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Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, November 21, 2006, at 7:00 p.m.

**Present:**

Philip Cardinale,	Supervisor
Edward Densieski,	Councilman
George Bartunek,	Councilman
Barbara Blass,	Councilwoman
John Dunleavy,	Councilman

**Also Present:**

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

Supervisor Cardinale: "This young lady on the left, could you lead us in the Pledge of Allegiance?"

(At this time, the Pledge of Allegiance was recited)

Supervisor Cardinale: "We're going to go down there in a second. Okay, we're going to come down to the front here and honor some people very, very much worthy of honor."

Okay, the first thing I'd like to do this evening on behalf of the board is that we have a celebrity in our midst tonight. I didn't realize it until I read the newspaper a few weeks late.

Capt. Ed O'Neill, would you come up, please, and can we have Janet come on up and any other— two boys here or one at least, two of them, good, come on up.

And then I'll tell the story and proclaim you a good guy. How are you?

Ed O'Neill and his wife Janet and two sons live here in town and got famous recently in Connecticut but not in their own home town and that was brought to my attention.

Ed is the— you probably heard this on Channel 12 News but didn't connect actually a Riverhead resident who performed the feat. But I can quickly give you summary of what occurred by looking at the US Coast Guard Homeland Security Department's commendation to Capt. Edward O'Neill and the rest of his crew of the Grand Republic which is the Bridgeport-Port Jeff ferry on their rescue of three persons in the water on Tuesday, October 24, 2006.

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With water temperatures in the middle 50's, (inaudible) approaching Capt. O'Neill and his crew responded quickly to a distress call from a capsized vessel. Arriving on the scene and expertly maneuvering the Grand Republic to block the wind and waves, Capt. O'Neill had the rescue boats lowered to retrieve three persons.

With hypothermia setting in, the crew initiated emergency medical treatment until the Bridgeport police department marine unit arrived. The persons were transported to shore where they were taken to the hospital and treated and all released in good condition.

The three persons are alive today according to Rear Admiral US Coast Guard PF Sullivan as a direct result of the rapid response and professionalism displayed by Capt. O'Neill and his crew.

They are a credit to your company, their profession, the maritime community and are to be commended for their actions.

Having seen that, I thought we really should commend as their home town town board, particular since Chris Shays (phonetic) who is the Congressman from the district indicated his take on it as follows:

It is my honor and privilege to congratulate and thank you for your exceptional bravery and service to the community. I deeply admire your heroism and courage in the rescue of three capsized crew members in the Long Island Sound.

Your heroic actions went above and beyond the call of duty and I want to express the appreciation I have for your selfless commitment to your fellow citizens.

Your efforts to find and rescue the three people from the capsized boat remarkable. You are the definition of a hero. Capt. O'Neill, you are an honor to the city of Bridgeport. It is wonderful to know that there are people like you looking out for the rest of us. Please accept my heartfelt best wishes.

He's an honor to the city of Bridgeport. He's a greater honor to the town of Riverhead so on behalf of the town board, I have a proclamation to memorialize this.

Whereas, it is fitting and proper that we honor the residents who are recognized for their dedication and community service; and

Whereas, you have resided in the town with Janet and your two sons, Ed and Daniel; and

Whereas, you are a lifelong resident of Riverhead, attended Riverhead High School, graduated from SUNY Maritime, Ft. Schyler, obtained a captain's license from the Coast Guard, and on October 24<sup>th</sup>

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while in command of the Grand Republic ferry, used quick judgment, professionalism, determination, bravery and persistence to rescue three men from their capsized vehicle in the Long Island Sound and utilizing your vessel to block the waves and wind, plucked them out of the water as darkness and hypothermia threatened.

Be It Resolved, on behalf of the town and on behalf of my town board members, we declare November 21, today, 2006, Capt. Ed O'Neill Day in the town of Riverhead and congratulate you and thank you.

Supervisor Cardinale: "I'd like you to say a word if you can."

Ed O'Neill: "I'm not a public speaker. Very kind of you to acknowledge me. Thank you very much."

Supervisor Cardinale: "It's very kind of you to do what you did and I truly appreciate it and we're proud to have you as a member- as a resident of our town. Thank you."

Supervisor Cardinale: "Now, Trina, are you here? Yes, you are. We had a poster contest and you had somebody coming up- Kelly, right? Kelly, oh, this is good, I can relax because they're going to take the captain's seat here. Okay, these are the poster contest, right?"

Unidentified: "Yes, these are the poster contests, which the Riverhead Recreation Department does every year and I'd like to recognize our winners tonight. We just moved the posters into the board room; they were hanging in the main hallway right before Halloween and the last board meeting was in the afternoon and the children were in school, so this is our first opportunity to give out the awards."

So thank you for coming tonight. And I'm going to start with the Third grade winners. From third grade, at Riley Avenue School first place we have Natalia Molik. Is Natalia here? Make sure that she gets that. Second place for third grade Daisy Pineda. Is Daisy here from Phillips Avenue School? Okay. Third place for third grade, Pauline Debiec from Riley Avenue School."

Supervisor Cardinale: "I would like to shake your hand and send you over to the town board and, hopefully, they'll do the same. Congratulations go say hello to those odd looking people up there."

Unidentified: "Okay. Moving onto fourth grade, first place we have John Wendt from Riley Avenue School. And second place for fourth grade, Thomas Anderson from Philips Avenue School. Okay, third place for fourth grade Karla Vanston from Philips Avenue."

Supervisor Cardinale: "Congratulations, good job. I was asking Kelly what's in the envelopes. Trophies are nice. But they're movie

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passes so the kids can go to the movies. Where? There isn't a movie in Riverhead, you may have noticed. You can go anywhere then."

Unidentified: "Okay, fifth graders. First place, Maxim Stapon."

Supervisor Cardinale: "Excellent. Congratulations. Good job. Keep up the good work. Say hello to those people, they won't bite. I'm not making any guarantees, however."

Unidentified: "Okay, second place, Victoria Silva. I'd like to thank Victoria especially because she helped me take the posters down tonight from out of the hallway. Thank you."

Supervisor Cardinale: "Congratulations, good job."

Unidentified: "Third place we have Delina Auciello."

Supervisor Cardinale: "Good job."

Unidentified: "Okay. And now last but not least our sixth graders. First place, Allison Bagshaw."

Supervisor Cardinale: "Congratulations, Allison. It's kind of like walking the gauntlet."

Unidentified: "And second place, Alyssa Murphy."

Supervisor Cardinale: "Congratulations."

Unidentified: "And third place, Julia Zelezny."

Supervisor Cardinale: "Congratulations. You did a good job, too, you too, Kelly. Thank you very much."

Unidentified: "Thank you everyone and Happy Thanksgiving."

Supervisor Cardinale: "I- the next thing we need to do tonight and I can't help but mention or should not but mention George Bartunek, my fellow member on the board, who together with people I'm about to with him honor and on behalf of the board honor, have helped on the Anti Litter Committee and are really beginning to make a difference."

A few months ago, one of the members was here and one of the truest things that was said was that the way the town looked is the reflection of how we feel about ourselves as a community and, therefore, this is a very important issue which sometimes doesn't get a lot of attention.

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So, we're honoring those people who helped on the Anti Litter committee. George has a running joke that- I think they said three of these- we have three of them- and on each weekend he selected to have the cleanup effort, have been the weekends that I haven't been in town. But it really is not on purpose.

I'd like to have the members of the committee come up as I call them. The first is John Griffin- he is working, but we want to honor John and I'll have Trina get that to him.

The second one is Joan Griffin who is here and I appreciate her diligence and if you'd come along and help me out here, George. If you could- I would like to give you this."

Joan Griffin: "Thank you very much."

Supervisor Cardinale: "Thank you very much for all- (inaudible). Bill and Kathy Welsh (phonetic) who have been a great help to us--to George- I know them, have know you for what, 25 years? Nice to see you and thank you. I'll let you- you've got to shake hands with those people. We made the kids do it."

Councilman Bartunek: "How about (inaudible)? Come on. They've been on this committee since its inception as Bill and Kathy have."

Supervisor Cardinale: "Thank you very much."

Councilman Bartunek: "Jim- is Jim here- John is- "

Supervisor Cardinale: "Give this to Joan. Joan, I'm going to give you John's because I guess you see him (inaudible).

Councilman Bartunek: "And the last one is the chairman of the committee, is Bernadette."

Supervisor Cardinale: "And Bernadette was the one who almost brought me in tears (inaudible) about the way the town looks- reflects how you feel about the community and what kind of community you have. So thank you.

Would you please say something?"

Bernadette: (Inaudible) "We now have 108 people who have signed up and we'd love to have 100 more (inaudible).

As the code says, it's a civil disgrace to litter. Every cigarette butt is litter. Every cup, everything thrown out a window, just let go in the breeze and don't run after it and don't clean it up is taking away from our beautiful town, Riverhead. That's what it's all about. Do I get- "

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Councilman Bartunek: "Bernadette is- "

Bernadette: "Do I get movie tickets, too? Where's our envelopes?"

Councilman Bartunek: "As the Chair of the committee, Bernadette really made everybody- really put everybody to the task. And just some information, if anybody out there in the audience is interested in joining the committee, John and Joan are going to be moving shortly, so we're going to have two vacancies. And John and Joan wanted me to pass this on to you, Bernadette, from them. Just hold on a second and let me get this.

You can pass this on to the next two people."

Bernadette: "This is really a wonderful committee folks."

Supervisor Cardinale: "I should say before we send her off that it reads in acknowledgment of their respective unwavering efforts to clean up the town of Riverhead. As a member of the Anti Litter committee and the organization of Keep Riverhead Clean Day, most recently held on October 21 this year. So you're taking this for Jim?"

Bernadette: "Yes, I am."

Supervisor Cardinale: "Thank you very much."

Bernadette: "And we look forward, Phil, we're still waiting- "

Supervisor Cardinale: "To the day that I'm in town."

Bernadette: "Yes."

Supervisor Cardinale: "I'll be there. I'll be there."

Bernadette: "They said to me the last time, you were in Washington. I'll take it on faith."

Supervisor Cardinale: "I was lobbying for great things for the town."

Bernadette: "Oh, I hope so."

Supervisor Cardinale: "I was aware- if I wasn't there, I wasn't within 100 miles."

Bernadette: (Inaudible). We're going to have to publish that on Channel 22 (inaudible). It's a sacrifice."

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Supervisor Cardinale: "Thank you very much."

Bernadette: (Inaudible)

Supervisor Cardinale: "You know, Bernadette, this isn't her only game. She does (inaudible) courses for the seniors, bird watching. And she is the face behind the camera for the ZBA. People say it's a better face than what's in front of the camera- "

Bernadette: "Don't you say that about my ZBA."

Supervisor Cardinale: "Voluntarily, she does all the Zoning Board of Appeals programs you can see on- or you don't see on Channel 22. So thank you for those two services as well."

Okay, we have one other very important individual to honor and I think- can I have the labor management committee or the remnants that are here. I understand that Madelyn Sendlewski could not make it tonight but we have two able members. And there's more than two, there's three. Barbara Grattan, well, you don't really need me.

This is the honoring of the Employee of the Quarter and the Employee of the Quarter, Jason Hubbard, are you here with us today? Would you come up, please? And your lovely wife. And their new baby. Oh, sorry. Don't come early on my account. The baby that isn't. When is the baby due? April? That's great.

Jason, how are you? I would like one of the members of the committee to describe how we select the Employee of the Quarter, if you will."

Unidentified: "As Labor Management, we get nominations from department heads or now any employee in the town, anyone that they think is doing something outstanding in their department and it just so happens that Jason happens to be somebody in my department and he was nominated this quarter. So through his good work efforts and good work that he was given this nomination."

Supervisor Cardinale: "Yeah. And the is indeed- they do this very seriously, they do it each quarter, they do Employee of the Year. There are multiple nominations. I've never received it myself but I covet that moment. I think it's because I'm on the committee. I come to all the luncheon meetings. And I would like to read this proclamation which reads as follows:

Whereas, Jason Hubbard has been a valued employee (inaudible) in the water department for the past seven years holding the position of water treatment plant operator for the past five years; and

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Whereas, Mr. Hubbard has proven to be a very knowledgeable and conscientious water treatment plant operator by obtaining an operator's license from the New York State Health Department and was promoted to water treatment plant operator in July of 2003; and

Whereas, whether working alone or with others, Mr. Hubbard is an active employee that knows exactly what work needs to be done, can often be found helping out and giving advice how best to handle the job situation; and

Whereas, as a result of Mr. Hubbard's hard work and dedication, the Labor Management Committee recently named him Employee of the Quarter for the third quarter of 2006.

Be it Resolved, that I, Phil, Cardinale, as Supervisor add my congratulations and that of the town board to Jason Hubbard, Employee of the Quarter, and I appreciate what you do for the town and I know you work very hard and please be aware that we are aware of it."

Jason Hubbard: "Thank you very much."

Supervisor Cardinale: "And this is his department head who wants to say some kind words."

Unidentified: "I hope that this shows- I believe the proclamation says it all. Jason is an excellent employee. Jason comes to work in the morning and sometimes we have some very, very tough days. Instead of facing as a trial, tribulation, Jason faces it as an exciting challenge to get the job done. Thank you."

Unidentified: "Not only does Jason get the proclamation, he gets a \$100 US savings bond and a day off with pay that you can take whenever you want to. Don't let those bosses tell you anything different."

Supervisor Cardinale: "Any day you choose. And isn't water department operator- you have to be well trained, you have to take exams- they're hard to get."

Unidentified: "They're not only hard to get but we have a continuing education course that in order to keep the job, we have to be recertified every three years."

Supervisor Cardinale: "We're very happy to keep the water operators happy. And I appreciate everything you do. And so does the town board, so you can go- I'll get out of your way so you can go talk to them. Because I don't want them to feel ostracized. Say hello."

We sure know how to empty a room, don't we? Actually I've been told that I brighten a room just by leaving it. Okay, good, we'll be

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glad to hear from- Okay. Somebody in here, I've got all sorts of good things here. I don't know why I have all of these things. Oh, here it is. Okay. We'll give them another moment to clear out.

I see that Vince Tria of WRIV, you stayed, are you sure you don't want to leave with the rest of the crowd?"

Vince Tria: "I should but I won't."

Supervisor Cardinale: "Oh, you know, you have a scoop here, Vince. This could be a scoop for you because I do not see the local newspaper. I do not see News Review. They have missed it. I think I know why, too, tonight is like deadline night because tomorrow is a holiday- "

Vince Tria: "We always scoop them anyway."

Supervisor Cardinale: "Yeah. Tonight is deadline, Tuesday, because Wednesday the paper comes out because of Thanksgiving, so you can scoop them. Okay. We're going to get started with the meeting. I should initially begin by asking, and I know the answer, does anyone have, like you, John, any announcements they'd like to make."

Councilman Dunleavy: "Yes, I just have, if this is shown before Thanksgiving, we're going to have two free dinners. One's going to be at the Riverhead Grill, a turkey with all the trimmings and that's going to be served 11:00 a.m. to 2:00 p.m. on Thanksgiving Day and that's sponsored by the Church of the Harvest.

Also over in East Quogue, New Moon Cafe, Thanksgiving dinner for senior citizens and if you can't- if you can't go there, if you give them a call, they'll deliver it to you. Their phone number is 653-4042. And they're serving between the hours of noon, 12 noon and 4:00 p.m. So if anybody doesn't have a family, a senior citizen wants to get out, they can go over to the New Moon Cafe or call them and they'll deliver it to you. That's in East Quogue. It's in East Quogue, New York, Montauk Highway, East Quogue. Well, it's in the town of Southampton. Yes, it is.

Also, the Christmas season is coming. Our recreation department invites everybody to open house at the Henry Pfeiffer Community Center at Grumman Blvd. in Calverton on Saturday, December 2<sup>nd</sup>. Santa Claus is going to be there and pictures with Santa Claus will be taken between 11 and 11:45 and Saturday, December 2<sup>nd</sup> starts at 10:00 a.m. and ends at 1:00 p.m. Free admission. They're going to have refreshments and they're going to have games and everything.

If anybody doesn't know where it is, it's on Grumman Blvd. at the main entrance to EPCAL or the old property of Grumman.

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And that's all I have. Thank you."

Supervisor Cardinale: "Thank you. The— is that the real Santa Claus, John?"

Councilman Bartunek: "John, I'll give you \$5.00 if you bring in a picture of you sitting on Santa's knee."

Supervisor Cardinale: "I'll double that. All right. Any other announcements?"

Councilwoman Blass: "I have a committee report, Mr. Supervisor."

Supervisor Cardinale: "Committee report."

Councilman Blass: "A committee of two— "

Supervisor Cardinale: "Okay."

Councilwoman Blass: "The Aqua-culture committee."

Supervisor Cardinale: "The Aqua-culture. I didn't know we had a committee."

Councilwoman Blass: "Well, listen up."

Supervisor Cardinale: "There's so much I don't know. Go ahead."

Councilwoman Blass: "We have completed our 23<sup>rd</sup> consecutive successful year of culturing hard clams in the Peconic Bay under the direction of our marine consultant, Dave Lessard. I'm happy to report that this year we produced 500,000 adult— adolescent seed clams with an average mortality rate of 80% which is actually down from last year.

We had average growth rate and we distributed 250,000 seed clams from Simmons Point to Miamogue and 250,000 seed clams were placed in East Creek and we also wanted to acknowledge a donation, a very generous donation of Aeros (phonetic) Oyster Company who donated 35,000 oyster seeds which we placed for grow out in the Miamogue lagoon area in South Jamesport.

That's it."

Supervisor Cardinale: "What's the average of the adolescent seed clam?"

Councilwoman Blass: "It's actually two and a half years."

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Supervisor Cardinale: "Two and a half years, okay. I thought, you know, because I thought maybe it was like a preteen or teenager. Okay two and a half years. I really wanted to know that."

All right. I have one announcement of my own. The- "

Councilwoman Blass: "Did I say mortality rate? I need to correct- I didn't realize that. I said the average mortality- no, survival rate is 80%."

Councilman Dunleavy: "That's why I wanted to look at it. I thought something was wrong there."

Councilwoman Blass: "I'm so glad you corrected me, John. I stand corrected. And Dave Lessard would be very upset if I were to report that we had a mortality rate of 80%. It was a survival rate of 80%."

Supervisor Cardinale: "Big difference."

Councilwoman Blass: "That is a big difference."

Supervisor Cardinale: "Two and a half year old clams dead, 80%. You call that success? Okay."

Councilwoman Blass: "I'm so glad we started off on such a jovial note. Thank you for correcting me. Seriously, thank you."

Supervisor Cardinale: "I have a similarly pointless- I would like to point out on behalf of John Reeve, the sanitation superintendent, that in case you for some odd reason thought that we were- the yard waste facility was going to be open on Thanksgiving and Christmas, it isn't. Also Christmas Eve. That's what they told me. They're open seven days a week from 7:30 to 3:30 but it doesn't include Christmas, Christmas Eve and Thanksgiving. Now why you would be worrying about yard waste on those days, I don't know. But it won't be open, so don't come."

Okay, moving right along, we have the minutes of the last board meeting of November 8<sup>th</sup> and the special board meeting of November 9<sup>th</sup> to consider and accept. So could I have a motion?"

Councilman Densieski: "So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. May we have a vote on this to accept the minutes."

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The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes."

Barbara Grattan: "The minutes are approved."

Supervisor Cardinale: "Okay, we've done our proclamations and awards and Employee of the month. So now we have to move onto Reports. Can you tell us them, please?"

**REPORTS:**

Building Department  
Monthly report for  
October,  
2006, total collected  
\$163,260.00

Barbara Grattan: "That's it."

Supervisor Cardinale: "That's a lot of money for one month. Applications, please."

**APPLICATIONS:**

Parade Permit  
Albert LaFrance - Nov. 25  
& 26  
11 am to 5 pm Puppy Experience

Parade Permit  
Wading River Shoreham -  
Dec. 2  
Christmas tree lighting

Barbara Grattan: "That concludes Applications."

Supervisor Cardinale: "Correspondence, please."

Barbara Grattan: "Nobody loves us we only got one letter."

**CORRESPONDENCE:**

Sal Mastropolo  
Regarding comments  
relative to  
the 2007 town budget

Barbara Grattan: "That's it."

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Supervisor Cardinale: "Okay. We have six public hearings and I'd like to begin the 7:15 hearing, it being 7:40, we can start it."

Public hearing opened: 7:40 p.m.

Supervisor Cardinale: "It is to consider a local law to amend Chapter 108 of our code regarding shopping center, business center and commercial residential campus. It is to add to those sections a use which is indoor recreation. And in one of those sections, we actually have an application, I think it's for the old which property- Rolle Bros. property that there's been a suggestion that a bowling alley might be better than empty buildings. So we would like to consider whether anyone has an opinion as to adding- what's the exact- "

Councilwoman Blass: "Indoor sports and recreation facilities."

Councilman Bartunek: "Indoor sports and recreation facilities."

Supervisor Cardinale: "Indoor sports and recreation facilities to the shopping center, business center and commercial residential campus center zoning districts on Route 58. Yes, please come up, Mr. Cuddy."

Charles Cuddy: "I would urge the board to very much approve this particular addition to the code. Not only is there just a retail area along 58 but now there will be something that will be a little bit different."

We can finally have perhaps a bowling center, we can have perhaps indoor tennis, perhaps even a swimming- indoor swimming pool. And those type of things in the community would certainly be worthwhile and we have enough retail quite frankly on 58. I think that's been expressed before but I think this would be something very much worthwhile to do and I ask you to approve it."

Supervisor Cardinale: "Thank you."

Councilman Dunleavy: "Thank you."

Supervisor Cardinale: "Any other comment in regard to this proposed change? If not, I will leave this open until- for- until the close of business on Friday, December 1<sup>st</sup>. It is Friday, I believe, December 1<sup>st</sup> for written comment only and then close it as of that day."

Public hearing closed: 7:41 p.m.  
Left open for written comment for  
10 days to December 1, 2006

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Supervisor Cardinale: "The next hearing is the 7:20 hearing. It being 8:42, we can begin- 7:42."

Public hearing opened: 7:42 p.m.

Supervisor Cardinale: "Consideration of a local law to amend Chapter 64 entitled Fire Prevention. And that hearing considers or proposes to raise certain permit fees to I am told make them commensurate with the time and effort involved in making those inspections.

Specifically installation of fire detection alarm systems and water based protection would go from 150 to 250 and installation of automatic fixed pipe extinguishing systems from 200 to 250; installation of exhaust systems from 100 to 200; installation of permits required by petroleum- for petroleum gases from 75 to- for the first 10,000 gallons to .005 per gallon in excess thereof; and installation permits for the review of new building construction plans from 50 to 100.

Is there anybody who has a comment they would like to make in regard to that? The Fire Marshal apparently did not want to make a comment either but he did propose them and supports them.

It being 8- 7:40- I don't know, 7:43, the verbal testimony, I'll close, but I'll leave open for anyone who wants to make any written comment again until December 1<sup>st</sup>, Friday."

Public hearing closed: 7:43 p.m.  
Left open for written comment for  
10 days to December 1, 2006

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Public hearing opened: 7:44 p.m.

Supervisor Cardinale: "Moving right along to the 7:25 hearing, it being 8- 7:40- I don't know what that- 7:44, we're going to consider a local law to amend Chapter 108 the definition of the word arcade.

I think the purpose of this one as I looked at it earlier, was to make clear the definition does not- is not included in indoor sports and recreational facilities.

So if I could find, which I don't have, thank you, Barbara, it reads as follows:

An arcade is a building- is now defined as a building or a portion of a building housing amusement devices or machines operated

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by the exertion of either cash or tokens intended for the amusement of a patron including but not limited to sport related games, computer games, video games, and other similar games and most significantly an arcade is not considered to be indoor recreation facility.

Does anyone have any thoughts on that proposed definition to be added to our law? It's a good crowd tonight. Good. So I'm going to— at 8— 7:45 call this hearing's verbal testimony closed, leave it open for the 10 day period for written testimony or commentary."

Public hearing closed; 7:45 p.m.  
Left open for written comment for  
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Public hearing opened: 7:45 p.m.

Supervisor Cardinale: "And move to the fourth of our six hearings which is the extension to the water district to be known as Extension No. 71, Country Trails. And we have Gary Pendzick the water department head and the engineering office of H2M with a new face."

John Collins: "Yup, John Collins with H2M, consulting engineers. Back in March, 2002, we prepared this report for extending the lateral water mains to the subdivision on Osborne Avenue.

Consequently the next May, the town board approved it with a total budget of 148,5— \$148,500. Recently the developer would like to proceed with the project. We bid out the project. We received bids and based on the low bid amount a revised total project cost at \$182,500.

This increase in cost can be attributed to construction costs, most notably increase in labor and material that is experienced over the last four years.

So we ask that the town board just approve this increase in the final construction— total project cost."

Supervisor Cardinale: "Always-- this is not difficult since I'm not paying it to begin with. So you want me to approve it from 140 to 180 but I'm not paying it anyway, the developer is. Why don't you ask him? He's the one that's paying it. Your guys are paying, you want me to approve this? Then in that case, I'm sold.

Does anyone have any comment about this matter? If not, it being 7:46, we're going to call this hearing closed. And I can't imagine anybody would want to testify in the next 10 days, but if they do,

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just send it in and we'll stick it in the file, any written commentary 'til Friday, December 1<sup>st</sup>, 5:00 p.m.

Thank you very much, Mr. Collins. That wasn't hard, right? Whatever happened to the other guy? Who's the other guy? The guy that's always here, Dennis Kelleher."

John Collins: "Dennis couldn't make it tonight, holiday commitments."

Supervisor Cardinale: "Will we be seeing more of you in the future?"

John Collins: "Hope so."

Supervisor Cardinale: "All right. Good."

Councilman Dunleavy: "Thank you guys."

Supervisor Cardinale: "Bye now."

Public hearing closed: 7:46 p.m.  
Left open for written comment for

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Public hearing opened: 7:46 p.m.

Supervisor Cardinale: "The 7:30 hearing— it now being still 7:44, it's for consideration of a local law to amend Chapter 101 entitled Vehicles and Traffic, Traffic control signals, Section 101 - 9 installation and maintenance.

Could you show me what that says and I'll read it? Okay. There might actually be a comment on this one so I want to be up. It says it says installation, pursuant to the authority granted by 60.60 of the V&T law, traffic control signals shall be installed, maintained and operated at the following intersections and other locations. Intersection: Riley Avenue and Donna Drive Extension, and that's all it says. Right? So we're contemplating putting in a traffic control system at that location, Riley and Donna Extension. Riley Avenue and Donna Drive, that's near the school there. Is that for the new subdivision?"

Councilman Dunleavy; "Yes. I think the contractor is going to pay to put it in. Correct? The contractor is going to pay for it."

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Supervisor Cardinale: "That was one of my questions. Okay. This is the first comment and I'd like you to identify yourself and fire away."

Michael Straus: "Michael Straus, 1303 Main Street, Port Jefferson. I'm an attorney. I represent the owner and the applicant—not really the applicant, PTR Development.

It's a small subdivision known as Demchuk Estates and residential lots and one large (inaudible) lot. During the course of approvals, it has preliminary approval and we're hopefully about to get final approval, was recommended by the town engineer and planning that there be additional traffic signalization put in. My clients agreed to do it, completely pay for it and bond it.

We understand the school is absolutely thrilled by it. They're going to write a letter, of course, giving permission for part of the device that's going to be on their property.

I'm here with Scott (inaudible) from (inaudible) Engineering and Mike Marinas (phonetic) from the engineering firm if you have any questions about the specifics of it.

But it's evidently, you know, a situation that exists. It's not great, this is only for nine homes really but it will greatly improve the situation and if you have any questions, we'll be happy to try and answer them."

Supervisor Cardinale: "I'm very glad you're paying for it. However, once it goes in we maintain it, right?"

Michael Straus: "That's correct, Mr. Supervisor."

Supervisor Cardinale: "Okay. And who recommended the light?"

Michael Straus: "I think it originally was a consensus from members of the planning board and their engineer, Vincent Gordiello."

Supervisor Cardinale: "Okay. But it was just Gordiello recommended it?"

Michael Straus: "I'm sure he did."

Supervisor Cardinale: "As a condition of the preliminary approval."

Michael Straus: "You know, I'd have to actually read the preliminary condition but it certainly will be a condition of (inaudible) if for some reason it wasn't in preliminary. I just don't remember."

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Supervisor Cardinale: "Well, as long as somebody, the engineer recommended it, it makes sense. Who am I to argue?"

Councilman Bartunek: "It's either that or speed bumps."

Michael Straus: "It will be a condition to file."

Supervisor Cardinale: "Do you have a preference— George and I has been speed bumps in this situation but can't have them all over town. So they recommended it as a condition of the subdivision and you are here to see that we have answers to any questions we may have."

Does any member of the board have any questions of the engineers who he has kindly made available? But as long as Gordiello recommended it we are familiar with him as our site plan engineer and we believe him.

Any other questions from members of the board? Any members of the public who would like to state an opinion? If not, I will leave it open— oh, the chief?"

(Inaudible comment)

Supervisor Cardinale: "Better than even the speed bumps. Okay. All right, good. So the police chief wants it, the engineers want it, the community I'm told by my town attorney wants it from her observations of meetings. So why not?"

We will leave this open in the unlikely event somebody wants to say something in writing 'til December 1<sup>st</sup>. Otherwise there being no other comment, I'll close the verbal portion of the testimony. And thank you, Mr. Straus, for making yourself and your engineers available."

Michael Straus: "Thank you. Have a nice holiday."

Public hearing closed: 7:50 p.m.  
Left open for written comment for  
10 days to December 1, 2006

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Public hearing opened: 7:51 p.m.

Supervisor Cardinale: "The final hearing of the night is the consideration of a local law to amend Chapter 101 Section 101-13, parking time limited. And that one has to do with this. The parking of vehicles— parking is prohibited for longer than the time limit

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designated upon any of the following described streets or portions thereof: 30 minutes.

The parking of vehicles for longer than 30 minutes between the hours of 9 and 5 except Saturdays and Sundays is prohibited and then they cross out everything. So I guess, instead of doing it for 30 minutes, it's going to go— it's prohibited after two hours. Thirty minutes is such a short period to do almost anything. So the parking of vehicles for a period of longer than two hours will be prohibited between 9 and 5:30 except Saturdays and Sundays on Second Street between Roanoke Avenue and Griffing Avenue. That's that whole Second Street, Roanoke and Griffing."

Councilman Dunleavy: "And that was because the post office moved."

Supervisor Cardinale: "So you can't park there anymore?"

Councilman Dunleavy: "No. We're extending it from 30 to two hours."

Supervisor Cardinale: "Oh, you used to be able to park-- every 30 minutes you have to move because they wanted you to move for the post office. There isn't any post office anymore so you can stay for two hours and relax. And that's on Second Street. That's where Twomey, Latham & Shea is, the post office, Dr. Scherzer's office, Suffolk County National on the other side.

Okay. Everybody knows where it is, what we want to do, make it two hours instead of 30 minute parking. Anybody care? Anybody on the board care?

Okay, there is no verbal comment. In the very unlikely event anybody finds they do deeply care and they want to make a written comment, we'll give them to December 1<sup>st</sup>, 5:00 p.m.

It being 8— no it isn't even 8, it's 7:52."

Public hearing closed: 7:53 p.m.  
Left open for written comment for  
10 days to December 1, 2006, 5:00 p.m.

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Supervisor Cardinale: "We have completed the six hearings in breakneck time and we are now prepared to take any comment anyone wishes to make on any one of the resolutions before us this evening.

So, Sal, would you come up and help us out and tell us all the mistakes we made in the proofreading of these."

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Sal Mastropolo: "Sal Mastropolo of Calverton. A question on #17."

Supervisor Cardinale: "Yes?"

Sal Mastropolo: "What is Island Amusement Ventures proposal?"

Supervisor Cardinale: "Island Amusement Ventures is a proposal which has been discussed at some length in the work sessions which calls for near the southern boundary of the property, a 70 acre amusement park, family entertainment center, for 11 million dollars or 10.5 million dollars."

Sal Mastropolo: "Okay. Thank you. 1058, the Be It Further Resolved. Is that \$400 per officer or \$400 total?"

Councilman Bartunek: "That's total."

Sal Mastropolo: "1059."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "You should put in the parenthesized statement per attached schedule. Because if the schedule gets lost, there's nothing that says there should be a schedule attached."

Supervisor Cardinale: "Okay. Yeah, you mentioned that before. Yeah (inaudible), resolved (inaudible), as per schedule attached after the Resolved. Okay. Yeah."

Sal Mastropolo: "There's no reference in it."

Supervisor Cardinale: "He's saying that the resolution does not reference it. Okay."

Sal Mastropolo: "1061."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "It says conversion of a single family residence to an agricultural worker housing unit."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "Should there be anything in there stating the maximum number of residents in the agricultural worker housing unit?"

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Supervisor Cardinale: "Yes, there should. We're going to table this because Rick was with his breakneck schedule, unable to get this to the board members for review. (Inaudible).

Yeah, I know, but the board never saw it, they said. The agricultural— what do you mean you don't recall it? We're not— I know I never saw it, I don't know about them."

Councilwoman Blass: "The plan— the plan. We mentioned at work session that we had not seen that one and we would try to take a look at it before tonight but we never got— "

Supervisor Cardinale: "Did Barbara actually see it and forget? I was at my testifying and at (inaudible) for the last portion of the work session."

Councilwoman Blass: "Actually, this was yesterday, Phil. Nice try."

Supervisor Cardinale: "We didn't see it?"

(Inaudible comment)

Supervisor Cardinale: "Okay. So we're going to withdraw that, I mean table."

Sal Mastropolo: "1062. Same comment."

Supervisor Cardinale: "1062."

Sal Mastropolo: "Yeah, the same comment. It's construction of agricultural worker housing unit but there's no number as to the number of residents permitted. Should there be?"

Supervisor Cardinale: "Is there one unit near Harbes?"

(Inaudible comment)

Supervisor Cardinale: "Okay. Well, we'll clarify it. Okay, there is a reference to a survey but it is one unit."

Sal Mastropolo: "Okay."

Supervisor Cardinale: "This one I do remember."

Sal Mastropolo: "1063."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "Okay. On the first page, the draft, under commercial purpose— "

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Supervisor Cardinale: "Yes."

Sal Mastropolo: "-- if you read that, okay, I think you need to add a phrase in there."

Councilman Bartunek: "Wait, wait, wait. Where are you now?"

Sal Mastropolo: "Commercial purpose."

Supervisor Cardinale: "Commercial purpose."

Sal Mastropolo: "The taking of shellfish or finfish for any use or purpose other than for food consumption by a resident or taxpayer or by such person's immediate family or household."

I think what you really mean to say, you made a change and you took out so taking, and I think you have to put something back in there to relate to the fact that the resident or taxpayer taking the same, okay. Do you follow me? It did-- before you made the change, it read other than for food consumption by the person so taking, the shellfish or the finfish."

Supervisor Cardinale: "Oh yeah."

Sal Mastropolo: "Now, it's just-- you're not-- "

Supervisor Cardinale: "For food consumption by a resident taxpayer so taking."

Sal Mastropolo: "Right."

Supervisor Cardinale: "A resident or taxpayer so taking. I mean you'd have to be a resident-- you mean him to be a resident or a taxpayer or actually have to be a resident and a taxpayer? Because some residents aren't taxpayers except through their rentals. And some taxpayers aren't residents. So, but we're going to have a lot of fun when we have the hearing on this anyway. But I think so taking might be a good idea."

Sal Mastropolo: "Go further down the page, town waters."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "Is the Long Island Sound included? It's not in there."

Councilman Bartunek: "This is bays and creeks, Sal."

Sal Mastropolo: "Okay, so-- "

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Councilman Bartunek: "This completely pertains to the Peconic Estuary."

Sal Mastropolo: "Okay. On the very next page, section 47-3 taking of shellfish and thin fish was added in there, restricted permits and fees. Okay? That begs the question. Do you need a permit to take finfish now in the Peconic Bay? Now there was no section in there that specifically dealt with finfish. There's a lot of section in here for shellfish, clams, oysters, scallops, etc., but you added the word finfish but yet there's no clear statement-- "

Councilman Bartunek: "You have reference to finfish in F."

Sal Mastropolo: "Well, I've got a question about that, too."

Councilman Bartunek: "You have reference to finfish in several locations in this section."

Sal Mastropolo: "Well, I guess I'm making the statement because you're saying taking of shellfish and finfish restricted; permits and fees, which implies that you need a permit and there is a fee. But yet there's nothing in here that says-- "

Councilman Bartunek: "Maybe what it should say is taking of shellfish and finfish restrictions and permits and fees. What I'm saying, Sal, is when you read through this, are there any permits and fees that apply to the taking of finfish?"

Sal Mastropolo: "That's my question."

Councilman Bartunek: "It shouldn't read that way."

Sal Mastropolo: "Okay. So there are no-- "

Councilman Bartunek: "Did you find anything in here that implies that?"

Sal Mastropolo: "No. I couldn't find anything that stated that you need a permit or there's a fee to take finfish. That's why I'm asking the question."

Councilman Bartunek: "No the section just listed that you have permits and fees, throughout the section here, not necessarily pertaining to finfish. That's the way I understood it."

Sal Mastropolo: "Okay. All right, it's not that clear. Now go down to F-- "

Councilman Bartunek: "Okay, going down to F."

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Sal Mastropolo: "-- no person shall take shellfish and/or finfish of any kind from the waters of the town of Riverhead by means of with the aid of any device or implement commonly used in the art or practice of scuba diving or by means of or by with the aid of any device designed to permit submergence beneath the surface of the water beyond normal human capacity.

Are you making a statement that you can't take fish with a speak scuba diving?"

Councilman Bartunek: "That's been in there for I don't know how many years. That's not something new and when we-- "

Sal Mastropolo: "No. You added in finfish. Finfish is added in there. It wasn't in there before."

Supervisor Cardinale: "Fish with fins."

Councilman Bartunek: "Well, all I'm saying is that when this was reviewed by the committee, by the Conservation Advisory Council, is that they just didn't want the use of spear guns to be used for the taking of finfish."

Supervisor Cardinale: "Moving right along here."

Sal Mastropolo: "Well, let me put it this way. I'm glad that this is only the Peconic Bay Estuary because there's a lot of spear fishing that goes on in the Long Island Sound and it's ridiculous to regulate scuba diving."

Councilman Bartunek: "That's what I thought to tell you the truth."

Sal Mastropolo: "Because I'm a scuba diver and-- "

Supervisor Cardinale: "First of all, how are you going to enforce it?"

Sal Mastropolo: "Well, then, why pass any laws if you're not going to enforce it?"

Supervisor Cardinale: "I have a much more serious problem. On 47-9 what's an E scallop?"

Councilman Bartunek: "That's a-- "

Supervisor Cardinale: "Scallops are actually E scallops."

Sal Mastropolo: "Moving on-- 47-8-- F "

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Supervisor Cardinale: "Yes."

Councilman Bartunek: "47-8 F."

Sal Mastropolo: "This whole section was added in there. It used to be that the DEC requirement was you couldn't take crabs shorter than five inches point to point. My understanding last year was that that was no longer a DEC requirement. You may want to check with the DEC before you add this in here if this is consistent with DEC rules."

Supervisor Cardinale: "Okay."

Sal Mastropolo: "Because you could take crabs less than five inches point to point."

Councilman Bartunek: "That may be the case, Sal, but the people that helped me out with this— now I'm not a fisherman. I have gone out looking for crabs maybe once or twice my— let's not go there. Leave that alone."

Sal Mastropolo: "Well, that's why I stated you may want to check with the DEC to be consistent with DEC rules."

Councilman Densieski: "And his wife's on vacation."

Sal Mastropolo: "Okay, moving right along. My suggestion is you check with DEC if you want to be consistent with them.

1071— the first whereas, says purchase of certain real property located on the northerly side of Riverside Drive. Okay?"

Supervisor Cardinale: "Are you on another resolution?"

Sal Mastropolo: "Yeah, 1071."

Supervisor Cardinale: "Thank God. All right, 1071. That was really deteriorating. Barbara said she had a joke she wanted to tell. I said don't, don't, don't even get near this."

Sal Mastropolo: "It says the northerly side. Okay. That was okay until I got to one of the other resolutions that dealt with this property, okay. 1075 says to sell the property located on the north side of Riverside Drive, so that's consistent, but then you look at the notice of public hearing and all of a sudden now we're talking about Riverhead's fee simple purchase of property located on the northerly and southerly side of Riverside Drive. So my first question is, is the 35 acres the property on both sides?"

Supervisor Cardinale: "No, it's on the north side."

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Sal Mastropolo: "Well, then the notice of public hearing is wrong if the 35 acres is only on the north side."

Supervisor Cardinale: "Okay."

Councilwoman Blass: "Point out- where is the reference to the south?"

Supervisor Cardinale: "What number is it?"

Sal Mastropolo: "It's 1075."

Councilwoman Blass: "Yes."

Sal Mastropolo: "The notice of public hearing."

Supervisor Cardinale: "Right. On the notice itself."

Sal Mastropolo: "Yeah, it says northerly and southerly side."

Supervisor Cardinale: "All right. On the fourth line, Barbara, of the notice, it's property located on the northerly side of Riverside Drive it should read, and southerly should be deleted. I'd be delighted to delete it. All right. Thank you."

Sal Mastropolo: "That was it."

Supervisor Cardinale: "Thank you. Any other comment on any one of the resolutions we're about to consider? If not, we would like to have them called and we would like to consider them. Barbara, would you begin that?"

Councilman Bartunek: "Seriously, Sal, if you go to 47 and you find any other thing that you'd like to comment on, you could email me on 47. I appreciate it. Okay."

Supervisor Cardinale: "Andrea, I'd like to adjourn for a moment the town board meeting."

Meeting adjourned: 8:06 p.m.

Meeting reconvened: 8:08 p.m.

Supervisor Cardinale: "And move to the town board meeting and reopen it and ask that 1052 be called."

Resolution #1052

Councilman Dunleavy: "Town of Riverhead Gateway Estates budget adoption. So moved."

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Councilman Densieski: "Second the motion."

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

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

Resolution #1053

Councilman Densieski: "Town of Riverhead pump out station budget adoption. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #1054

Councilwoman Blass: "Appoints a call in registered nurse to the Recreation Department. So moved."

Councilman Bartunek: "And seconded."

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

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

Resolution #1055

Councilman Bartunek: "Appoints on call assistant recreation leader to the Riverhead Recreation Department. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #1056

Councilman Dunleavy: "Accepts resignation of homemaker and we're sorry to see her go. So moved."

Councilman Densieski: "Second the motion."

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

The Vote: "Dunleavy, yes; Bartunek."

Councilman Bartunek: "Yes. I wish Donna Sinko all the luck in the future. Thank you."

Councilwoman Blass: "Yes. She was a great-- "

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

Councilman Densieski: "Yes. Thank you."

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

Supervisor Cardinale: "Yes. And thank you for her service."

Barbara Grattan: "The resolution is adopted."

Resolution #1057

Councilman Densieski: "Appoints temporary clerks to the tax receiver's office. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #1058

Councilwoman Blass: "Authorizes the attendance of three police department employees to trace seminar. So moved."

Councilman Bartunek: "And seconded."

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

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

Resolution #1059

Councilman Bartunek: "Setting salaries for on call assistant recreation leaders in special needs programs for 2006- should that be 2007?"

Supervisor Cardinale: "Yes."

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Councilman Bartunek: "I think it should be 2007 for the Riverhead Recreation Department. So moved. As amended."

Supervisor Cardinale: "And the setting has an extra T and you are going to add as per schedule attached. With those amendments it's been offered. Do we have a second?"

Councilman Dunleavy : "Second."

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

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

Resolution #1060

Councilman Dunleavy: "Appoints a part time homemaker in the Nutrition Department. So moved."

Councilman Densieski: "Second the motion."

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

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes."

Supervisor Cardinale: "And this will be Virginia Lugo to replace Donna, right? Is that right? How quickly we forget. Something close. All right. Okay so in any event, we're hiring her. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #1061

Councilman Bartunek: "I make a motion to table this resolution."

Councilman Densieski: "Second the motion."

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

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

Resolution #1062

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Councilman Densieski "Is this one also getting tabled?  
Approves plan of Edward Harbes for agricultural worker housing permit to be issued pursuant to Section 108-64.4 of the Riverhead town ordinance. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #1063

Councilman Bartunek: "Authorizes the town clerk to publish and post public notice of public hearing to consider a proposed local law to amend Chapter 47 entitled Bays and Creeks of the Riverhead town code. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #1064

Councilwoman Blass: "This is an authorization to publish advertisement for tractor. So moved."

Councilman Dunleavy: "Did we find out what department this is for?"

Councilwoman Blass: "Recreation."

Supervisor Cardinale: "Yeah. This is for recreation to do the fields and I'm told they actually have an account with money in it so I said good because we're not making any money for you. So they do have the money and they want to go out to bid."

Councilman Dunleavy: "I'll second that."

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

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

Resolution #1065

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Councilman Dunleavy: "Authorizes town clerk to advertise for bid - project No. RDWD 05-57 Carrera property, Wading River. So moved."

Councilman Densieski: "Second the motion."

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

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

Resolution #1066

Councilman Densieski: "Authorizes legal action against the owners, tenants, occupants and mortgagee of the property located at 8 Roberts Path, Wading River, New York. So moved."

Councilwoman Blass: "And seconded."

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

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes."

Supervisor Cardinale: "This is the second in a continuing, we hope, saga of enforcement actions on the safe housing initiative. I think Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #1067

Councilwoman Blass: "Grants the excavation permit as provided by Chapter 62 to Stoneleigh Woods at Riverhead LLC. So moved."

Councilman Bartunek: "Seconded."

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

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

Resolution #1068

Councilman Bartunek: "Resolution and consent approving the dedication of highways known as Hidden Acres Path, Brookline Court, Rivera Court, Maidstone Lane, Inverness Court, Salem Court, Taconic Court, Canterbury Court, St. Andrews Path, Calverton Court and recharge basin (Birchwood at Wading River - Section 1). So moved."

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Councilman Dunleavy: "And seconded."

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

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

Resolution #1069

Councilman Dunleavy: "Accepts irrevocable standby letter of credit of Gruhill Construction Corp. So moved."

Councilman Densieski: "Second the motion."

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

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

Resolution #1070

Councilman Densieski: "Adopts amended fee schedule for electrical inspections under Chapter 52. So moved."

Councilman Bartunek: "And seconded."

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

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

Resolution #1071

Councilman Bartunek: "Authorizes the town attorney to order an updated appraisal and Phase I for property located on Riverside Drive (The River Club) in connection with acquisition of said parcel. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #1072

Councilman Dunleavy: "Authorizes the town clerk to publish and post a public notice for public hearing regarding application by the

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Riverhead Multi-Family Housing Corporation to initiate procedures to dissolve the corporation. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #1073

Councilwoman Blass: "Authorizes the town clerk to publish and post a public notice for public hearing to consider a local law to amend Chapter 101 entitled Vehicles and Traffic of the Riverhead town code (101-8 weight limits). So moved."

Councilman Densieski: "Second the motion."

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

The Vote: "Dunleavy."

Councilman Dunleavy: "Yes. But I think we have already done this but I'll vote yes for this one, too."

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

Resolution #1074

Councilman Densieski: "Resolution and consent approving the dedication of highways known as Gatz Road, Gatz Estates. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #1075

Councilman Dunleavy: "Authorizes the town clerk to publish and post public notice to consider the purchase of a parcel located in the Town of Riverhead located on the north side of Riverside drive commonly referred to as River Club from the Nature Conservancy. With the amendment taking the south side out of the public notice. So moved."

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Councilman Bartunek: "And seconded."

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

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

Resolution #1076

Councilwoman Blass: "So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #1068

Councilman Dunleavy: ". So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. May we have a vote please."

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

Resolution #1069

Councilman Bartunek: "So moved."

Councilman Densieski: "Second the motion."

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

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

Resolution #1070

Councilman Densieski: ". So moved."

Councilman Bartunek: "And seconded."

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

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

Resolution #1071

Councilman Bartunek: ". So moved."

Councilman Densieski: "Second the motion."

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

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

Resolution #1072

Councilwoman Blass: "So moved."

Councilman Bartunek: "And seconded."

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

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

Resolution #1073

Councilman Dunleavy: ". So moved."

Councilman Bartunek: "And seconded."

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

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

Resolution #1074

Councilman Bartunek: ". So moved."

Councilman Densieski: "Second the motion."

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

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

Resolution #1075

Councilman Densieski: ". So moved."

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Councilwoman Blass: "And seconded."

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

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

Resolution #1076

Councilman Batunek "Authorizes the supervisor to execute a site access agreement with Cameron Engineering to conduct testing to determine conditions within the Riverhead--"

Councilman Densieski: "I think you're reading the wrong one."

Supervisor Cardinale: "1076-- "

Councilman Densieski: "It's been changed."

Councilman Dunleavy: "It's been changed."

Councilman Densieski: "Riverhead Renaissance."

Supervisor Cardinale: "Yeah, here you go."

Councilman Bartunek: "Okay, here we go."

Councilman Densieski: "The title has been changed."

Councilman Bartunek: "Authorizes the supervisor to execute a site access agreement with Riverhead Renaissance LLC to conduct testing to determine conditions within the riverfront parking area owned by the town of Riverhead. So moved."

Councilwoman Blass: "And seconded."

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

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski."

Councilman Densieski: "I can't help myself, I have to say this. They're going to hire a company to find out the condition of the riverfront downtown, certain times under water. My feeble attempt at humor. But anyway, I did-- thank you, George. I did read the draft. I didn't notice anywhere in there where it says that there's no expenditure to the town. I would ask the supervisor before he signs it that that does get included because I understand that that is no expense to the town."

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Supervisor Cardinale: "Yes."

Councilman Densieski: "If you would include that in the document before you sign it, I would be extremely happy."

Supervisor Cardinale: "Good."

Councilman Densieski: "And good luck to him. Yes."

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

Supervisor Cardinale: "Yeah. I'll make sure that this is an indemnification to make certain that when they're on our property, if they do any damage, they have to correct it. I'll make sure that it's at their expense."

And this is important because Ed is accurate when he says we're going to verify here— they are here at their expense, whether or not the south side location is a viable location for construction of the buildings proposed by Apollo. So we'll hopefully find that out within the next few weeks. I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #1077

Councilwoman Blass: "This authorizes the town clerk to post and publish public notice for public hearing regarding a local law to amend Chapter 52 building construction of the Riverhead town code to add an apprenticeship requirement on public works projects. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski."

Councilman Densieski: "Yes to the public hearing."

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

Resolution #1078

Councilman Densieski: "Adopts a local law to amend Chapter 108 of the Riverhead town code entitled Zoning site plan review. So moved."

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Councilman Dunleavy: "And seconded. Just one thing-- before we pass this-- before I second it, too, I thought we were going to discuss the fee going up from-- "

Supervisor Cardinale: "Yeah, we did."

Councilman Dunleavy: "-- \$5.00 to 100%."

Supervisor Cardinale: "Well, actually, it wasn't going up from \$5.00. It was going up from-- "

Councilman Dunleavy: "Five percent to 100%."

Supervisor Cardinale: "Five percent of the construction cost to 100% of the site plan-- site improvements. We did-- that aspect was discussed with both the engineer and maybe you can come up, Rick, and report because Rick reported to several members of the board that his response."

Councilwoman Blass: "We were going to ask Vinnie Gordiello-- "

Supervisor Cardinale: "Right."

Councilwoman Blass: "-- what the other municipalities standards were-- "

Rick Hanley: "Right. His initial recommendation was 100% and he has reviewed other municipalities that he's dealt with over his career and typically take 100% site improvements, not building construction, 100% of site improvements. Such that if the site developer does not perform, the board has a letter of credit to finish all of the improvements, not half of the improvements. That's his recommendation and that's how it was always proposed to the board."

Councilwoman Blass: "We also had brought up the issue of access to the property. In the event we had to complete improvements, would we be able to gain access and what he indicated to me was that rather than putting it in the site plan ordinance-- "

Rick Hanley: "It should be in the resolution of approval."

Councilwoman Blass: - it should be-- actually he said he believes that it's in the instrument the letter of credit itself. That if you have to exercise it, that you would be given the right to enter the property. That was the other issue that came up."

Rick Hanley: "Right. That makes sense."

Supervisor Cardinale: "Now, since we'll be sharing site plan duties with the planning board after we pass this resolution-- "

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Rick Hanley: "Yes. You will be retaining the urban renewal--"

Supervisor Cardinale: "Make sure that the planning board, you know, knows that and gets that done that, you know, getting 100% bond requirement is fine, but unless you can get on the property and finish the job, it doesn't do much."

Rick Hanley: "Yes."

Supervisor Cardinale: "And I doubt we're ever going to have to worry about that because we're just going to withhold CO's as John and I have discussed."

Rick Hanley: "We haven't typically called in bonds ever- "

Supervisor Cardinale: "Yeah, it's very rare."

Rick Hanley: "It sounds like an arcane discussion though."

Supervisor Cardinale: "The other thing I wanted to mentioned about this besides the two things that were just mentioned, is there's- the one that we're passing is- has been- and there's been additions to, and I want to make sure we're passing the correct one.

The correct one as I understand it is the one that includes an exception- as an exception the site plans that have already been referred to the Suffolk County Planning Commission as of the date of passage here and to the extent the town board continues as an agency for reviewing, we're also excluding I guess the- we're excluding those that were in the- "

Rick Hanley: "Urban renewal areas."

Supervisor Cardinale: "Urban Renewal District. Is there any other exclusions?"

Rick Hanley: "No."

Supervisor Cardinale: "So the Urban Renewal District site plans and those that have already been referred to the Suffolk County Planning Commission."

Rick Hanley: "Correct."

Supervisor Cardinale: "Okay. Any - there's no other comment, we should- this is the one we're passing so you'll make sure that's the one. Okay, you've got the new one. Let me grab it then and I'll have- John, you want to second?"

Councilman Dunleavy: "I second it."

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

The Vote: "Dunleavy."

Councilman Dunleavy: "With that explanation, I'll vote yes."

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

Councilman Densieski: "I'm still thinking how I'm going to vote for this. Early in the supervisor's first term he brought this up as an initiative and I agreed with him and it kind of languished because we've got a lot of important issues and it kind of died down and I think I was kind of helpful with the small business committee to revitalize it with John on there to get this back in discussion and voted on.

But I'm not for 100% bond that-- "

(At this time, the CD ended)

Supervisor Cardinale: "-- whether we should replace these duties in the hands of the planning department for review of site plan as every other town does and the first speaker says it's a wonderful idea because you have removed it from politics and political pressures that elected officials who have elections every two years.

The next guy said it's a terrible idea because you have removed it from those who are the most sensitive to people-- because they have an election every two years and given it to a board that's five years in term, you know they have a five year term and usually are reappointed.

So I think it will work. We're going with history here. Most of the towns have done it this way and so I'm going to vote yes on 100% site plan.

If that proves onerous, we certainly will look at that again because I don't consider it particularly important. But logically if you want to put a bond up, unless you have 100%, it's going to be hard to complete the job if the guy doesn't. Practically nobody ever has their bonds called. We just withhold the certificate of occupancy until they finish and not being able to use the property is a whole lot more pressure than, you know, having your bond called.

So I'm going to vote yes and hope for good things. We can always reverse it if it doesn't work."

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Councilman Dunleavy: "Supervisor, can I just correct you on one thing/"

Supervisor Cardinale: "Yes."

Councilman Dunleavy: "We're withdrawing the bond and we're adding letter of credit."

Supervisor Cardinale: "Okay, thank you, you're right. We are using a letter of credit mechanism, not a bond, right."

Councilman Dunleavy: "Yes."

Supervisor Cardinale: "Okay. That's the- that was 1076, is that correct? Okay we have 1079."

Resolution #1079

Councilwoman Blass: "Authorization to discard fixed assets. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #1080

Barbara Grattan: "Resolution 1080 is to pay bills."

Councilman Bartunek: "So moved."

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

Councilman Densieski: "Second."

Councilman Dunleavy: "What's 1080?"

Supervisor Cardinale: "That's to pay the bills but we do have another one you know."

Barbara Grattan: "Okay, now we're ready to call a vote for bills."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The bills are paid."

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Barbara Grattan: "Now Resolution #1081 is a proposed request for a leave of absence."

Councilwoman Blass: "Request for a leave of absence from a highway department employee. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes."

Supervisor Cardinale: "And I should mention to the board that I checked with the superintendent of highways and he was in favor of this."

Barbara Grattan: "The resolution is adopted. That's it."

Supervisor Cardinale: "Okay, that's the end of the resolutions to be considered tonight. We'll take comment on any matter within our purview if there is comment to be made. Sal, come on up."

Sal Mastropolo: "Sal Mastropolo, Calverton. At one of the past town board meetings they were talking about finance and they were talking about increasing revenues and I've got a couple of suggestions. I don't know if they're good or not but I'll put them up."

Supervisor Cardinale: "Okay, sure."

Sal Mastropolo: "First of all, can the town add a sales tax to the current sales tax? Can we have a town tax on top?"

Supervisor Cardinale: "No, we cannot but there is an issue which would really solve our problems and that is this county of Suffolk for strange reasons that are historical in nature does not share the county portion of the sales tax, you know the state and county split the sales tax. Every other county, including Nassau County, there is sharing with the towns. (Inaudible) the burdens of the commercial entities, the traffic and the like, they share in the sales tax. We do not.

The supervisor's association of Suffolk County has identified that as a key issue for discussion with the county exec."

Sal Mastropolo: "Well I guess I have to ask the question, what's the difference between— is it because New York City is a city and we're a town that they can have a city sales tax and we can't have a town sales tax?"

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Supervisor Cardinale: "I believe- I'm not certain but my guess would be that only one entity gets to do it and in Suffolk County it's the county. That you can't post sales taxes- the state has a sales tax and then there's a local component. I have not seen and I do not know the situation where you have state, county and city sales tax.

Sal Mastropolo: "New York City has city sales tax on top."

Supervisor Cardinale: "On top of- yeah, but they don't have a county. New York City is a county as well. Manhattan is a county. Yeah, so what I'm saying- "

Sal Mastropolo: "They have a higher sales tax than we have here. Okay. So New York City has an added sales tax on top of whatever the rest of the state--"

Supervisor Cardinale: "Yeah, but- "

Sal Mastropolo: "I mean it's something to look into particularly since the town of Riverhead pays for all of the expense for police and everything for Tanger Mall."

Supervisor Cardinale: "Yeah. You're absolutely right. I will also point out I have looked into this and I know this. That if the town of Riverhead received their proportional share, forget about what we collect, but if we received our proportional share of the 30,000 people that live here, of the sales tax the county collects, 40% of our budget would be handled just by that."

Sal Mastropolo: "Well, this might be easier than trying to collect our proportional share from the county."

Supervisor Cardinale: "I'd love to try it. I'll check it."

Sal Mastropolo: "The next thing is prior to moving down here I lived in Poughkeepsie. Every so often the town police would set up a traffic stop on one of the busier local roads and check for inspection stickers, seat belts, etc., okay, as a source of revenue. You'd be surprised- I've never seen a town cop in Riverhead set up a traffic stop for inspection stickers, seat belts, etc."

Councilman Densieski: "They do it all the time."

Councilwoman Blass: "They just had one on Saturday of this past week on 25 just east of Tanger. Officer Buckley was out there and--"

Sal Mastropolo: "Okay, good."

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Councilman Dunleavy: "They're going to do it the whole month of November, right, chief? The whole month of November. No, most of the revenue goes to the state. And isn't the state paying for these? Yes."

(Inaudible comment)

Sal Mastropolo: "I walk for exercise, okay. Saturday I walked the area from my house up Hulse Landing to 25A, from there up to King Kullen. One-third of the cars that passed me while I was walking, they were on cell phones. One-third of them. Okay? And 25A is a busy road and that was all the way up to King Kullen and all the way back. Every third car was on a cell phone. Okay? Just something."

Another thing. We have bicycle paths. I suggest that maybe we need to put some signs up on the bicycle path that say if you bring it in with you, take it out with you. Okay? There's a bicycle path on 25A from Hulse Landing up to Sound Avenue and up to King Kullen, there were at least two blown out inner tubes laying along the side of the road which means somebody on a bike got a flat, changed their flat and left the inner tube laying there, plus numerous empty water bottles all along the way. Okay?

Now we were talking about litter today. Okay? Well the bicyclists are helping litter.

What else?"

Supervisor Cardinale: "Did you move out of my revenue providers? I must write down the revenue one."

Sal Mastropolo: "Yeah, one last question."

Supervisor Cardinale: "Yes?"

Sal Mastropolo: "Yesterday you had a special meeting."

Supervisor Cardinale: "We did."

Sal Mastropolo: "I had heard it was at 10:00 in the morning and then today when I came in I saw it was at 1:00 in the afternoon. How come we didn't have that subject on tonight's meeting rather than last night- yesterday? Was there a time deadline?"

Supervisor Cardinale: "We had plenty of participation at yesterday's meeting. I tell you we had I think more press there than we do now. But the reason for that is because we had no choice. We had to take action on the budget by November 20<sup>th</sup> and we had to take it yesterday."

Sal Mastropolo: "Okay. Is the budget now available?"

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Supervisor Cardinale: "Yes, the budget is- "

Sal Mastropolo: "Because I picked one up in the office today but it was dated November 8<sup>th</sup>."

Supervisor Cardinale: "That budget is absolutely accurate with the exception of the two votes yesterday which are ambulance budget is \$80,000 more because of expenses associated with the accidents they had this past year including insurance, personnel and legal. And the raises were added to the budget, the \$60,000 item. Other than that, that budget is accurate. The new budget will be filed- the final budget that was passed yesterday will be available Monday morning when the accountant- when the financial director gets back."

Sal Mastropolo: "Okay, one last question. The budget was passed but you still need a resolution to issue the raises, right?"

Supervisor Cardinale: "Yes, January 1<sup>st</sup>."

Sal Mastropolo: "So there is nothing given-- the money's there that- but there's no resolution passed yet."

Supervisor Cardinale: "That's correct."

Sal Mastropolo: "Now will that be a public hearing?"

Supervisor Cardinale: "That will be at a public meeting, the first meeting in January."

Sal Mastropolo: "Okay."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "Thank you."

Supervisor Cardinale: "Okay. Is there any other comment by anybody in regard to any area within our purview? If not, I wanted to say Happy Thanksgiving on behalf of myself and the board to everyone. And this is record time, an hour and 30 minutes, and we did- we honored a host of many, we did six hearings and 45 resolutions, so have a great Thanksgiving. We'll see you next week."

Meeting adjourned: 8:35 p.m.