supervisor Cardinale: "If not for this kind of situation."

Dawn Thomas: "-- because condominiums or special permits for retirement community overlay, big development were- "

Supervisor Cardinale: "I see."

Dawn Thomas: "-- residential site plan applications. The smaller things were the things that we weren't as concerned about as the larger development would preclude implementation of the master plan or the comprehensive plan when it was- came time to do that. But that's an aside. It's captured."

Supervisor Cardinale: "Right. I appreciate that explanation."

Dawn Thomas: "It may be unintentional, but it was."

Supervisor Cardinale: "Is there any other comment- we're going- is there any other comment? If there is, I should tell you that we're going to hold this open anyway at the request of among others, Angela, but more- even before the meeting, Barbara had asked that it be held open and adjourned to the next session so that we could do some exploration of the facts."

Anybody else have a comment this afternoon? Okay, if not, yes- "

Marty Sendlewski: "I did just want to add a couple of other-"

Supervisor Cardinale: "Sure."

Marty Sendlewski: "-- things just for the record. Under the what used to be the state code- and is now the New York State code which is a version of the International Building Code, based on the number of units that we have, we do not fall under the handicapped

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compliance requirements, similar to a single family residence. Just to make, you know, that on record."

Supervisor Cardinale: "Okay."

Marty Sendlewski: "And also the process that we've gone through, I think maybe now when we talk about hardship and other things, I think you can see where we're coming from. Because we've been going through the process of trying to provide the information as diligently as possible to move the process along, and it seems like we keep running into hurdles.

We weren't aware of the fact that the site plan wasn't distributed until just now."

Supervisor Cardinale: "Okay."

Marty Sendlewski: "I mean we thought that was done. So we're really sort of stuck here waiting for direction from the town and the Board to get this resolved."

Supervisor Cardinale: "All right. We're going to do that. We're going to resolve it. We will discuss it at- I'd like to adjourn this hearing, this public hearing, until the next Town Board meeting which is March 16th. In the interval, we'll be reviewing the site plan and discussing time lines and contacting Mr. Sendlewski to get the facts right.

Okay, so that's the first hearing. We should move onto the second hearing."

Public Hearing left open to March 16, 2004

—

Public Hearing opened: 2:46 p.m.

Supervisor Cardinale: "The second hearing is 2:10, the consideration of a local law to amend Chapter 30 entitled Planning Board. Could we note that it is 3- it is rather 2:46 and we're opening that hearing?"

This would give all or some portion of the Town Board's retained rights to- and obligations to review site plans to the Planning Board which is done in other towns. Does anybody want to comment on that

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idea? Yes, Angela."

Angela DeVito: "Angela DeVito, South Jamesport. I think that placing the authority for site plan approval in the hands of the Planning Board is a sound policy decision. It's one that the town should go forward with. But I have some questions about once we create a policy, the implementation, and I'm unaware of any of the sort of regulations that or practices I'll call them, that stem from once you have a board in the town with certain powers, how they engage those.

And one of the things like, for example, the appointment of members to the board. What are the criteria, the qualifications? I know under Section 271 of town law, one- at least one member has to be a member of the agricultural community. Are we going to limit, since we have a five member board, that to one person, one member, or are we going to clearly establish there can be more than one member? Do we have a practice for what do we do if there are conflicts of interest in terms of having alternates? The state, the town law also requires that there be training of these individuals so that they can do their work on the Planning Board and that they have initial training, they have continuing education so that they can do this job. Will- how will that be done? Do we have budget for that?

The other thing I had was are the terms going to be five year terms because, again, Section 271 states that terms on the Planning Board are based on the number of members that you have on the Board. We have five members, not seven. This is Article 16- "

Supervisor Cardinale: "Yeah. And what I wanted to ask, Angela, is this. We do not anticipate making any changes in the Planning Board structure. It was structured and will continued to be structured the same pursuant to the state law."

Angela DeVito: "Right."

Supervisor Cardinale: "But what we would do is just simply be adding a function to their obligation. It would be done by removing that function, site plan review- "

Angela DeVito: "Right."

Supervisor Cardinale: "-- from the Town Board where it exists. The only authority the Planning Board has under statute and they're appointed for five year terms, five man board, is subdivisions."

Angela DeVito: "Right."

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Supervisor Cardinale: "And we have used them in an advisory capacity in a lot of ways including site plan. We're thinking that since they're advising us, why don't they just both advise and approve."

Angela DeVito: "Approve."

Supervisor Cardinale: "But we would leave the Planning Board to answer some of your concerns, we anticipate leaving the Planning Board structure and organization in the same- the same as it is now."

Angela DeVito: "So it's all being done- see, I'm unaware, this is more of information than actual comment for me in terms of whether or not they actually have all of this- this is all in place already."

Supervisor Cardinale: "Yes, it is, so far what you've said, it is."

Angela DeVito: "And I guess the only other thing is that the concern for greater- now that they will be doing not only site plan review, but approval, greater access to work sessions. One of the things currently, the board meets in the afternoons at 3:00. It makes it very difficult for community residents to participate. I mean I told you yesterday I work and you were very surprised."

Supervisor Cardinale: "Right. I thought you were a retired lady you are so often around here and in the Jamesport Civic Association."

Angela DeVito: "I'm looking for a job, Phil-- no, I'm kidding. But the, you know, so that how that will be accessed so that we will know what is up, what they're considering. I mean this is an issue in other areas that we have. And just sort of as we go, take this step to make sure that we look at ways so that the community can be better engaged in the process and be aware of it, not after the fact, but as it's ongoing."

Supervisor Cardinale: "It is- to answer that question, it is my hope and I think there is Board support for this concept. We've been using volunteers to film these meetings and all our work sessions. They're getting weary. But I will soon be looking to budget someone to continue to televise on 22 all the Town Board sessions. And I'd like to add Planning Board sessions and work sessions and Zoning Board of Appeals meetings. I think that's appropriate because those Boards are doing important things and they

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should be viewed by the public. So that might solve the problem because you would know what's going on because you would be able to see it.

Anyone else- "

Angela DeVito: "What you will be seeing- real quickly, the thing is that you would be seeing it after it happens and I'm sitting in front of my TV and I can't go- "

Supervisor Cardinale: "Yeah, right."

Angela DeVito: "Ask a question. I don't have that ability to engage in that way."

Supervisor Cardinale: "So you would still like evening meetings is your point, right?"

Angela DeVito: "I would still like it if every other one can be done like that."

Supervisor Cardinale: "Okay, I understand."

Angela DeVito: "I would appreciate that. And the other thing is that as with the other public hearing I've commented on, I would like to have at least an extended commentary period, written commentary period, for this public hearing, a date established so that individuals who would like to write in comments to the Board on this have that opportunity to do so."

Supervisor Cardinale: "We generally do that and we will do that in this instance. Thanks."

Angela DeVito: "Okay, thank you."

Supervisor Cardinale: "Any other comment in regard to the second public hearing? If not, I'd like to close it, the time being 2:52."

Public hearing closed: 2:52 p.m.

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Public hearing opened: 2:53 p.m.

Supervisor Cardinale: "The second- the third hearing is related to this last hearing. It's the consideration of a local law to amend Chapter 108 entitled Zoning. Exactly how does it relate, I forgot. Do you know, Dawn?"

Dawn Thomas: "I don't- "

Supervisor Cardinale: "I think there's a- there is a separate section. In addition to amending the duty of site plan review from the Town Board to the Planning Board, there's another section of law that needed a minor amendment which states the same thing. It moves it from Town Board to zoning- to Planning Board. So it's the same concept. Does anyone have a comment directly related to that particular statute?"

Councilwoman Blass: "I have a question."

Supervisor Cardinale: "Yes."

Councilwoman Blass: "I have a question for Dawn. Dawn, if the Town Board is going to retain the authority for special permits and frequently in the past we have approved special permits with conditions that would apply to the site plan, it was not a problem because we would know those and we would be the entity dealing with those conditions once they reached the site plan stage. Legally are we in any conflict or do we have any concern about a Town Board that retains special permit that may condition the approval of a special permit on conditions that appear at a site plan which are now under the authority of another board? Can we tell them basically you have to include what we say in your site plan approval?"

Dawn Thomas: "Yeah. I think you can do that. You're giving them the authority over site plan, but the only way a special permit application would ever get to site plan stage is if you as a Town Board determines that it meets the legislative criteria to be a permitted use."

Councilwoman Blass: "Okay."

Dawn Thomas: "You can condition a special permit with anything that you find helps it meet that goal. Because, as you know, a special permit is a permitted use so long as it meets the criteria, and once the permitted use meets the criteria or once the special permitted use meets the criteria it essentially by law is deemed a permitted use."

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Councilwoman Blass: "Okay."

Dawn Thomas: "If you condition the application such that it meets the criteria, yeah, I think you have the ability to do that."

Councilwoman Blass: "And they won't claim you are usurping their authority over the site plan, right?"

Dawn Thomas: "Yeah."

Councilwoman Blass: "Okay."

Dawn Thomas: "Legally you can condition the special permit how you see fit to meet the goals of special permit. If those things that you made the conditions upon weren't related, then you might get into a quarrel with them on that."

Councilwoman Blass: "Okay. Thank you."

Supervisor Cardinale: "One other- the other thing I think to note is that if, in fact, this transfer is unsuccessful, that we're unsatisfied with it as a legislative body, we could simply amend the law and bring it back to the Town Board which, I'm sure has happened and might happen in the future."

The last thing I wanted to mention on this hearing for the record is that in the discussions at work session and- we have also considered when kicking around this idea as to whether we wanted to convey site plan authority in all matters for review and approval or wanted to retain urban renewal districts site plan since they're particularly sensitive to the development of the town, and we haven't come to any conclusion but I just wanted to mention that so that it was raised in the hearing.

If anybody else has- yes."

Councilwoman Blass: "Just a further comment. I think we were- or I'm anxiously awaiting the Planning Board's response to the referral because I believe we did have to refer it to them and I know that I haven't received it yet and I don't know that it was received by the Board yet."

Supervisor Cardinale: "Yeah, I understand from Rick Hanley who I talked to just a few moments before I came in, that we will have that within the next couple of days."

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Councilwoman Blass: "Okay."

Supervisor Cardinale: "That they have discussed it and that they have indicated that they would take the authority if we would like to give it to them. The- "

Councilwoman Blass: "Would we want to keep the hearing open for that purpose or not?"

Supervisor Cardinale: "Yeah. I'd like-I would like to keep the hearing open. I think we keep- do we need to keep it open? We could close it but we often keep it open for 10 days. I would like to keep it open for at least 10 days. Would you like to keep it open for any other- for written comment during that period? I think it would be appropriate to keep it open for the 10 day period for written comment. If anybody thinks they'd like to keep it open longer, I'm all ears."

Councilwoman Blass: "I think 10 days is sufficient."

Supervisor Cardinale: "Ten days for further comment in writing and then we'll close the hearing. Thank you."

Public hearing left open for 10 days for written comment

Supervisor Cardinale: "The fourth and final hearing is on the consideration of a special permit of Martin Rosen to allow operation of a wireless communication tower on property located at Sound Avenue. Is Mr. Rosen or his representative here?"

Dawn Thomas: "That's going to be adjourned."

Supervisor Cardinale: "Okay."

Dawn Thomas: "And I'll explain why. The application is for special permit for a wireless communication tower. There is a co-existing application for an attachment of an antenna to that tower which also requires a special permit under the code. The applicant- or Mr. Rosen- or the attorney for Mr. Rosen and the applicant for the attachment have agreed to hold a joint public hearing which we need to re-notice and we've agreed, I think, that it will be the second meeting in April. So this is at their request and on their consent."

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Supervisor Cardinale: "Right. For the- "

(Inaudible remark from the audience)

Supervisor Cardinale: "For the- yes- "

(Some inaudible discussion among the Board members)

Supervisor Cardinale: "Zabby, I'm told that we're not actually opening the hearing until- they wanted it adjourned because their representative isn't here."

(Inaudible remark from the audience)

Supervisor Cardinale: "No, we didn't. They just reminded me."

(Inaudible remark from the audience)

Supervisor Cardinale: "We probably- in anticipation of anybody who wants to come to the adjourned date, which will be March 16th?"

Dawn Thomas: "No. The second meeting in April."

Supervisor Cardinale: "Which- "

Councilwoman Sanders: "I have a calendar."

Supervisor Cardinale: "Okay, we're going to put that on the record before we- the applicant has- for the reasons indicated, has asked that it be adjourned until April 20th and we will abide by his request for the reasons indicated, and I don't know what it is- I know that it's in consideration of his request for a special permit for operation of a wireless communication tower. But that's about all I can tell you, Zabby, what's on the notice. But it will be heard fully on April 20th when he'll be here and he'll be able to answer any questions.

So I will ask now that those who have any comment on the resolutions that are being considered which are indicated in the agenda, come forward. Anybody who has a comment. Rolf."

(Inaudible remark from the audience)

Supervisor Cardinale: "Yes. Resolutions and then we're going to pass the resolutions and then the public portion. So-"

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Councilwoman Sanders: "Resolutions first and then public comment on anything after."

(Inaudible remark from the audience)

Supervisor Cardinale: "We'll be- "

Councilman Densieski: "We'll be done."

Supervisor Cardinale: "Okay. I appreciate that. Okay. I hope we'll be done by four. Yes."

Rolf Koesling: "Rolf Koesling, Wading River. Resolution 191."

Supervisor Cardinale: "Yes?"

Rolf Koesling: "Sets policy of paper recycling for Riverhead town facility."

Supervisor Cardinale: "Yes."

Rolf Koesling: "To do it properly, us, me included, it takes a lot of work to recycle. You just don't throw it in the corner and give it to them. According to the rules, you have to put it in a brown paper bag, had to tie it up with a sisal cord, not even plastic, and then it's supposed to be put out for the garbage man and he picks it up on a certain day and it's handled entirely separate."

Supervisor Cardinale: "Right."

Rolf Koesling: "Have you ever watched the garbage men when they pick up the recycled paper?"

Supervisor Cardinale: "No."

Rolf Koesling: "It's very interesting. In fact, just today I happen to be out in front when he picked it up. Mine is exactly like it's supposed to be, tied up and everything. Even I spend the money for the sisal cord. Okay? They come by, they're got the dumpster in the back, they pick it up, they throw it away, and I happened to be standing there and I looked down into the dumpster. It's a mess in there. There's just pieces, just thrown in, I won't be surprised if there's garbage in it. And then the thing comes down, the compactor, pushes it up, squishes it all together, you've got a mess."

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I want to ask you. Does anybody ever check the garbage people when they deliver that stuff? Because I've seen stuff go in that was far from paper."

Supervisor Cardinale: "I certainly don't. I can assure you of that. I think it goes to- where does it go to? First of all, let me make clear that this is setting a policy of paper recycling for Riverhead town facilities only."

Rolf Koesling: "Right."

Supervisor Cardinale: "So we're not doing it- "

Rolf Koesling: "But they're not going to change it?"

Supervisor Cardinale: "Not going to change anything except for Riverhead town facilities, such as town hall here where we've got paper coming all over us. And Ed Densieski, I think Ed correctly suggested that we could- this would be a good place to start trying to recycle the paper and it will, maybe actually make us a few bucks and it certainly won't cost us anything, so we're trying it out."

Rolf Koesling: "There's no marked for recycled paper."

Councilman Bartunek: "That's the problem."

Supervisor Cardinale: "Yeah."

Councilman Densieski: "Well, the worse case scenario is that it will cost less to get rid of it. We pay less per ton to get rid of paper than we do for garbage so the worse case scenario is- "

Rolf Koesling: "What do they do- I figure- I don't know, but I wouldn't be a bit surprised that you find out when that truck goes out of town, deliver the garbage, that you're going to find plenty of paper in there and you pay by the weight and you'll be paying for it anyway. I think it's a waste of time. Okay, thank you."

Supervisor Cardinale: "Ed, does it make you feel better?"

Councilman Densieski: "Actually it reinforces what I was thinking."

Supervisor Cardinale: "Yes, is there a comment from anyone else on anything in front of us on resolutions? Yes, Sal."

Sal Mastropolo: "Sal Mastropolo, Calverton. On CDA resolution

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#4. In the first Whereas, it mentions- "

Supervisor Cardinale: "What number are you on, Sal?"

Sal Mastropolo: "CDA, #4."

Supervisor Cardinale: "Okay, go ahead."

Sal Mastropolo: "In the first Whereas it mentions the Empire Zone. The 150 acres, is that part of the Empire Zone or is it outside the Zone?"

Supervisor Cardinale: "One hundred fifty acres is within the Empire Zone."

Sal Mastropolo: "Okay. Shouldn't this be two public hearings, one to handle the sponsor and one to handle the sale?"

Supervisor Cardinale: "Yes. There is a- there is going to be a sponsorship hearing- I don't know if we do two- Dawn, can you address that?"

Dawn Thomas: "No. We do one. Qualified and eligible sponsor hearing which authorizes you to execute a contract for property within the urban renewal area."

Supervisor Cardinale: "The- yeah, we, in the past and apparently in the future are going to do, first of all, let's- don't get too excited about how quickly this is going to get done."

March 16th is going to be a hearing to determine whether we're going to move forward and it would depend upon whether these people are qualified and eligible sponsors financially to do a project within the urban renewal district or the EDZ zone which has special benefits. They may not qualify. We have asked that the criteria be as clearly set forth on the record in that hearing as it was today in the earlier hearing.

In addition- after that, it is entirely possible that we will not be successful in coming to terms with a contract because we're not in contract. We're just simply at that point authorized to deal with that entity as a potential contracting party. It could fail at the point of contract.

After contract, I assure you that any such two good lawyers like Dawn Thomas and Charles Cuddy on these contracts, they will be full

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of conditions on both sides and if any of those conditions fail, we will not proceed to closing.

Furthermore, during the period between contract and closing, there will be a state Environmental Quality Review Act review, a supplement to the one we already did when we zoned, and there may come forth in that, problems so great that the deal does not go forward. So we're talking about a year process."

Sal Mastropolo: "Okay. Well the reason I mention it is because the notice of public hearing makes it sound like the public hearing is, one, to determine the eligibility, and, two, to decide on the sale."

Supervisor Cardinale: "Yeah."

Sal Mastropolo: "That's why I asked shouldn't it be two different public hearings rather than one."

Supervisor Cardinale: "Right. And it should be- it simply should be determine the eligibility and the authorization to enter into contract negotiations."

Sal Mastropolo: "Yeah, so then take all the words, you know, take the words out of there that says- "

Councilwoman Sanders: "Fifty thousand dollars per acre."

Sal Mastropolo: "-- sale."

Supervisor Cardinale: "Yeah. I noted that when I read it. I will look at it with the Board when we address it and see if there is anything that needs to be amended."

Sal Mastropolo: "Okay."

Supervisor Cardinale: "But you may have a point."

Sal Mastropolo: "Another question is if that 150 acres is in the Empire- in the Zone, shouldn't the price go up? I mean property in the Zone is worth more because they're going to be getting special credits and special- "

Supervisor Cardinale: "The- yes, there is an argument to be made but we'll probably be making that argument with Mr. Cuddy privately. The \$50,000 price has been negotiated before I got here. And- well, one could argue about any price. That's true."

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Sal Mastropolo: "That begs another question. In the televised meetings, okay, I saw you ask him which property did he want. I mean, that seems strange to me. If we own the property, we should be telling him which 150 acres we want to sell with the hopes of keeping one big contiguous piece. I mean if he picks 150 right in the middle, we now segmented that entire piece of property, and if he picks 150 in the Empire Development Zone, that's worth more than if it's outside the zone."

Supervisor Cardinale: "Okay. First of all, everything's in the Empire Zone out there with the exception of the, what, 700- one of the runways, the 7,000 foot runway."

Sal Mastropolo: "Okay, so that's not an issue."

Supervisor Cardinale: "So that's not really an issue. But you make a very good point which I have discussed briefly with Rick Hanley and will be discussing with the Board. You are right about the fact that if we keep selling off pieces of property without a subdivision map of the remaining portions, that we're going to wind up with some very odd pieces at the end of this and we may be better advised to do a subdivision of the remaining portions that we hold right now so that we know exactly what we're selling when someone comes to town. That's a very valid point."

Sal Mastropolo: "Yeah, well, at least tell them, hey, you're going to take, you know, the northwest- the northwest corner from the corner of Wading River Manor Road down 25 and back down, you know, take that one corner, so at least you leave everything else contiguous."

Supervisor Cardinale: "I understand your point. You're right."

Sal Mastropolo: "Okay."

Councilwoman Sanders: "And so you know, there was some conversation I know that we've had with Ms. Lohneiss regarding this particular project and the boundary lines for the project so that we don't wind up with parcels that are landlocked and then how do we market them for expansion. So we are looking into that."

Sal Mastropolo: "Okay. Resolution 128, is that going to be tabled or anything? I mean first question I had was is a 12 year old site plan still good and then I turned it over and I read 169 and 169

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looks like it supersedes 128. So I guess the question on 128 is, is that one just going to be thrown out or taken off the table to be defeated?"

Supervisor Cardinale: "128 accepts the security bond for buildings 5 through 8 of a particular project. But your point is that it's a 1990 approved site plan."

Sal Mastropolo: "Right."

Supervisor Cardinale: "And what's happened since."

Councilwoman Blass: "This is the replacement for this."

Sal Mastropolo: "So then 128 is going to be defeated."

Councilwoman Blass: "Will either die on the table or be withdrawn."

Sal Mastropolo: "Okay."

Supervisor Cardinale: "And what's the replacement for 128?"

Councilwoman Sanders: "169."

Sal Mastropolo: "169. See the package I had, had both of them in. And when I read the first one, I said, hey, a 12 year old plan, what good is that."

Supervisor Cardinale: "I understand. Yes. Thank you."

Sal Mastropolo: "Okay, and we can jump to 169. What about the moratorium?"

Councilwoman Sanders: "No. We're disregarding 128."

Sal Mastropolo: "Right, that's what I said. But we can jump to 169 for comment. Sorry. What about the moratorium? Doesn't that fall within the moratorium, 169?"

Supervisor Cardinale: "This is a project that has been for some time at final approval and they're simply accepting a security bond for the construction aspect of it. It's not in the approval process. It has been passed. This one was revised- when was it revised? About some years ago. It was continued interestingly enough, I believe, it was continued or extended for a lengthy period

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and then begun. But they did cover their paperwork."

Sal Mastropolo: "170?"

Supervisor Cardinale: "Yes."

Sal Mastropolo: "The first page of 170, shouldn't it state that there's an attachment? I mean when you read the first page, if you were to lose the attachment, the first page really means nothing."

Supervisor Cardinale: "Yeah, it should say executed agreement attached."

Sal Mastropolo: "Right."

Supervisor Cardinale: "The reason they don't do that is because we're getting better, but I used to insist and I think the Board should insist and does in principle insist that they have it attached so they can read it and they know what they're approving."

Sal Mastropolo: "On the attachment, the amendment of agreement."

Supervisor Cardinale: "Yeah."

Sal Mastropolo: "Okay. It says percentage of state aid, 18%, total cost of agreement shall not exceed \$56,548 of which 29,762 is for the 2004 budget period. Am I to understand that they're giving us 18% and the town's coughing up 82% for the total project?"

Supervisor Cardinale: "Well, the language would give you to understand that, but that's not actually what's occurring. Let me- the amendment- this is a person who has been retained- who has been working with us for many years in this capacity. This is for a contract agreement of one year extension, which incidentally is January 1, 2003 through December 1, 2004, a two year period with a one year extension at the county's option.

It is not- we discussed this in work session and the- and I had it- I think we pay approximately 50% of this salary. But, Chief, I would like to get a clarification because I've forgotten what you told us at the work session."

Chief: "Is that the youth counselor?"

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Supervisor Cardinale: "This is on, yes, the youth counselor."

Chief: (Inaudible - from the audience)

Supervisor Cardinale: "Is what this town, would you come up for a moment so we can hear you?"

Chief: "Yes, you're talking about the youth counselor?"

Supervisor Cardinale: "Yes."

Chief: "And her salary is funded by Suffolk County through a grant. And it's approximately half her salary that's funded."

Supervisor Cardinale: "Okay. The question- the parties desire to modify the agreement by extending the term from December 31, 2003 to- through December 31, 2004."

Chief: "Correct."

Supervisor Cardinale: "Sufficient funding exists in the Suffolk County operating budget."

Chief: "It's done yearly, her contract is done yearly with the county."

Supervisor Cardinale: "Okay. Now, this agreement, the term of the agreement is January 1, for a one year period, although it says the term of the agreement is two years. Is that an error? I don't know if you have it in front of you, but-- "

Chief: "I don't have it in front of me."

Supervisor Cardinale: "This is an agreement we're being asked to sign with the county, if I understand this correctly."

Chief: "That's correct."

Supervisor Cardinale: "And the- "

Chief: "I'm pretty sure the state funds it, it comes through the county and then it comes to us."

Councilwoman Sanders: "And then the town picks up the rest."

Chief: "Right."

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Supervisor Cardinale: "And then we pick up the balance."

Chief: "That's correct."

Supervisor Cardinale: "So this is saying that 29,762 of the individual's salary is going to be picked up by the county."

Chief: "That's correct."

Supervisor Cardinale: "And therefore we pick up the balance which is less than that number."

Chief: "That's correct."

Supervisor Cardinale: "But we also pay benefits. Now I remember the discussion. Okay. Sal, this is an agreement that we're signing with the county by which we get- by which we get \$29,762 to fund this position."

Sal Mastropolo: "No, the reason I asked the question was I saw the percentage of state aid at 18%-- "

Supervisor Cardinale: "Yes."

Sal Mastropolo: "I said, well, if they're paying 18%, that means the town is paying \$135,000 which is 82% and what are we getting for that money."

Supervisor Cardinale: "Good question. But I don't understand what that 18% says but I do know we're getting 29 and we're going to pay her the balance of her salary."

Sal Mastropolo: "Okay. Resolution 171. The fourth line down, it just doesn't make sense. It looks like there's a word missing."

Supervisor Cardinale: "The fourth line in the first paragraph?"

Sal Mastropolo: "Yeah. After 1178 for work, should it say on the new medical center?"

Supervisor Cardinale: "Yeah."

Sal Mastropolo: "Or is there something else missing?"

Supervisor Cardinale: "On, yeah. Let's- "

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Sal Mastropolo: "I wasn't sure if it was one word or, you know, a whole, you know, like a line or something."

Supervisor Cardinale: "Yeah, on or for. Let's make it for-work for a new medical center to be located at. I'll make that amendment when we pass it."

Sal Mastropolo: "175."

Supervisor Cardinale: "Right."

Sal Mastropolo: "The public notice of 10,000 pounds on Middle Road, what about LIPA trucks, town trucks, KeySpan trucks, etc."

Supervisor Cardinale: "That's an interesting- "

Sal Mastropolo: "I mean- "

Supervisor Cardinale: "-- that's going to be a public hearing, okay? So it's a good- it's a valid question. I don't know if they're exempted."

Councilman Densieski: "Local deliveries exempted. Yeah."

Sal Mastropolo: "Local deliveries. But don't forget, Middle Road goes to Doctor's Path and right around the corner from Doctor's Path is LIPA and KeySpan, okay, and they actually come out on Middle Road, the back gate of that property and I can just imagine they're all heading up Middle Road to go west on 25. They're not going to go up to 58 and buck the traffic along 58. So I mean are we doing something that's not going to be enforceable?"

Supervisor Cardinale: "Well, they may have a lot of tickets if they are going do that. Unless they- "

Sal Mastropolo: "Well, are we going to ticket LIPA trucks?"

Supervisor Cardinale: "We might. Well, the Chief is saying yes. I think the idea is that we have too much traffic driving too fast on Middle Road. We've had a few serious accidents. So we want them actually to go up to 58."

Sal Mastropolo: "Okay. 176, the date on the top is wrong and should it be attached?"

Supervisor Cardinale: "176."

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Sal Mastropolo: "Yeah. Should change order #1 be attached to the resolution? There's nothing attached. It just says authorized to execute change order 1. That doesn't mean anything."

Supervisor Cardinale: "Yeah. And this was prepared by our crack counsel, Frank Isler, too. Yeah. I think so. If you're going to have a change order, it ought to be attached."

Councilwoman Sanders: "Did we get this at work session?"

Supervisor Cardinale: "I think we did- I think we saw it at work session. Did we?"

Councilwoman Sanders: "I think so."

Sal Mastropolo: "I guess my point is- "

Supervisor Cardinale: "We should have it here, you're right."

Sal Mastropolo: "Yeah. If you're passing a resolution and this is going into the books, if you're referring to something it should be attached and it should state that because if you go to look in the file later on, you are only seeing the cover page."

Supervisor Cardinale: "Absolutely. Is Gary here? Gary, this is change order #1 for the project known as Meadowcrest IV at Settler's Landing. So we need it or we can't pass it. We need the change order."

Gary Pendzick: (From the audience - inaudible)

Supervisor Cardinale: "Yeah. Because we don't know what we're changing unless we have- I think we had it at the work session but it was not here. If you can get it or Jill can get it, it would be appreciated. Thank you."

Sal Mastropolo: "177."

Supervisor Cardinale: "Yeah."

Sal Mastropolo: "There's no mention of the cost of the connection. I mean you mention the price per thousand gallons of water. But there's no mention of who's paying for the cost of the connection. Should there be?"

Supervisor Cardinale: "Yeah. Because the intention is that

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they're paying all costs. Let's make sure that it says that."

Sal Mastropolo: "Well, there's nothing in here that says that. 178."

Supervisor Cardinale: "Okay. Go ahead."

Sal Mastropolo: "In the second page of 178 which is the notice to bidders, it mentions that the deposits for the plans and specs will be refunded to the bidders."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "I mean, don't we get the deposit to pay for the cost of producing the documents and why do we refund them their deposit money?"

Supervisor Cardinale: "This is #178, that is authorized, 178 you're talking about?"

Sal Mastropolo: "Yeah."

Supervisor Cardinale: "The attached notice- it mentions in the notice to bidders that- what is it?"

Sal Mastropolo: "You go down to one, two, three- "

Supervisor Cardinale: "Deposits for plans and specs will be refunded."

Sal Mastropolo: "Right. I mean I thought we take money in order to pay for the cost of reproduction and stuff and preparing the documents for them. But then it says here that we give them back their deposit. It just doesn't seem-- "

Supervisor Cardinale: "That's a question that's- that I don't know the answer to but I believe that the deposit- does- Ken, do you know the answer to this question? Wow. You see why- that's why I like these department heads to be at these meetings because they can bail me out. Tell my why that is or is not a valid point."

Ken Testa: "All right, the reason we require a deposit is to try to keep people from just picking-- we were finding that a lot of sales companies and equipment suppliers were picking up the plans and specs just to be able to get an inside track and maybe put prices in with the contractor. So to keep out expenses down, we require a

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deposit and that tends to limit the people who come in for the plans and specs to those that are serious about bidding."

Supervisor Cardinale: "Yeah."

Ken Testa: "The reason we return the deposit once the bid is done is to try to give an advantage to some of the smaller companies. If we go out to bid and there's a hundred dollar non-refundable deposit, we find that some of the smaller local companies won't bid on the job because they don't want to lose the hundred dollars if they don't get the contract. So it seems to work out pretty well. It weeds out the non-serious people and it gives the smaller companies a little bit of an opportunity, too. That's why we- I mean you could technically raise it if you want it as a source of income but you might then deter some people from bidding on projects."

Supervisor Cardinale: "So the hundred shows their seriousness."

Ken Testa: "Right. And it's not always a hundred. It's typically, you know, some number that reflects what it costs to put the package together. It's between fifty and a hundred usually."

Supervisor Cardinale: "But one could argue, could they not, that we're asking for bids on these plans and specs, right?"

Ken Testa: "That's correct."

Supervisor Cardinale: "So one could argue that why should they pay, the people bidding, on our plans and specs."

Ken Testa: "That's true."

Supervisor Cardinale: "Because they- "

Ken Testa: "It used to be no charge and then we found a hundred people would pick up plans and specs and get two bids and it was costing a lot of money."

Supervisor Cardinale: "Understood."

Ken Testa: "And then we started to require a deposit and we found that some of the other people were not putting in bids, the smaller local people, because they didn't want to lose the hundred dollars if they didn't win. That's why we do that."

Supervisor Cardinale: "And if, Sal, you hadn't asked the

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question, I might have gone through my entire term and not known that. Thank you."

Sal Mastropolo: "179, you need the same comment about the cost of hookups. There's nothing in there that talks about who's paying for the hookup."

Supervisor Cardinale: "Okay. Okay, same thing, yeah. Thank you."

Sal Mastropolo: "180."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "There's three transfers from the appropriated fund balance and they're going to three different- what appears to be three different departments."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "The historian, the beaches, and the safety inspection. Okay."

Supervisor Cardinale: "Right."

Sal Mastropolo: "And the one that caught my attention was the 8400 for the safety inspection."

Supervisor Cardinale: "Right."

Sal Mastropolo: "But this is- this has been a moot point because it seems that as we go through the year, we're constantly making adjustments to the budget from one account to another account."

Supervisor Cardinale: "Yeah."

Sal Mastropolo: "And that leaves me with the feeling that at the end of the year, we have- we know how the money was spent, but we don't know how good a job the department managers did from the starting budget until the ending budget because they're constantly re-shifting it. Okay."

Supervisor Cardinale: "Right. The, you're right, on this you happened to pick a good one. These are- but most of the adjustments are within the lines within, you know, the department. This is from an- anything you see from an appropriated fund balance is from our

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piggy bank and these piggy bank breaches or these raids on the piggy bank, were authorized after lengthy discussion at the work sessions as unanticipated costs that we needed to use the reserve fund for. But you're right.

At the end- you're right in that these have to- you have to keep- these were extra monies that no one anticipated in any fashion that came up and we're just taking out of the piggy bank. However, the fund transfers that we often see from one account to another, as long as they're inter-department, there's not a problem."

Sal Mastropolo: "Okay."

Supervisor Cardinale: "But in November you've got to keep watching. That's when we should really be watching because then when the lines are there, Jack tries to transfer from one department to another and you're absolutely right, then your point is valid. That how do you know- what is it, the reward for not managing well, you should get money from the guy who did manage well in the other department?"

Sal Mastropolo: "Okay. I don't know if you want to go into comments on Resolution 188, which is contract oriented."

Supervisor Cardinale: "Let me just look at see, contract. 188 is contract?"

Sal Mastropolo: "Yeah. It's an employee's contract."

Supervisor Cardinale: "Yeah, much of that is- employment for town board coordinator. That's the new- that's Susan Hurd, just hired for town board coordinator."

Sal Mastropolo: "I'll try to keep my comments general, okay?"

Supervisor Cardinale: "Okay."

Sal Mastropolo: "Item #3, it doesn't say whether they're paid or unpaid personal leave. That's number one."

Supervisor Cardinale: "Five days of paid personal leave. Oh, I should tell you that some of them- that these should be all consistent with CSEA contract."

Sal Mastropolo: "Okay, 3B- "

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Supervisor Cardinale: "Yes."

Sal Mastropolo: "-- to me seems to be a contradiction. It says personal leave may not be accumulated and must be used within the calendar year earned. And then it says, except that unused personal days at the end of each year shall be converted to sick time and may be used as sick time and subject to all the rules pertaining to sick time. Then on the very next page, it says sick time can accrue from one year to another and can be bought out at the end. So, I mean, you're contradicting yourself in the same paragraph."

Supervisor Cardinale: "Yeah, but- but that's true, but the gist of it is and I think they took this from the CSEA, is the personal leave days, you either use them or they go to sick and then you get paid for them when you leave. Right."

Sal Mastropolo: "That's my point."

Supervisor Cardinale: "But the sick leave- the sick does not."

Sal Mastropolo: "The sick does."

Supervisor Cardinale: "The sick- the regular sick time that two weeks or whatever they get, one a month, that you can- the regular sick time if you do not use, yeah, you still have the conversion rights to."

Sal Mastropolo: "And you can buy it out at the end when you leave."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "Up to 280 days."

Supervisor Cardinale: "Yeah. So tell me what you think is inconsistent again. Personal leave may not be accumulated and must be used within a calendar year. That's true. Except that unused personal shall be converted to sick time and may be used as sick time. Well, that's true, too. Subject to all the rules, one of the rules of which is congratulations, you're going to get paid when you leave. Or whenever you want the money."

Sal Mastropolo: "That's my point. My point is B is a contradiction. The first line contradicts the second line. Okay."

Supervisor Cardinale: "Well, yeah, I see your point."

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Councilwoman Sanders: "It just says you can't accumulate it; it doesn't say you can't paid for it. It just says you can't accumulate it."

Sal Mastropolo: "No. See, when you tell me personal leave may not be accumulated, what that means is you use them or lose them."

Supervisor Cardinale: "Yeah, you're right."

Sal Mastropolo: "Okay? So then you turn around and you say you can't accumulate them, but then you say we'll convert them to sick time. Well, if you convert them to sick time, then we're going to allow them to buy them out at the end when you're ready to leave, which means we're going to pay you- "

Supervisor Cardinale: "I'm afraid you're right. I agree that it's inconsistent. At least we know what we're doing because we've been doing these contracts for a long time this way but- "

Sal Mastropolo: "Well, that doesn't mean that they're right, Phil. That doesn't mean that they're right."

Supervisor Cardinale: "That's true."

Sal Mastropolo: "Because you've been doing them the same way for a long time. It just means that nobody ever caught it before."

Supervisor Cardinale: "Sal, we've got the- if you could wrap when you can because we've got the Blue Waves here."

Sal Mastropolo: "All right, you want to bring them in and then I'll come back?"

Supervisor Cardinale: "Yes. Five minutes?"

Sal Mastropolo: "Five minutes doesn't count on resolutions."

Councilman Densieski: "Yeah, it does."

Sal Mastropolo: "No, it doesn't."

Supervisor Cardinale: "Five minutes doesn't count on resolution comment, does it? Dawn?"

Dawn Thomas: "Yes. That's how it was."

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Supervisor Cardinale: "Yes. Not on hearings, but on resolutions it does."

Dawn Thomas: "Not on public hearings."

Supervisor Cardinale: "But I was so interested, I don't want to let you go, but I thank you and if there's- is there any highlight you want to leave me with?"

Sal Mastropolo: "Well, I have more."

Supervisor Cardinale: "You know, we ought to go over- "

Sal Mastropolo: "I come in purposely to read the resolutions for you guys to find the editor's problems."

Supervisor Cardinale: "I know, because-- you read them better than we do. What we could do is, are there any serious problems with the rest of them? Why don't you finish up? Is there any serious problems that we should make sure we correct?"

Sal Mastropolo: "Well, yeah, on resolution 189- "

Supervisor Cardinale: "Right."

Sal Mastropolo: "You've got the wrong dates throughout it. Okay? The whole entire resolution says March 2nd, not March 3rd, and today's March 3rd."

Supervisor Cardinale: "Okay."

Sal Mastropolo: "It's about four or five places."

Supervisor Cardinale: "Right. I understand. Yeah. The date has to be changed and I will attend to that. Thank you."

Sal Mastropolo: "And 190-, I have a comment, attached contract. There's nothing on the first page that says is there an attached contract. It says hereby approves an employee contract with Ronald Caffrey."

Supervisor Cardinale: "Okay. I- "

Sal Mastropolo: "And that's it."

Supervisor Cardinale: "Thank you very much. I appreciate- I

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do appreciate your looking at this as carefully as you do.

Let me go down into the well here and have the representatives from the school come on up, please. If you guys will join me.

The coach, pleasure to meet you. I appreciate your being here. Ed, and George and Rose and Barbara. Have half here and half here. Okay, thank you. I appreciate your coming in. We've been trying to get you to stop by ever since I came into office and I'm glad you finally made it happen. You've been distracted with other things.

But I wanted to acknowledge by proclamation the extraordinary success of the 2003 Riverhead High School football team. I had a son who played football for school at one time, three or four years and he- I guess he graduated in 1992 from Riverhead. And he had a terrible team and it was still a lot of fun for him so I can imagine how much fun you guys had in a great championship team like this.

I want to read the proclamation which we have prepared which is going to you today and which is going to be, I think I have two, one for the athletic director and one for the coach.

It reads as follows:

WHEREAS, the 2003 Riverhead High School Blue Wave football team distinguished itself during the past season as the first Riverhead High School football team to win 10 games in one season, winning the Suffolk County division 11- I can't read my writing- II, oh it's Roman numeral II, championship; and

WHEREAS, during the 2003 season, the Riverhead Blue Waves compiled an impressive record of 10 and 1, to win Riverhead's first Suffolk County championship; and

WHEREAS, throughout the 2003 season, the Riverhead Blue Waves demonstrated excellent consistency and remarkable understanding of team work at each game, winning the Rutger's trophy and recognition as the best high school football team in Suffolk County; and

WHEREAS, the Riverhead Town Board recognizes the tremendous amount of planning, preparation and hard work that goes into the development of a championship team; and

WHEREAS, the 2003 Riverhead Blue Wave football team and their coaches inspire- this is really a significant, I think, contribution to the community. They learn a lot in football. Football means a

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lot more than football in most high schools, including my son. But they inspire pride and enthusiasm in the entire Riverhead community with their leadership, spirit, sportsmanship and success.

BE IT RESOLVED, that I, Phil Cardinale, Supervisor, do hereby honor and congratulate the official staff, the members and even the supporters of this great 2003 Riverhead High School Blue Waves football team.

And I want to give this to you, as the coach, and to you, since you're standing right next to me. And I want to thank you on behalf of the community. I told myself I wanted to do this in January and I'm glad I've finally gotten to do it in March. Congratulations and thank you (inaudible).

Okay, I'm ready. Thank you for coming in."

Councilman Bartunek: "Phil, I have to make an announcement. I have a family obligation. I have to leave- "

Supervisor Cardinale: "Coach, she's going to put you and the guys on Channel 22, so when they do this session so they can watch themselves become stars, the guys. Take care. Thank you. Bye now.

George, has to leave, he has a family obligation getting his father to a doctor's appointment, so we're down to four. Anyone have any other comments? On resolutions. The guys are no longer outnumbering the girls is what Ed was telling me. We're in trouble."

Angela DeVito: "Even now. No casting of the deciding vote. The resolution to appoint a freedom of information officer I'm definitely in support of. It's something we needed. The only question I have with regard to that is the procedure now for filing those requests. It's down in the 190's, a couple from the bottom."

Supervisor Cardinale: "Yes. Chris Kent is going to be the new freedom of information. We had one, we just hadn't realized we had to pass a resolution but Chris is now going to be it."

Angela DeVito: "Okay. So will there be any changes in the process of filing, where you pick up the forms for freedom of information requests and such or is that going to remain the same?"

Supervisor Cardinale: "It's going to remain the same. It will go through the Supervisor's office. You'll- and then we'll get it to the town attorney's office and then- oh, there is a new process."

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Dawn Thomas: "I think the process is going to be refined."

Angela DeVito: "It's going to be refined? Okay, thank you."

Supervisor Cardinale: "Hopefully improved."

Angela DeVito: "Hopefully better."

Supervisor Cardinale: "And better and better. The object is to get the information to you. I promise. Next comment. Any other comment on the resolutions? If not, let's pass the resolutions or not as we prefer."

Angela- Andrea, I'm name challenged. Andrea, I was looking at Angela and thinking- and I'm thinking of you. Andrea, can you tell us what you'd like to pass?

Oh, first of all I have to close the meeting of the Town Board."

Meeting adjourned: 3:37 p.m.

Meeting reconvened: 3:40 p.m.

Supervisor Cardinale: "We're reopening the Town Board meeting and we have a resolution that was previously tabled approving the SED, State Education Department grant, which is actually- was tabled because it was so late in getting to the Board if I recall. Sooner or later we should- I would like to suggest that we authorize me to- what am I doing here? Resolve- forward a copy- "

Councilwoman Blass: "To submit the application."

Supervisor Cardinale: "Authorize to submit a grant application. I'd like to be authorized because I did it about three weeks ago. Yeah, you should ratify- "

Councilwoman Blass: "But first-- I guess we have to take it off the table first."

Supervisor Cardinale: "Okay. I'd like to- "

Councilwoman Blass: "Make a motion to take Resolution #113 off the table."

Councilman Densieski: "Second the motion to take it off the table."

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Supervisor Cardinale: "Could I have a vote to take it off the table, please, Melissa?"

The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is taken off the table."

Supervisor Cardinale: "And- "

Councilwoman Blass: "I'd like to make a motion to amend Resolution- to replace the word approves with ratifies submission of said grant application."

Supervisor Cardinale: "That sounds reasonable."

Councilman Densieski: "And move it, Barbara?"

Councilwoman Blass: "And move it as amended."

Councilman Densieski: "I'd like to second that."

Supervisor Cardinale: "It was moved and seconded as amended, the word ratified. Can we have a vote, please, Melissa?"

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

Resolution #128

Supervisor Cardinale: "Is going to be withdrawn and we are withdrawing it. 169. Maybe we should make a motion to withdraw."

Councilwoman Blass: "Motion to withdraw Resolution #128."

Councilwoman Sanders: "Seconded."

(Inaudible comment)

Supervisor Cardinale: "Thank you. Okay, on 128, I would ask for a motion to withdraw."

Councilwoman Sanders: "It was- moved and seconded."

Supervisor Cardinale: "Moved and second- moved by Rose; seconded by Barbara to withdraw it. Vote, please."

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The Vote: "Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is thereby withdrawn."

Resolution #169

Chairman Cardinale: "Resolution 169, could you- accepts 5%-- I think you're supposed to do this. Go ahead."

Melissa White: "Accepts 5% security bond of Mill Pond Commons Developer, LLC."

Supervisor Cardinale: "So moved. So stated, can someone please first it or second it or get us moving here?"

Councilwoman Blass: "So moved."

Supervisor Cardinale: "So moved."

Councilman Densieski: "I'll second it."

Supervisor Cardinale: "Moved and seconded. Vote, please. You've got to get in a rhythm here."

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

Resolution #170

Melissa White: "Someone needs to move this because Councilman Bartunek (inaudible)."

Councilman Densieski: "Okay, I'll do the first one and then just rotate."

Authorize the Supervisor to execute agreement with County of Suffolk for the Youth Bureau. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote, please. It is attached here, the agreement, so let's vote."

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

Resolution #171

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Councilwoman Blass: "This resolution accepts a 5% security bond of Sawmill Creek Realty, Inc. also known as Blue Fin Realty. So moved."

Councilwoman Sanders: "And seconded."

Supervisor Cardinale: "Moved and seconded. I note the correction at the fourth line of work for new medical office and as so noted, I would ask for a vote."

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

Resolution #172

Councilwoman Sanders: "Authorizes the designation of certain structures as landmarks pursuant to Chapter 73 entitled Landmarks Preservation of the Riverhead Town Code. So moved."

Councilman Densieski: "Second the motion."

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

The Vote: "Bartunek, yes; Sanders, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

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

Resolution #173

Councilman Densieski: "Reduces irrevocable letter of credit of Gendot Associates, Inc. and Zoumas Contracting Corp. (subdivision map of Deep Hole Road). So moved."

Councilwoman Sanders: "And seconded."

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

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

Resolution #174

Councilwoman Blass: "Approves the application of the Riverhead

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Central School District. So moved."

Councilwoman Sanders: "And seconded."

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

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "I'd just like to state what this is. This is for the Relay of Life which has been very successful. Yes."

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

Resolution #175

Councilwoman Sanders: "Authorizes the Town Clerk to publish and post public notice of a public hearing to consider a proposed local law for an amendment of Chapter 101 Vehicles and Traffic of the Riverhead Town Code regarding weight limits, specifically for Middle Road. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #176

Councilwoman Blass: "This resolution authorizes the Supervisor to execute change order No. 1 which will now be attached with respect to Meadowcrest IV at Settler's Landing and also amending the date of the resolution to reflect today's date. So moved."

Supervisor Cardinale: "Moved and seconded."

Councilman Densieski: "Second the motion."

Supervisor Cardinale: "Moved and seconded now."

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

Resolution #177

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Councilwoman Sanders: "Oh, I'm up. Resolution authorizing water service contract with Sendlewski, Riverhead Water District- with Sendlewski Riverhead Water District. I've been sitting next to you too long. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "In regard to- it's moved and seconded. Before voting, I would like to just look at this and make sure that it states what it's understood which is that all costs will be paid by the licensee."

Councilwoman Sanders: "#1, licensee consents to pay."

Councilman Densieski: "Gary, all costs are borne by Sendlewski. Right? Thank you."

Supervisor Cardinale: "Okay. In the agreement, it was pointed out that it is correct that you say consent to pay and shall pay the Riverhead Water District (inaudible), pay for metered water at a rate, easement over- but it doesn't say they're going to pay hookup. Are they?"

Gary Pendzick: "Gary Pendzick, Riverhead Water. It's not necessary because we won't hook them up unless they do pay."

Supervisor Cardinale: "Okay. If you say so."

Councilman Densieski: "I like that policy."

Supervisor Cardinale: "All right. Thank you for that answer and so moved- moved and seconded. Vote, please."

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

Resolution #178

Melissa White: "I just have a comment on this one. On the first page it reads Long Island Traveler Watchman. It should be News Review."

Supervisor Cardinale: "Okay. It should read- as amended, it should read News Review. We'll put that in. And as amended, would somebody move it, namely George. He's not here."

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Councilwoman Sanders: "Authorizes the Town Clerk to advertise for bids Millbrook Gables development, Riverhead Water District. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #179

Councilwoman Blass: "This resolution authorizes the Supervisor to execute a water service agreement with Hogan and Gendot, Riverhead Water District. So moved."

Councilman Densieski: "Second the motion."

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

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

Resolution #180

Councilman Densieski: "It's a general fund budget adjustment. So moved."

Councilwoman Sanders: "And seconded."

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

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

Resolution #181

Councilwoman Sanders: "Water Extension #81, 1998 Peconic LLC project budget adoption. So moved."

Councilman Densieski: "Second the motion."

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

The Vote: "Sanders, yes; Blass, yes; Densieski, yes;

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Cardinale, yes. The resolution is adopted."

Resolution #182

Councilwoman Blass: "Resolution for budget adjustment in connection with the Avery Young Farmland Development Rights project. So moved."

Councilman Densieski: "Second the motion."

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

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

Resolution #183

Councilman Densieski: "Is an EPCAL sewer improvement capital project budget adjustment. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #184

Councilwoman Blass: "Is a resolution considering a budget adoption for the East Creek docking facility. So moved."

Councilwoman Sanders: "And seconded."

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

The Vote: "Sanders, yes; Blass, yes; Densieski, abstain; Cardinale, yes. The resolution is adopted."

Resolution #185

Councilwoman Sanders: "Accepts the resignation of account clerk typist, that person being Cindy Piro. Thank you for your time and your efforts and you're doing a great job here at the town hall. So moved."

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Councilman Densieski: "Second the motion."

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

The Vote: "Sanders, yes; Blass."

Councilwoman Blass: "Yes, thank you, Cindy, and good luck."

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

Councilman Densieski: "Yeah, thank you and good luck. Yes."

The Vote (Con't.d): "Cardinale."

Supervisor Cardinale: "She was here such a short time, I never met her but,-- or I was here such a short time. I thank her anyway. Yes."

Melissa White: "The resolution is adopted."

Resolution #186

Councilwoman Blass: "This resolution accepts the resignation of the Bingo inspector. So moved."

Councilman Densieski: "Second the motion."

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

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

Resolution #187

Councilman Densieski: "Appoints Roberta Morrissey as a Bingo inspector. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #188

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Councilwoman Blass: "This resolution sets the terms and conditions of employment for Town Board coordinator. And I would just like to say we had a litany of really wonderful applicants and it was a very difficult decision, but we welcome Susan Hird (phonetic). With that, I'd like to move Resolution #188."

Councilman Densieski: "Second that motion."

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

The Vote: "Sanders, yes; Blass, yes; Densieski."

Councilman Densieski: "Yeah, I agree with Councilwoman Blass' assessment. We had some fine candidates but we welcome Susan. Yes."

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

Resolution #189

Councilman Densieski: "A resolution authorizing the issuance of \$40,000 serial bonds of the Town of Riverhead, Suffolk County, New York to pay part of the cost of the purchase and installation of a traffic light at Osborne Avenue and Middle Road and for said town. So moved."

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

Councilwoman Sanders: "No. It's not seconded yet. But can we change the March 2nd to March 3rd in the resolution and in the body of that."

Supervisor Cardinale: "Okay. It needs to be noted as indicated."

Councilwoman Sanders: "Seconded."

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

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

Resolution #190

Councilwoman Sanders: "Authorizes the Supervisor to execute a

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contract agreement. So moved."

Councilman Densieski: "Second the motion."

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

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

Resolution #191

Councilman Densieski: "Sets policy of paper recycling for Riverhead town facility. So moved."

Councilwoman Sanders: "And seconded."

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

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

Resolution #192

Councilman Densieski: "Appoints freedom of information law (FOIL) officer, Freedom of Information Law, Chris Kent. So moved."

Councilwoman Sanders: "And seconded."

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

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

Resolution #193

Councilwoman Blass: "This is a budget adjustment in connection with the 201 Howell Avenue town hall annex project. So moved."

Councilwoman Sanders: "And seconded."

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

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

Resolution #194

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Melissa White: "Resolution #194 pays bills."

Councilman Densieski: "Motion to pay bills."

Councilwoman Sanders: "So moved. And seconded."

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

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

Supervisor Cardinale: "That concluding the resolutions, is there any further comment from the public on any matter of- within the authority of the Town Board? Okay. Yes. I do not- I have cards as well, I'm sorry. Sal- okay, why don't you come up Zabby, because you told me you have to leave at four and it's five of. This will be perfect. There is a God."

Zabby: "Thank you very much. This is the second time that I've been here at a Town Board meeting when Cablevision wasn't and that I call- I guess that's God."

Supervisor Cardinale: "That is. I appreciate that. I didn't realize that, I thought you might have been employed by Cablevision. But they're supposed to be here and they didn't get here. That means either that we screwed up or they did. They should be aware it's a day meeting today."

Zabby: "Well, I'd like to ask Barbara Grattan, but she's not here. She was supposed to get them- she told me the last time that she always gives them the year's agenda and time so that they have the advance notice of two weeks which is required by the inadequate franchise agreement that was signed on behalf of government and education."

Supervisor Cardinale: "Which is the subject of your comment, right?"

Zabby: "And so I wanted to know if, in fact, Cablevision did get this notice, then I'd like the \$250 that Cablevision pays, not for me, but to go to Susan who usually does it. Because she obviously didn't get this notice of Wednesday meeting at 2:00 p.m., the same as happened to her before."

Supervisor Cardinale: "Susan being the- "

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Zabby: "The woman who does- the blonde woman."

Supervisor Cardinale: "Do you know her last name?"

Zabby: "She's the one that comes to do Cablevision all the time."

Supervisor Cardinale: "Because we had other people here but aside from- I will check with Cablevision to find out why they're not here today, they should be."

Zabby: "And who is in charge of Cablevision? Is Ed still in charge of this or who is in charge of this?"

Councilman Densieski: "You did stick me on that."

Supervisor Cardinale: "Well, Ed, the Board member liaison is Ed, but Dave Cullen of my office is taking care of channel 22. Channel 22 is Dave Cullen and this has been running okay, because you don't have to be a rocket scientist just to get somebody down here for each Board meeting, which is part of their contractual obligation."

Zabby: "Well, I would like to offer my help. I'd like to be re-appointed as an advisor for the town by Rose Sanders, Barbara Blass and you, Phil, because it sounds like you're having trouble. Now, August 9, 2000, you wrote a letter to Tom (inaudible) in charge of Cablevision and asked for work sessions and master plan meetings and zoning board meetings to be filmed, and I was so impressed when I saw the master plan meeting being led by the Chairperson of that board, Barbara Blass, and taped some of those meetings.

And it would be wonderful for the public to see what's going on. And even Angela DeVito, how she came out and pointed out, spoke about the handicapped. It's an inspiration, you know, that the public comes out and it would be a nice thing for them to be able to see these.

Now, of course, when Ed did this contract in 2002, July, and the News Review announced- you weren't here, Phil."

Supervisor Cardinale: "Right."

Zabby: "In 2002 when he and Bob Kozakiewicz executed the inadequate governmental and educational and public access television channels and facilities. So it was announced that there were going

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to be live broadcasts and Ed was boasting about and so was Vic Prusinowski, and that was in July of 2002, next July, this coming July, it will be two years we haven't had live broadcasts. In other words, and he, you know, I was quite impressed when I heard it. But what happened to those live meetings, Ed? Where are they? He has no answer.

So, I'd like- anyway, he helped- I was appointed by Phil Cardinale and the Board unanimously in the year of 2000 and helped with this and Ed got me off, dismissed, from that position, and I would like to apply to help you because you have a problem. And right now, I'd like to know if, in fact, any of you have been approached by the Town of Southampton and including the town attorney, Dawn Thomas, who oversaw the inadequate contract that was signed by Bob Kozakiewicz.

And, so, have any of you heard from Southampton? Have you been in touch with- has Charlie Styler (phonetic) been in touch with you for instance, or Dan Suskind (phonetic)."

Supervisor Cardinale: "No, but we're aware that they're contemplating signing an agreement which- "

Zabby: "So they have been in contact with you? What did they- "

Supervisor Cardinale: "I haven't been in contact with them. I'm just aware that they're contemplating an agreement. I would like to see a copy of the agreement that is signed so I can compare it to what our agreement is."

Zabby: "Dave Cullen- "

Supervisor Cardinale: "He probably would be the person to talk to."

Zabby: "Now- is Dave Cullen employed in this office?"

Supervisor Cardinale: "Yes. He's employed in my- he's the special projects manager. You can make an appointment to see Dave. I'm sure he'd be glad to see you."

Zabby: "And I would like an appointment to see you, too, about some of this because- "

Supervisor Cardinale: "Well, that's why I put him in charge,

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so that he could handle this. Are you- but I think that one of the issues is going to be whether or not- you are not a resident of Riverhead, are you?"

Zabby: "No."

Supervisor Cardinale: "All right. Well, I'm sure he would still speak with you but he is the person that's probably most knowledgeable about Cablevision."

Zabby: "Well, remember when the Board nominated me and elected me- "

Supervisor Cardinale: "Yes."

Zabby: "-- and I was unanimously the advisor. But then within three months, Ed Densieski had me dismissed because of a faux pax and a miscommunication which he used to deceive-- deceptively get me off this."

Supervisor Cardinale: "Again, I mean, I do recall part of that, but that was- "

Zabby: "What does having- being a resident have to do with?"

Supervisor Cardinale: "Being a resident has to do with it because we have to represent the interests of residents only in the town of Riverhead in regard to Cablevision. We're not interested in Brookhaven's problems. We're interested in Riverhead's only."

Zabby: "Well, that's- those are the people, the people of Riverhead, and I have Mr. and Mrs. Koesling here and Jim Morrison, not here today, but Rita Hodun and many of the people, Steve Haizlip, and Mr. Bill Kasperovich, they all know that I represent- representing- that's what I was hired to do, represent the people and I still- I still, because I feel an infinity and I have a cause and a mission to see that the people who have the right to know what their local government gets, no matter what town, gets it. And right now they're not getting it."

Supervisor Cardinale: "I know, except that we're in contract and we really should probably be talking to lawyers."

Zabby: "You're in contract?"

Supervisor Cardinale: "We're in contract with Cablevision as

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indicated right now for 10 years, from 2002 or 03, through the next 10 years. So we have to abide by the contracts that are signed, whether or not in retrospect they appear to be- "

Zabby: "Well, there are some- there are some provisions for you to petition and get changes. You can, you can by law change that."

Supervisor Cardinale: "Well, again, I-"

Zabby: "Now is Dave Cullen a lawyer?"

Supervisor Cardinale: "No. But Dawn Thomas is and I want to take my legal advice from her. So, I would- I intend to look at the franchise renewal contract but we are- we are in contract and we're not going to get involved in a lengthy rehashing of the contract. Whether it's bad or good, it is the contract that is binding us at this time."

Zabby: "I know. I know."

Supervisor Cardinale: "But we're going to have to live with it."

Zabby: "Well, I wanted to advise you that- "

Supervisor Cardinale: "And we had- I know you want to leave at four and I want to remind you it's now five after."

Zabby: "I always give myself leeway time."

Supervisor Cardinale: "Okay. If you can wrap up, because we've got- we wanted to give you a little leeway, but it's 10 minutes now."

Zabby: "I would like you to- there is a possibility that you could lose public education and governmental access television. The other thing, when we were here, Mr. Kasperovich was here, Steve Haizlip was here at the time, and Roseann Astrup (phonetic), and Peggy Eckhard (phonetic) was here, we all said that we didn't want the studio moved from Riverhead, the residents."

Supervisor Cardinale: "Right. That's another- I understand."

Zabby: "But- but, and Ed Densieski assured us that that studio would remain. However, the contract says that they can move it and they will be using that studio for News 12 and all your Riverhead

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residents who you are serving, are probably going to have to go to Southampton or Southold or who knows where to do programming because the access studio in Riverhead will no longer be there. Did they give you any notice yet that they want to move that studio?"

Supervisor Cardinale: "I have not received notice in regard to that, no. But I don't disagree with you that the contract- I wish the contract had other provisions but what they are, they are. But I do need to move on. But thank you, Zabby."

Zabby: "But I just wanted to add that the town of Southampton had been approached a couple years ago by LTV, a third party studio, to use- to contribute some of their franchise fee- "

Supervisor Cardinale: "Yeah."

Zabby: "-- to that thing and the Town of- to- in other words, Southampton would give taxpayers money to East Hamptoners to that they would use the LTV studios. But the town of Southampton was not suckered into that and I'm warning all of you to be aware- "

Supervisor Cardinale: "Okay."

Zabby: "-- that you do not want to join Southampton because you can, in fact, get the fees. You're not getting any taxes. Your taxes in Riverhead are not subsidized thanks to the inadequate contract that Ed Densieski signed. You could have been getting 5% of Cablevision's fee."

Councilman Densieski: "That goes right to the users. That's a transfer tax. That goes right to the Cablevision subscribers."

Supervisor Cardinale: "And, Zabby, we've got to cut it off now but I think that your talents could best be used in Southampton because they have a pending contract. We do not have a pending contract."

Zabby: "However, they do want to- they are going to be undercapitalized and because of the fact that- I would recommend right now you have these boards with people here. You can get-- the Town Clerk has a number of people in the office. They could be filming these work sessions. They could pick up the camera, get the training. You don't need to budget for it. You already have paid employees."

Supervisor Cardinale: "But then they wouldn't- "

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Zabby: "And they could do that."

Supervisor Cardinale: "Except that civil service and other rules might say otherwise. But I've got to go onto the next one. Thank you."

Councilman Densieski: "I'd like to respond, Mr. Supervisor, if I could."

Supervisor Cardinale: "Please do."

Zabby: "And I'd like to be here to give a rebuttal to anything he should say."

Supervisor Cardinale: "I don't want to have any more rebuttal. I need you off of the-- I need you to sit down, please."

Zabby: "All right. Okay. But usually he says something I can't defend after I leave. And that's not right."

Supervisor Cardinale: "Well he has a right to express himself. You spoke, he spoke. Let's get moving."

Councilman Densieski: "My first comment will be to you, Mr. Supervisor. I'm going to advise you the same thing I advised Supervisor Kozakiewicz. And that's if we're going to have a five minute rule, adhere to it everybody. That was 13 or 14 minutes of out of town gibberish over a contract that's already done, whether it was good or bad.

I did not get you thrown off the committee. You got yourself thrown off the committee by your bizarre actions, and not two hours ago, in this very parking lot, when you rolled in and said Happy New Year. I want to offer a white flag and a truce, and I said no thanks. And that's the reason why, because of your bizarre behavior. That's it."

Supervisor Cardinale: "Thank you for your comments and can I have another, Angela is not here, she wanted to comment, but she did earlier. Sal, did you have any further comment? And I think Bud Papish, are you here? We'll get to you and anybody- yes, it's only been two hours and five minutes. But I hope you have something good when we get to you."

Sal Mastropolo: "Sal Mastropolo, Calverton. I wrote some

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notes watching some of the tapes of the work sessions. Incubator for the arts. Would it be possible for them to use the senior center in Jamesport? Just a comment.

When you tape the meetings, everyone should either sit or stand in front of a mike. I mean it's hard to listen-- it's hard to hear Rose and Barbara because they're sitting at the end of the table and the mike isn't directly in front of them. And then you call up Jack Hansen and he stands over here and you can't hear what he says, and you call up a couple of other people. You've got to have them in front of a mike. The stuff is interesting but when you only hear half of the conversations, it makes a difference."

Supervisor Cardinale: "Right. Yeah, we're aware of the mike problems, we're fixing it."

Sal Mastropolo: "Okay. Can you rotate the schedules of the airings so that the same meetings don't air at the same time every day?"

Supervisor Cardinale: "Yeah, that's (inaudible) and I will pass that on. It's a good idea."

Sal Mastropolo: "Yeah. I get on the treadmill like 10:00 and it's the same session every day at 10:00 which I've seen already."

Supervisor Cardinale: "Thank you for reminding me. That's a good point. My wife told me the same thing."

Sal Mastropolo: "When you have discussions and voting on committee people, you should do that, I think, at executive session. One of the sessions I watched, you asked Andrea for comments on recommendations and it seemed like she was embarrassed to make comments on the three people that were being nominated, particularly since Vince Tria was sitting right here and one of the people was Bruce Tria."

Supervisor Cardinale: "Right. I guess we could consider-- there's only certain reasons when we can go into executive. One of them is personnel so I guess we could do that. Yes."

Sal Mastropolo: "Okay. There's-- there was a comment, I forget if it was at one of the sessions, but if you hire a full time person for 40 hours versus 4 part time people for 10 hours each, you save 200% in the costs of benefits. Wait. One full time person at 40 hours was-- you pay him 100% of his benefits. Four people that you

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hire for 10 hours, you pay 75% of their benefits- the cost of benefits. If you multiply four times 75, you get 300. So in one case on a 40 hour employee you pay 100%, on four 10 hour employees you pay 300% total. The (inaudible) is 200%."

Councilman Densieski: "Did you ever try to have a key person and then rotate that person with four different people? That's going to be impossible."

Supervisor Cardinale: "Well, what you're suggesting is we should have one key person and not have four part timers."

Sal Mastropolo: "Right. That's my point."

Supervisor Cardinale: "Yeah."

Sal Mastropolo: "And you'll save quite a bit of money just in the benefits side."

Councilman Densieski: "You're saying have the full timer?"

Sal Mastropolo: "Yes."

Councilman Densieski: Which office are you referring to?"

Sal Mastropolo: "I don't remember which it was but- "

Councilman Densieski: "Oh, I agree with you."

Sal Mastropolo: "-- you have one person that gets hired for 10 hours to do this and then he spends- and then, you know, you have 10 hours doing another job and you are paying 75% of the benefits there, 75%-- "

Councilman Densieski: "Okay, I thought you meant the other way around. I agree with you."

Sal Mastropolo: "No, no, no. Replace four 10 hour employees with one full time and save 200- "

Councilman Densieski: "Okay. I understand."

Sal Mastropolo: "Okay? Signs. The corner of Edwards Avenue and Sound Avenue, there are now four signs on that piece of property which is that new landscaping guy. Don't we have sign ordinances in the town? There's a sign that says Giorgio's. There's a sign that says Cooperidge Inn. There's a sign that probably belongs there that

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the guy's looking for a foreman. Okay? And this is in addition to his sign in front of his establishment."

Supervisor Cardinale: "What's the location?"

Sal Mastropolo: "The corner of Sound- yeah, Owens Brothers. The southeast- "

Supervisor Cardinale: "Sound and Edwards. I know that."

Sal Mastropolo: "Right. Southeast corner and I think the same signs may be on the corner of Edwards and 25, catty-corner from Fed Ex. I think there's a Giorgio sign there and a Cooperidge Inn sign there as well."

Supervisor Cardinale: "Yes. We will- I will bring that to the attention of the building department. You got it right here. We've got the building department chief right here, so he knows."

Sal Mastropolo: "Okay, Leroy. You're welcome."

One other comment. When you start working on the schedule for next year's meetings, I know it's too late for this year, but I'd like to see you try to minimize the disruption in the calendar. I mean first and third Tuesdays, you know, is nice. Now we have first and third Tuesdays and we fall to Wednesday when there's a holiday on a Tuesday or a holiday on a Monday. And then- "

Supervisor Cardinale: "Well, actually, the reason we're here today is because the primary was yesterday."

Sal Mastropolo: "Right. I guess what I'm saying is it would be nice if the only time we went away from the Monday- from the first and third Tuesday at 7:00, okay, is either if we're going to be- we should combine your away meetings, okay, you know, the off site ones, with the 3:00 meetings. Okay? So you minimize the time that you're not here on the first and third Tuesday at 7:00."

Supervisor Cardinale: "It's a thought, yeah. Except that- "

Sal Mastropolo: "That may be why Cablevision is not here today because- "

Supervisor Cardinale: "Yeah. Except that if we did that- if we did that, then the away meetings, which are very important, those would be in the Wading River, the Jamesport areas, the Aquebogue areas, they want to make them- since they are a one time a year

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event, they want to have 7:00 because they want to have them when the most people can get there. But--

Sal Mastropolo: "I thought the idea of having 2:00 meetings was to have more seniors come out."

Supervisor Cardinale: "Well, yeah, it is, but the point is that when you're going to have one meeting a year in a community, you- the most people are going to come out at 7:00. We moved some of these meetings to 2:00 to accommodate seniors because if you're going to have twenty some at this location, four or five or six should be a time for seniors to get out readily."

Sal Mastropolo: "Okay."

Supervisor Cardinale: "I'm not- we're not getting at this afternoon meeting as we did at the meeting, so you've got a point though. We should have more evening meetings, is your point."

Sal Mastropolo: "I just think that, you know, if you kept the calendar as strict as possible, first and third Tuesdays at seven."

Supervisor Cardinale: "I understand."

Sal Mastropolo: "Thank you."

Supervisor Cardinale: "Thank you very much, Sal. Okay, Bud, I'm, sorry- don't want you to fall asleep over there. It's really only two hours and fourteen minutes going, and we're just about to stop."

Bud Papish: "I'm Bud Papish."

Supervisor Cardinale: "How are you, Bud?"

Bud Papish: "All right. How's this sump coming along on Reeves Avenue?"

Supervisor Cardinale: "The sump on Reeves Avenue. Let's see."

Bud Papish: "Where's Cullen?"

Supervisor Cardinale: "Dave Cullen should know the sump on Reeves Avenue. We could pull Dave out of his office, if we could."

Bud Papish: "That's all right."

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Supervisor Cardinale: "If we get him, I'll let him talk to you."

Bud Papish: "I just want to remind him."

Supervisor Cardinale: "What is he doing on Reeves Avenue?"

Bud Papish: "There's two- there's one sump there but I know you can buy a perfect set up--"

Supervisor Cardinale: "Yeah, I don't think it was bought yet though."

Bud Papish: "No. That's what- and number two is the VFW monument at Jamesport and Pulaski Street schools. What happened to those?"

Supervisor Cardinale: "George is actually on that."

Bud Papish: "I saw him run out."

Supervisor Cardinale: "Yeah, he's- but he's- you know what he's doing? He's taking his sainted 92 year old father to the doctor. But he is working on that."

Bud Papish: "I didn't know his father was still alive."

Supervisor Cardinale: "Yeah. His mother was still alive until about a month ago, too, when she passed away. But she was 90 so George looks like he's going to have a long life if he keeps going."

Bud Papish: "Okay."

Supervisor Cardinale: "If he gets out of politics he'll have a long life."

Bud Papish: "Yeah, he won't last long. The civil war, I read that in the paper, that Paul (inaudible), he's talking about civil war. My great grandfather was in the civil war on my mother's side."

Supervisor Cardinale: "Really?"

Bud Papish: "Yeah. And I got all his records and everything or somebody's got them in the family but I ended up with them. How the heck are you ever going to find that?"

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Councilman Densieski: "We've got all the civil war guys."

Supervisor Cardinale: "They did."

Bud Papish: "What?"

Councilman Densieski: "They found them all. They found all the names of the people. Somebody bought in a list."

Supervisor Cardinale: "Great."

Bud Papish: "How about World War II?"

Councilman Densieski: "Yeah, they have World War II."

Bud Papish: "And the Korean war."

Councilman Densieski: "They have those."

Bud Papish: "Where?"

Councilman Densieski: "You can call either Larry or stop and see (inaudible)."

Bud Papish: "Yeah, that's the one. But I don't think you'll ever get the civil war."

Councilman Densieski: "Yeah, they just got the civil war."

Bud Papish: "I know you can't even get the World War II (inaudible)."

Councilman Densieski: "All they have is the list of names."

Bud Papish: "Yeah. Okay."

Supervisor Cardinale: "The Edwards Avenue sump, is that the one you were asking about?"

Bud Papish: "Reeves."

Supervisor Cardinale: "Reeves Avenue. What's happening with the Reeves Avenue sump, we want to know?"

Bud Papish: "Anything?"

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Dave Cullen: "Yeah, I had a meeting with Ken Testa on Friday and we are going to go up there and see what could be done to correct the situation."

Supervisor Cardinale: "Action with a smile."

Bud Papish: "I know what they need. They've got to make a sump and there's a place for it."

Supervisor Cardinale: "Okay. Thank you, Dave."

Dave Cullen: "You're welcome."

Bud Papish: "I got a barn down there on my horse farm- "

Supervisor Cardinale: "Yes."

Bud Papish: "-- that will hold over 100 dogs. It's fireproof and it's for rent or for sale."

Supervisor Cardinale: "For dogs, did you say?"

Bud Papish: "No the barn."

Supervisor Cardinale: "What is it- it will hold- "

Bud Papish: "Over 100."

Supervisor Cardinale: "Dogs."

Bud Papish: "No, the barn."

Supervisor Cardinale: "It will hold 100- "

Bud Papish: "Over 100- "

Supervisor Cardinale: "Dogs."

Bud Papish: "You get to thinking about building- "

Supervisor Cardinale: "You want me to put the animals- the dog shelter there."

Bud Papish: "Yeah. Well, I'm just talking, you know."

Supervisor Cardinale: "Yeah."

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Bud Papish: "And the telephone pole on the east side of Roanoke Avenue is a thing- is just an accident waiting to happen. It sits like this and there's one here that's broken off and they've got it tied up. Man, I go by there three or four times a day."

Supervisor Cardinale: "Where on Roanoke is it?"

Bud Papish: "Roanoke Avenue- it's on the east side and there's two poles, you can't miss them. When you go past that development they made down in the woods there, yeah, that's it, Pines. It's just a little ways down, about six or seven poles down."

Supervisor Cardinale: "South of- okay."

Bud Papish: "I think that LILCO or LIPA ought to fix it up. It's laying there, I mean ready to fall over."

Supervisor Cardinale: "I'll ask them to take a look at it."

Bud Papish: "That's it."

Supervisor Cardinale: "Thank you very much, Bud, for your comments."

Bud Papish: "Thank you."

Supervisor Cardinale: "Tom Lossandro and then you, Rita."

Tom Lossandro: "Tom Lossandro, Baiting Hollow. In regards to Zabby filming today. I feel that she misled the community. On her camera, it says Cablevision."

Councilwoman Blass: "I saw that."

Tom Lossandro: "And she's going to be leaving here and she's got that film. Okay? I don't think she should be able to leave here with that film. I've been doing the work sessions here free of charge and she had the nerve to request that she be paid \$250.00. Okay? If she leaves here with that film, the public will not be able to see this board meeting. So- "

Councilman Densieski: "And it's going to be edited."

Tom Lossandro: "-- if something could be done."

Councilman Densieski: "You're right, Tom."

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Tom Lossandro: "If something could be done to stop her from leaving with that film, I would appreciate it."

Councilman Densieski: "Yeah."

Supervisor Cardinale: "Here she comes."

Tom Lossandro: "Even if you have to call the police chief-Chief Hagermiller."

Supervisor Cardinale: "Okay. Thank you. Any further comment?"

Councilman Densieski: "I totally agree. Thank you, Tom."

Supervisor Cardinale: "Hal."

Councilman Densieski: "Are you going to ask her for the tape, Phil?"

Supervisor Cardinale: "Zabby, it was pointed out that that looks to be Cablevision equipment. Are you taping on behalf of Cablevision? Zabby?"

Zabby: (From the audience - inaudible)

Supervisor Cardinale: "We're not going to get into a debate."

Councilman Densieski: "We want the tape."

Supervisor Cardinale: "We're not- "

(Some inaudible discussion from the audience)

Supervisor Cardinale: "My question is whether you are- "

Zabby: (From the audience - inaudible)

Supervisor Cardinale: "Well, all right, well, please get that to Cablevision if you're operating as a Cablevision agent. Thank you."

Zabby: (From the audience - inaudible)

(Some inaudible discussion from the audience between Zabby and

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Tom Lossandro)

Supervisor Cardinale: "Okay, Hal, would you please tell us what you'd like to tell us?"

Hal Linstrom: "After that, I don't know what to say, I'm speechless."

Zabby: (From the audience - inaudible)

Councilman Densieski: "Your five minutes are up. Five minutes."

Supervisor Cardinale: "Zabby."

Zabby: (From the audience - inaudible)

Supervisor Cardinale: "Zabby, would you please leave? You're disrupting the meeting. Do with you tape what you wish, but you should not be using Cablevision equipment. Thank you. Good bye. Hal, thank you."

Hal Lindstrom: "Zabby, your five minutes is up. I just wanted to say that I'm glad that they're going to put a light on Osborne and Middle Road. It's really overdue. I- I- in the past, I requested a double stop sign there and I'm glad that the town has finally taken the step to put a light there. It is an extremely dangerous corner. If anybody- probably everybody knows about it, but when you come to that corner, it's very hard to see the road coming down Osborne Avenue and they come down at quite a- fast on that road and you've got a lot of seniors over there."

Supervisor Cardinale: "Yeah. Well, we're going- we are going to have a program in place, the board has discussed at great length at work session, it includes weight limits so that trucks get off that road, speed limit reductions, flashing lights, full lights, signage, and it also includes- we're considering restructuring the road in certain fashion, and we're also waiting a report from the county when they do the Route 58 study, they're going to discuss the Middle Road corridor there. So we're going to take a global approach. It's already begun. The lights are going up. And it will be a lot better. So we appreciate your concern. We share it."

Hal Lindstrom: "I'm glad to hear that."

Supervisor Cardinale: "Thanks."

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Hal Lindstrom: "There's one other question I had. I know there was a map that was presented to the Board on the theme park. It was in that packet. It's actually an architectural drawing of the theme park."

Supervisor Cardinale: "We haven't seen a lot. But what we've seen, I certainly could make available to you and the Calverton Civic. It's a red book I was not entirely impressed with. We're going to get additional data, but it's in my office. I've read it. I'll give it to you, you can read it. But they're promising us more data before the hearing on March 16th and they're promising us more data after the hearing on March 16th, too. So whatever I've got, you're welcomed to take a look at."

Hal Lindstrom: "Well, thank you. But there was one thing on that particular map that I had a question about. It actually shows four lanes on 25. I don't know if that was a mistake on the map or they intend to change the infrastructure on 25. What was the- "

Supervisor Cardinale: "Where is this map?"

Hal Lindstrom: "Gene Greaves has the map. He requested one and we were looking at it."

Supervisor Cardinale: "I don't- I haven't seen the map, I don't think. Have you? It's- it may be conceptual in the sense that eventually maybe there will be but there are no current plans to extend that road at that site."

Hal Lindstrom: "Okay."

Supervisor Cardinale: "But he may have gotten- I don't know because if I see it, I could tell you- tell us where we got it from, where to get it from. But there is no plan that we're aware of for the state or any developer to work to expand that road."

Hal Lindstrom: "Okay, thank you."

Supervisor Cardinale: "Thank you. Yes, Rita."

Rita Hodun: "Rita Hodun, Calverton. Did the town ever get a check from Island Water Park for removing all that sand? Those trucks were going all summer long. For the whole removal? Can it be said what the town received or is that personal?"

Councilman Densieski: "I think it was 40,000. Around 40,000."

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Rita Hodun: "40,000. Thank you."

Councilman Densieski: "More or less."

Supervisor Cardinale: "Thank you, Rita. If there's no further comment, we can- oh, one more comment, please."

Patricia Holland: "Patricia Holland from the Northville Civic Association, actually Riverhead."

Supervisor Cardinale: "Yes."

Patricia Holland: "You noticed how many comments were made on all the resolutions that we had to change many, many things. Could somebody do something about that before we have the next town meeting so that somebody reads through and does all the amending and add the contract on and all that. It will save a lot of time."

Supervisor Cardinale: "Yes. That could be- that would be possible but then what would Sal do? He comes- but certainly we can proofread the amendments better and I think that's a good idea- or the resolutions better, rather. But thank you. But they're so good after they're proofread by Sal. Thank you."

We will try to do a better on that.

Vince, nice to see you and nice- we'll see you later."

Vince Tria: "It took by the way only 12 minutes to go through the resolutions."

Supervisor Cardinale: "That was fast. Once we got them right, we got them fast. I'm going to close the meeting unless there's further comment and thank you for coming. The next meeting will be- oh March 5th, Friday, tomorrow, we'll be back here same place, same- what- regular work session, 1:00. And then March 5th there's a work session at 11:00 a.m. on EPCAL."

Meeting adjourned: 4:26 p.m.