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Minutes of a Town of Riverhead Board meeting held by the town board of the Town of Riverhead at Senior Citizen Center, Shade Tree Lane, Aquebogue, New York on Tuesday, May 18, 2010 at 7:00 p.m.

**PRESENT:**

Sean Walter,	Supervisor
John Dunleavy,	Councilman
James Wooten,	Councilman
George Gabrielsen,	Councilman
Jodi Giglio,	Councilwoman

**ALSO PRESENT:**

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

Supervisor Walter: "All right. We're going to open— you're awake back there? Can you lead us in the Pledge of Allegiance. I call the meeting to order and if you could lead us in the Pledge of Allegiance, that would be great."

(The Pledge of Allegiance was recited, led by Odell Evans)

Supervisor Walter: "Thanks, Odell, I appreciate it, Odell Evans on the leading of the Pledge of Allegiance."

All right. Can we get a motion to approve the minutes of the town board meetings for March 16 and May 4?"

Councilman Dunleavy: "I offer the minutes of the March 16<sup>th</sup> and May 4<sup>th</sup> for approval. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Supervisor Walter: "Okay, thank you. Town hall reports."

**REPORTS:**

Receiver of Taxes	total tax collection dated May 6, 2010 - \$69,608,952.78
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total tax collection dated May  
13, 2010 - \$72,142,212.55

total utility collections for  
April, 2010 - \$233,779.10

Police Department

monthly report April, 2010

**CORRESPONDENCE:**

Irving Goldstein

letter regarding golf villas at  
Great Rock Golf Course

Dominique Mendez

letter regarding golf villas at  
Great Rock Golf Course

Petition

to retract signatures for a  
public hearing for golf villas  
at Great Rock Golf Course

**APPLICATIONS:**

Special event

Peconic Bay Medical Center -  
Carnival, July 1 thru July 4  
Route 25A Wading River

Special event

P.C. Richard & Son - bar-b-q  
and sale, May 26 thru June 1

Special event

Palmer Vineyard - tent sale, May  
21 thru May 23, Aquebogue

Special event

Carol Joynes - jazz concert  
June 13, Doctors Path, Riverhead

Special event

Old Steeple Church - annual  
Antique Fair, August 28  
Aquebogue

Special event

Riverhead BID Management Assoc.  
4<sup>th</sup> of July weekend celebration,  
July 3 and 4 - Peconic river  
front

Special event

Riverhead BID Management Assoc.  
Boat race - June 27 - Peconic  
river front

Fireworks

Jamesport Fire Department -

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July 10

Parade or Assembly	Combined Veterans Comm. - Memorial Day parade, May 31
Parade or Assembly	Riverhead Community Awareness Program - parade - June 4
Parade or Assembly	Riverhead Fire Department - parade - July 10
Parade or Assembly	National Multiple Sclerosis - bike tour, September 11
Special permit	T-Mobile Northeast LLC - 90 foot metal pole with antennae

Diane Wilhelm: "And that's all."

Councilwoman Giglio: "On the petition to retract signatures for a public hearing for golf villas at Great Rock Golf Course, those are all the signatures that are retracted?"

Diane Wilhelm: "No. There were I believe 12."

Councilwoman Giglio: "Thank you."

Public hearing opened: 7:10 p.m.

Supervisor Walter: "Okay. Yeah, 7:05 having come and arrived, we'll call the first public hearing. This is a public hearing to hear all interested persons with regard to the lateral extension within the Riverhead Sewer District of the Best Western Hotel complex.

I guess Mr. Reichel and Mr. Russo are going to present this."

Frank Russo: "Good evening. My name is Frank Russo. I'm from H2M- "

Diane Wilhelm: "Can I just interrupt a moment? If you could speak as loud as you could because when we take our town board meeting out we often have trouble hearing with our system. I don't know why. So I'm just going to ask everybody when you get up to the microphone, to speak as loudly as you can. I really appreciate it. Thank you so much."

Frank Russo: "No problem. The name again is Frank Russo from H2M. I'm an engineer with the firm.

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An application was made by the Best Western Hotel to connect to the Riverhead Sewer District, a physical connection is necessary.

Just to orient you. Here's the Best Western site and what happened was they tried to get a force main to go around Tanger. It didn't work out for them. So they came to Mike and Mike had a suggestion which was to install a sewer line in the back lot of one of the buildings at Tanger.

We did an analysis and this is the Hilton Garden Inn. On that project we had installed a gravity line that came down and then went to an existing pump station. So now that that line has been installed, to make this connection would be very easy.

The benefits would be that-- also Tanger periodically pumps out their septic tanks so that would benefit Tanger. So we did a study. We determined the cost of this project and let me first say that this is completely developer funded by the applicant.

The total project cost which would again be his expense, would be roughly \$620,000. The flow that would be added to the system would amount to approximately 44,000 gallons per day and the plant does have that capacity.

The total income that would be derived from the no-net nitrogen fund, that fund is used to pay for expansions down at the plant, would add an additional roughly \$461,000. That he would also have to pay in addition to the \$620,000.

Still cheaper than building the sewage treatment plant for 44,000 a day, a lot cheaper.

It would consist of approximately 1,250 feet of gravity sewer and approximately nine manholes. That's essentially the project."

Supervisor Walter: "I understand that part of Tanger, Michael Reichel, one of the best department heads in town, see now I've said that on camera, Michael. You have one of the best departments, I really appreciate that.

Part of Tanger is not hooked up to the sewage treatment plant, as I understand. And this is going to hook up that building to the plant."

(Inaudible speaker)

Supervisor Walter: "All right. So we're picking up a large percentage of that flow. So that's really tremendous. Thank you.

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And this is the new Hotel Indigo (phonetic). The (inaudible) family has made a huge investment in our town and we appreciate it.

Does anybody wish to be heard on this?"

Sal Mastropaolo: "Sal Mastropaolo, Calverton. That \$461,000, is that a one time or is that every year to cover the cost of the 44,000?"

Supervisor Walter: "That's a one time fee. They pay- there are user fees, they pay usage fees to cover the annual operating cost. That's a one time fee which we will use, Mike, correct me if I'm wrong, to pay down the cost of the upgrade to the sewage treatment plant."

Sal Mastropaolo: "Ten years from now when they're still pumping 44,000 gallons a day, what income do we derive from that?"

Supervisor Walter: "You would still get income from them in the form of sewage taxes every year."

Sal Mastropaolo: "Thank you."

Supervisor Walter: "They pay their way, and then some."

Councilman Gabrielsen: "I have a question. How much of that would be paid by Tanger? A small percentage?"

Michael Reichel: "This easement is to go across Tanger's property. So in order for Best Western to hook up, he's agreed to pay for all of Tanger's fees, their connection fee, and their capital improvements which is the installation of the main.

Tanger doesn't have to pay anything for this."

Councilman Gabrielsen: "He had mentioned earlier, Tanger is just going to be (inaudible)."

Michael Reichel: "Right now they're on a septic system which means they have to have their septic tanks pumped periodically so it will avoid that from happening any further. There's no more maintenance to the system. This ties into the sanitary sewer. Plus, it's, you know, you don't have all that water leaching down into the ground water system as well so it takes some of the strain off of that.

And, of course, ground water underflow in that area goes to the Peconic so you see an environmental benefit from that as well and Best Western's flow is the same thing. So all that flow won't be going into the Peconic."

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Supervisor Walter: "Anybody else wish to be heard on the matter? There not being anybody raise their hand, we'll close this public comment portion, leave it open for written comments until Friday, May 28<sup>th</sup> at 4:30 to the clerk's office.

Thank you gentlemen."

Public hearing closed: 7:14 p.m.  
Left open for written comment for  
10 days to Friday, May 28, 2010

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Public hearing opened: 7:14 p.m.

Supervisor Walter: "Okay. 7:10 having arrived and left, I'm going to open the next public hearing which is the consideration of a proposed local law to amend Chapter 92 entitled highways, streets and sidewalks, Article V, timely removal of damaged utility poles on town highways, Section 92-14 legislative intent of the Riverhead town code.

Councilman Wooten, is this your resolution- public hearing?"

Councilman Wooten: "It is."

Supervisor Walter: "Would you like to speak on this, sir?"

Councilman Wooten: "I could give you a brief review. I know there are some members here that would probably speak better on it.

But basically what this is, is if you travel through town you see a lot of telephone poles that have been erected and old telephone poles next to them for years and years.

It's called double wood. It's a situation that's growing all too common, all too prevalent with the utility companies.

So what this law will enact is it will give a 90 day notice to the operator, the owner of the pole, to remove that pole and if they fail to do so, 60 days after they're put on notice, they'll be fined a daily rate of- I think this calls for \$250.00 a day.

It mirrors similar to a Suffolk County legislation they're trying to put through now. This, of course, we'll be the first ones to enact this and I think you're going to see it (inaudible) all over the Island.

It's a safety issue. It's a sightly issue. And Mike Gentron is here, you want to comment?"

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Michael Gentron: "Yes, please. Thank you and thank you, Supervisor Walter and the Riverhead town board for allowing- "

Diane Wilhelm: "Sir, I'm sorry. What was your name?"

Michael Gentron: "Michael Gentron. I want to thank you for allowing me the time to speak before you. I also want to thank Councilman Wooten for introducing this resolution to amend Chapter 92 of the town code to hold utilities like Verizon accountable for (inaudible) old pole conditions and removal of the double pole condition that this creates.

I also would like to ask that you consider an amendment to this to broaden the scope of this, not just from poles that are placed by permit, but to broaden it to all (inaudible) that's on double pole conditions in the town because, quite frankly, if you limit it to just permits, it limits it to waiting for them to have to apply for a permit.

Quite frankly, you can't drive anywhere in this town without seeing them. This would broaden it to any pole that has that condition, to hold them accountable."

Councilman Wooten: (Inaudible)

Michael Gentron: "Exactly. You would have to wait for them to apply for a permit and then go after that one pole. The county is adopting the change and I have actually forwarded that to the office here, so we'll talk more on that."

Councilman Wooten: "We'll certainly put that verbiage in there."

Michael Gentron: "Just a little bit further. Again, as you all know, you can't drive very far in this town to see our streets and landscapes littered with double and sometimes triple woods that have become a blight on our neighborhoods.

This has happened because utilities like Verizon forget that they are a utility and they have a responsibility to get their line crews out in a timely fashion to move their cables and their terminals over to the new poles whenever the old one has been hit by a car or rotted out.

Verizon has complained that doing this work will cut in to their corporate profits. Well, General Motors doesn't get to remove the steering wheels from their cars because it will cut in to their profit margin.

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Quite frankly, it's part of the job and it should be done. With the billions that Verizon makes in profits every year, they should be able to make sure that our towns and our communities are kept safe from the dangers that these broken poles present to us.

So why in need for a bill like this? Well, the PSC refused to do their job of keeping our street safe and upholding the service standards to the public that they serve. They are more concerned with the competition in the tel-com industry.

So I say that there's a need to be a balance between the competition and protecting the public. If the (inaudible) won't do their job, then we must do it for them.

Verizon will give commitments to get back to work removing these poles. They did so in 2006 when there were 8,000 double poles in Suffolk County. Today there are over 11,000 double poles.

Verizon just recently gave new commitments and have already backed off from doing that work. I don't know how sincere they could be anyway with this when they laid off over 50 of our members, telephone line workers in November.

We have over 100 force into the Buffalo area and they are getting ready to force another 50 into Nassau County. It sure sounds like Verizon is getting ready to abandon Suffolk County and the towns that are in it.

It is time for the utilities like Verizon to stop worrying about Wall Street and to remember us here on Main Street. We have a right to safe streets for our kids. We have the right to make sure that our neighbors are not littered with these double broken poles.

If Verizon won't remove this blight on their own, if the PSC won't ensure it, well then we can make sure they do with this resolution."

Supervisor Walter: "Thank you very much."

Councilman Dunleavy: "Thank you."

Supervisor Walter: "Anybody else wish to be heard on this subject? There being no hands, we will close the verbal comment portion of the public hearing, leave this open for written comment until May 28<sup>th</sup>, Friday, 4:30, to the town clerk's office."

Public hearing closed: 7:20 p.m.  
Left open for written comment for  
10 days to Friday, May 28, 2010

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Supervisor Walter: "Okay. Now we have comments on resolutions. Sal, come on up."

Sal Mastropaolo: "Resolution 389. I just have a question. The mileage normal business hours, \$2.50 per mile. Are we paying one way or both ways? That seems a little high. 389, the attachment. The bid proposal sheet."

Supervisor Walter: "Well, this was the bid that they submitted and it's the lowest bid."

Sal Mastropaolo: "But did we look at the mileage rate as well or did we just look at the hourly rates and stuff?"

Supervisor Walter: "I'm not quite sure. I mean what-- why wouldn't we pay them both ways?"

Sal Mastropaolo: "I don't know. That's why I'm asking the question. I mean \$2.50 a mile is pretty high. IRS only allows like, what, \$.48 a mile?"

Supervisor Walter: "It's like \$.54 now, something like that. But I mean-- I understand your point that it's high, but why wouldn't you pay if the person has to drive there, they have to drive back?"

Sal Mastropaolo: "All right. I'm just questioning the price and if anybody asked. I mean, a logical question would be I can understand \$2.50 a mile if we're only paying one way. But if we're paying both ways."

Supervisor Walter: "I understand what you're saying but I would expect you to pay both ways. I wouldn't expect to pay one way."

Sal Mastropaolo: "I wouldn't make that assumption. I would question it."

Supervisor Walter: "I don't know why you wouldn't make that assumption. If you're working-- collecting the mileage with the IRS and you go to a location, you are going to get \$.54 a mile when you go there and \$.54 a mile when you go back."

Sal Mastropaolo: "Yeah. But not \$2.50 a mile. That's my point. All right, we can go onto another one. It just would be interesting to hear the answer."

392, there's no mention of payment or fee. And if the check was deposited. Usually Chapter 90's if they're not non-profits, the

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resolution always includes a statement that the fee was received and the check was deposited."

Supervisor Walter: "I wouldn't know. Dawn, would you know that?"

Dawn Thomas: (Inaudible comment)

Sal Mastropaolo: "393 and 393 is the same comment. There's no mention there either."

Dawn Thomas: (Inaudible comment) "392, sale of wine products. So it would not be non for profit."

Supervisor Walter: "So they would pay. We'll make sure that's done."

Sal Mastropaolo: "Okay. Just for consistency. Usually the resolution if it's a-- if it's not a non profit, the resolution states that the fee was paid and the check was deposited. Okay, 393 is the same comment."

Supervisor Walter: "We'll make sure it's-- Dawn, can you make a note to make sure it's paid. The person that does this is very meticulous so I doubt it got passed her that it wasn't paid."

Sal Mastropaolo: "Okay. 403, this is a letter about LaPlage using the town parking lot down in Wading River. There's no mention of any kind of fee being paid to the town for the use of this town parking lot, number one.

And number two, what about liability insurance, okay, if one of their customers gets in an accident in a town parking lot? Should we be concerned about that?"

Supervisor Walter: "Well, first of all, I can't comment on this because this is my client so-- "

Sal Mastropaolo: "Well, then recuse yourself and let somebody else answer it."

Supervisor Walter: "I'm recusing myself from it. But--"

Sal Mastropaolo: "John, you want to tackle that one?"

Supervisor Walter: "But I will-- Dawn."

Dawn Thomas: "Yeah. There is a separate agreement that this is an extension of the prior agreement which contains all of the terms and conditions of the lease."

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Sal Mastropaolo: "So it's a lease and there's a fee associated? Okay, thank you. Okay, 404."

Supervisor Walter: "What's the question?"

Sal Mastropaolo: "The last- the very last paragraph says now, therefore, it is hereby stipulated and agreed by and between the town of Riverhead and Susan Beal that the sick time sold back, and I emphasize sold back, on 2/19/1998, 10/1/1998, and 11/4/1999 shall be applied towards the accrued time under Article 5 Section 2 of the CSEA contract.

Can you just explain what that means? Sold implies money changed hands, and did she pay back- "

Councilman Wooten: "I can explain better than anyone because I've been through it.

In the CSEA contract you can sell back accrued sick time once you reach a certain threshold, let's say it's 100 days."

Sal Mastropaolo: "Right. And the town pays- "

Councilman Wooten: "Then you can sell them back in lots of 10 or 20 days or whatever you want to sell back during your career.

Now when you retire you have to reach a certain threshold to be able to get what they call scat pay of you know your accumulated- you get paid when you retire.

If that number is 120 they want to make sure that you sold- you did accrue those days, you did sell them back but it should count towards your threshold at retirement. You're not going to get repaid for them, you're only going to get paid for what's left."

Sal Mastropaolo: "That was my- okay."

Councilman Wooten: "I want to make sure there's not- we're trying to encourage people (inaudible)."

Sal Mastropaolo: "That's why I asked the question. Because I figured money changed hands the first time. Thank you."

Supervisor Walter: "Thanks, Sal. Does anybody else wish to be heard on the resolutions? Okay, let's get started.

Diane, are you going to do the CDA?"

Diane Wilhelm: "Okay, I'm going to close the town board portion of this meeting."

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Meeting closed

Meeting reopened

Supervisor Walter: "And reopen the town board portion. And we're on to 373."

Resolution #373

Councilman Wooten: "373 adopts a local law to amend Chapter 101 entitled Vehicles and Traffic of the Riverhead town code, Section 101-3 stop and yield intersections, railroad crossings, parking fields (intersections of Palane East and Palane North). So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #374

Councilman Gabrielsen: "Authorize the town clerk to publish and post public notice of public hearing to consider a local law to amend Chapter 101 entitled Vehicles and Traffic of the Riverhead town code, Section 101-8 weight limits, Wading River Manorville Road Schultz Road. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #375

Councilwoman Giglio: "Adopts a local law to amend Chapter 108 entitled Zoning of the Riverhead town code, Section 108-3 Definitions, floor area. So moved."

Councilman Dunleavy: "And seconded."

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

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

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Resolution #376

Councilman Dunleavy: "Appoints seasonal beach attendants to the recreation department. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #377

Councilman Wooten: "Appoints seasonal lifeguards to the recreation department. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #378

Councilman Gabrielsen: "Appoints a recreation aide II level I to the recreation department. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #379

Councilwoman Giglio: "Sets salaries for 2010 summer personnel for the recreation department. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #380

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Councilman Dunleavy: "Appoints a call in recreation aide I level I to the recreation department. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #381

Councilman Wooten: "This appoints seasonal score keepers to the recreation department. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #382

Councilman Gabrielsen: "Appoints summer recreation program leaders to the recreation department. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #383

Councilwoman Giglio: "Appoints seasonal water safety instructors to the recreation department. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #384

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Councilman Dunleavy: "Authorizes selling of the 2010 resident beach permits by Angelo's Bakery Pizza. So moved."

Councilman Wooten: "I'll second."

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

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

Resolution #385

Councilman Wooten: "Something that doesn't have to do with the recreation department.

Authorize the supervisor to execute an agreement between ENERNOC Inc. and the town of Riverhead. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #386

Councilman Gabrielsen: "Authorizes Albrecht, Viggiano, Zurek & Company P.C. to conduct audit of the records of the Justice Court for the town of Riverhead. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #387

Councilwoman Giglio: "Authorizes the accounting department to pay fees in the amount of \$3,500.00 to Nelson, Pope & Voorhis, LLC for a Phase I environmental site assessment regarding properties located at 103-105, 111, 117, 121, 125-127, 203-207, 209, 211, 221 East Main Street, Riverhead and 31 McDermott Avenue, Riverhead. So moved."

Councilman Dunleavy: "And seconded."

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

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

Councilman Dunleavy: "Yes. This is a bill that wasn't paid last year so we're paying it now. Yes."

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

Supervisor Walter: "I say yes with the same comment. This is a bill from 2009 that we have to take out of our 2010 budget which is already in bad shape. Yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #388

Councilman Dunleavy: "Authorize the supervisor to execute an affiliation agreement with SBI Campus-Melville Campus. So moved."

Councilman Wooten: "And seconded."

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

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

Resolution #389

Councilman Wooten: "This awards a bid for annual diesel maintenance for the Riverhead Water District. So moved."

Councilwoman Gabrielsen: "And seconded."

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

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

Councilman Wooten: "I'll get back to you, Sal, on that 2.50."

Resolution #390

Councilman Gabrielsen: "Awards bid for snack vendors. So moved."

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Councilwoman Giglio: "And seconded."

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

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

Resolution #391

Councilwoman Giglio: "Declares public emergency regarding flooding at Town Hall and ratifies supervisor's execution of agreement with Servpro of Northeast Queens for emergency flood damage remediation. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio, abstain; Gabrielsen, abstain; Wooten."

Councilman Wooten: "Well, I'm going to say yes because I don't want mold in my basement. Yes."

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

Councilman Dunleavy: "I'm going to say yes because this town hall, we have a lot of employees at town hall. We have to get rid of the mold. Yes."

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

Resolution #392

Councilman Dunleavy: "Approves Chapter 90 application of Palmer Vineyards for a tent sale, May 21<sup>st</sup> thru May 23, 2010. So moved."

Councilman Wooten: "I'll second."

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

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

Resolution #393

Councilman Wooten: "Approves Chapter 90 application of PC Richard & Son for a tent sale, May 26<sup>th</sup> thru June 1, 2010. So moved."

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Councilman Gabrielsen: "And seconded."

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

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

Resolution #394

Councilman Gabrielsen: "Rejects bid for playground equipment installation project. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #395

Councilwoman Giglio: "General fund budget adjustment for police department. So moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #396

Councilman Dunleavy: "Ratifies the appointment of part time police officers. So moved."

Councilman Wooten: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "I would just like to say that we sent four officers to the academy, they paid their own way through the academy, they are going to be doing 40 hours of service working with policemen. These are part time police officers. They are not operating motorized vehicles."

I'm told by the chief that they will not be paid more than \$4,000 per year and it's very much needed in order to avoid spending

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overtime for our regular police officers to be on foot duty downtown.

So I vote yes."

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

Councilman Wooten: "Of course, I vote yes. I hope they're in a car."

Councilwoman Giglio: "No. He said that they're non-motorized if they're part time. That's what the chief said. He sent me an e-mail."

Councilman Dunleavy: "So they will be driving police cars if they have them. Yes. Okay. Yes."

Councilwoman Giglio: "Any regular police officers on overtime, too? Okay."

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

Councilman Dunleavy: "I'm going to vote yes because— and I'm going to let them drive police cars, because this is going to save us overtime with our police department which is very expensive to the taxpayers of the town of Riverhead. So these fellows will be taking, working affairs and working everything else where we pay overtime to our police officers.

So I vote yes."

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

Supervisor Walter: "Absolutely. I'm happy to have them. I'm glad that they took the time to want to come to Riverhead and do the police training at the academy at their own expense. And welcome aboard. Yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #397

Councilman Wooten: "This amends Resolution 360 which establishes the standard workday for elected officials. So moved."

Councilman Gabrielsen: "And seconded."

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

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

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Resolution #398

Councilman Gabrielsen: "Authorizes settlement with certain additional defendants in MTBE litigation. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #399

Councilwoman Giglio: "Approves request for parentage leave of absence. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "We'll miss her, Donna, she's going on maternity leave. Yes."

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

Resolution #400

Councilman Dunleavy: "Rescinds award Resolution #813 of 2009 for Peconic Avenue crosswalk improvement project and authorizes town clerk to re-post and republish a notice to bidders to re-bid the Peconic Avenue crosswalk improvement project. So moved."

Councilman Wooten: "I'll second."

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

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

Resolution #401

Councilman Wooten: "This ratifies the appointment of a part time homemaker to the seniors program. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Councilman Dunleavy: "Yes. We're reimbursed by the county for these expenses up at the senior center. So I vote yes."

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

Resolution #402

Councilman Gabrielsen: "Awards bid for East End Arts Council sewer line replacement. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #403

Councilwoman Giglio: "Authorizes the deputy supervisor to execute a license agreement renewal letter with Wadlington Realty Corp. So moved."

Councilman Dunleavy: "Second."

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

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

Supervisor Walter: "Oh, I'm sorry. No, I rescind that. Take that back. Good catch. I'm busy reading another resolution. I abstain."

Diane Wilhelm: "The resolution is adopted."

Resolution #404

Councilman Dunleavy: "Authorizes the supervisor to execute a stipulation with Local 1000 AFSCME, AFL-CIO Riverhead Unit of the Suffolk Local #852. So moved."

Councilman Wooten: "I'll second."

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

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

Resolution #405

Councilman Wooten: "A resolution to pay the bills. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Supervisor Walter: "We have two resolutions coming off the floor, Resolution 406 and 407."

Councilman Dunleavy: "I'd like to bring Resolution 406 and 407 off the floor. So moved."

Councilman Wooten: "Olay, I'll read-- I'll second."

Supervisor Walter: "Okay. 406 authorizes the highway superintendent to sign application for a mining permit for Manor Lane property.

And 407 authorizes-- approves the application-- "

Councilman Dunleavy: "For fireworks at a wedding in Jamesport."

Supervisor Walter: "You know what I have? I don't have the wedding one. I'm sorry. Let's do 406 not 407. Move 406 off the floor."

(Some inaudible comments)

Councilman Dunleavy: "All right, 406 off the floor."

Councilman Wooten: "I'll seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolutions-- both resolutions are taken off the floor. Am I correct? Just one, okay. Resolution 406 is taken off the floor."

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Resolution #406

Councilman Wooten: "Resolution 406 authorizing highway superintendent to sign application for a mining permit for Manor Lane property. So moved."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution 406 is adopted."

Supervisor Walter: "Okay. 407, we're going to move 407 off the floor and that approves the application of fireworks for permit of Jennifer Kudreyko."

Councilman Dunleavy: "Okay, I'd like to move 407 off the floor. So moved."

Councilman Wooten: "I'll second."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution 407 is taken off the floor."

Resolution #407

Councilman Wooten: "Okay, I'd like to move Resolution 407 which approves the application for fireworks permit of Jennifer Kudreyko for her wedding on May 21<sup>st</sup> at 10:00 at Martha Clara. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution 407 is adopted."

Councilman Dunleavy: "Anyone wants any fireworks, just go down on- Martha Clara, free fireworks show."

Supervisor Walter: "All right. I'm going to open the board meeting up for the public comment portion on anything you wish to talk about. Just be nice to us. Come on and step up. State your name and hamlet."

Vasso Patrikis: "My name is Vasso Patrikis. I am from Jamesport and I was reading the paper and you all have a copy of the paper that I have and I sort of got very upset."

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Now the first item- I'm going to address four issues. The first issue that bothered me was when I read in the paper that the supervisor is not a full time supervisor, he's a part time supervisor. I don't know if it's true, you can make your comments later on, but- "

Supervisor Walter: "Vasso, I work 10 to 12 hours a day."

Vasso Patrikis: "Excuse me, let me finish first."

Supervisor Walter: "Go ahead. Part time supervisor, you're trying to do a full time job. You are making \$115,000 plus a car, plus a phone, plus a pension, plus the benefits and I think- and people are often told that you are town hall west, which is your Wading River office. And I think if you're getting paid close to \$200,000 for everything that you do, all this if you add them together, you should devote 100% of your time in town hall, not having your office as an attorney and keeping- because you said it's my client-- before when you were talking you had something that says he's my client. You don't need to have any clients.

You have a full time job and it's your responsibility for all these people that are all here, including me. We are your bosses because if we didn't- the people didn't vote for you, you wouldn't be sitting over there.

So your job should be only town hall. Let me finish and then you make a comment. All right. When I'm talking about your car, I'm talking about insurance, about gas and all these things. If you add them together, I did my calculation in my brain, and I figure \$200,000, close to \$200,000.

Then my second point is why when you had three people in town hall you added your campaign manager Dave Collins and you are paying him \$70,000 plus \$30,000 benefits. He helped you, you help him get a job.

Now, the third one. You hired two political appointees, Bob Kozakiewicz, and James Saladino (inaudible) as a part time attorneys with full time benefits. How is this saving taxpayers money? I can't see that.

Then, the full time attorney with one benefit package was fired, Harold, is still being paid as a private retained attorney. How much more this is going to cost the taxpayers?

If they are part time, they should not have benefits and that's what it was said before.

Now I hope that you will answer all these questions and I want this in writing. I have my address down below."

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Supervisor Walter: "Vasso, I will answer the questions. I am not putting them in writing. I will give you the answer right now. You don't want an answer right now, that is fine."

Vasso Patrikis: "Well, if you don't put them in writing, you have something to hide. Sorry, but if you're not willing to put them in writing- "

Supervisor Walter: "I will answer your questions. Would you like me to answer your questions?"

Vasso Patrikis: "Go ahead."

Councilman Wooten: "What he states right now is public record. You can get the minutes."

Vasso Patrikis: "Huh?"

Councilman Wooten: "You can just get the minutes from this meeting."

Supervisor Walter: "Let's start- we've been through this many times including when you spoke to me- "

Vasso Patrikis: "Well, I'm going with the paper."

Supervisor Walter: "Is it my turn?"

Vasso Patrikis: "Go ahead."

Supervisor Walter: "Okay. We've been through this many times. In fact, you asked me this at the Polish Hall spaghetti dinner while my family and I were eating and I explained this to you. But I'll explain it again.

Yes, I receive \$115,000 a year as the supervisor. I do not have a town cell phone. I pay 25% of my town medical benefits which the previous administration- Supervisor- did not do. So my salary is lower overall than the town supervisor's salary.

I have contemplated turning the car back in but we just had this conversation. If the town were to pay me \$.54 a mile and I would bill the mileage, there's no question, the payment is going to be at least five, six hundred dollars a month to me. It is- I've spoken to the accountant, it is cheaper for me to keep the town car.

The previous supervisor had four brand new cars in six years. I drive his old car. I'm going to drive that old car until it runs up to 140,000 miles and the wheels fall off."

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Councilwoman Giglio: "Then the police department takes it away from you because you're not going to give them a new car and you're going to drive your own car which you offered to?"

Supervisor Walter: "That's right. As far as town hall west, I have many appointments with people that come from the west end and if it's more convenient for them to meet in an office on the west end just like I meet in other offices in other places, I will make my office available to meet with them.

I spend 10, probably an average of 10 hours a day working as your town supervisor. I split- I don't split, I have a three month calendar that is available I guess it's available in the clerk's office, Diane, or it will be available in the clerk's office, and I did not add all the time in but I averaged somewhere, my recollection is somewhere between 45 and 55 hours a week.

I very rarely practice law these days much to my detriment. I work full time as a supervisor and it's my job to take care of the town employees and the town residents. So we don't really practice law. The office is open- not any different I might add to Supervisor Cardinale, because my father is an attorney and Supervisor Cardinale kept his office open and his wife was an attorney, so it really isn't any different.

Let's go to number two."

Councilwoman Giglio: "And I'd just like to say that the supervisor's job is a 24 hour a day, seven day a week job. He is on call and he does not get paid overtime."

Supervisor Walter: "Thank you, Jodi. Dave Cullen was not my campaign manager. Dave Cullen pays- we hired him as a part time employee. He's been made full time on a temporary basis until we get through the engineering for the new building that has to be built for the building department.

He's handling the mold remediation and several special projects. When that ends, he understands that he will be put back to part time.

We hired two political appointees, Bob Kozakiewicz and Jim Saladino. We've been through this before. We took the salary, I hope I explain this correctly so people understand it.

We took the entire salary plus benefits of Harold Steuerwald and we subtracted \$4,000 off of the top of that. Then we went to Jim Saladino and Bob Kozakiewicz and said we will pay you that amount in either salary and benefits or- well salary and benefits.

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They each receive three-quarter medical benefits, not full medical benefits, and they each work 20 hours a week. Where Harold Steuerwald only worked 35 hours a week. So we're getting 40 hours a week for \$4,000 less than we were getting with Harold Steuerwald."

Councilwoman Giglio: (Inaudible)

Supervisor Walter: "It might have been, I don't even remember."

Councilwoman Giglio: "Because— and they were paying 25% of their medical benefits before they came to the town. So their benefit package didn't change from being the former supervisor of the town to when he came to work for the town.

He just wanted the same consideration as being a former supervisor and paying into the benefits that he was paying to come back to work. He didn't want to lose what he already had. So he was doing us a favor by coming back to the town."

Supervisor Walter: "And the final thing, Harold Steuerwald, he resigned from the town attorney's office. He also resigned as outside counsel so— "

Vasso Patrikis: "He's no longer anything."

Supervisor Walter: "He's no longer anything."

Councilwoman Giglio: "He's just finishing up files that he was working on— "

Councilman Wooten: "He wanted to, but he's not willing to (inaudible)."

Supervisor Walter: "You want a written copy of this, you can order a transcript and is there a charge for the transcript?"

Diane Wilhelm: "No."

Supervisor Walter: "Okay. You can have a written transcript and it will be all typed out and that's your written record."

Vasso Patrikis: "Now, the other thing that I had mentioned the other time, you said, no way. I got an e-mail from the, you know, your deputy supervisor, as to increase the limits of making money. You said no way. You had said no way.

I think you have to re-think that because I don't need to work four months to pay my taxes. I— you are trying to get people away

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from Long Island. I'll be forced to sell my house because I cannot afford working four months to pay my taxes. You don't increase- I believe- and another thing I want to ask you and I think all the senior citizens will be glad if I do that.

I'm willing to go from Orient Point to Queens to Rochester, all over New York State. I believe that all the senior citizens that they make less than \$50,000 or \$60,000 a year, they should- we don't say we don't want to pay school taxes. I am for education. I work with education.

But to pay- we pay our dues. I'm 75 years old and I don't think that I have to pay- and have the school determine what I have to pay. They should pay 50% of the school taxes.

Now you tell me where do I have to go? Do I have to go to my councilman- I mean to my senators, to congressmen, to Washington, to Albany? Whatever I have to do I will do it. But I'm going to succeed."

Supervisor Walter: "If you want to lower taxes you have to hit all of them and the biggest one is the school district and I think what the deputy supervisor- "

Vasso Patrikis: "Well, the school district shouldn't be the one that should make a decision that I have to pay 70 or 80 or whatever percent. Who makes the decision that we have to- what percent is it?"

Supervisor Walter: "The school taxes are a percentage of your total tax bill and if I'm not mistaken it's about 70%. Is that right, Leroy?"

Vasso Patrikis: "It's 70%."

Supervisor Walter: "School taxes are about 70% of our tax bill roughly."

Vasso Patrikis: "But I pay my dues all these years."

Supervisor Walter: "What the deputy supervisor said, even if we had raised the exemption it's the school taxes that are- is the problem, not the town taxes. You really need to speak with the school district."

Vasso Patrikis: "No. I don't think the school district is the one that should make a decision, that decision."

Supervisor Walter: "Absolutely the school district should because 70% of what you're paying is the school district."

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Vasso Patrikis: "Yeah, but this- they will not- "

Supervisor Walter: "(inaudible) give you very little savings."

Vasso Patrikis: "No. They will not- I'm sure they will not- everyone that makes over \$50,000 and 70 years old or 65, they should have a choice to pay 50% of the school taxes. I'm not saying that we don't want to pay. I will pay but not- if I get petitions, if I get- believe me, I will get- "

Councilman Wooten: "I'm trying to understand- you want the town to pass a law that you're exempted- "

Vasso Patrikis: "Not the town. I'm not saying the town. I want you to advise me what I have to do."

Councilman Dunleavy: "You have to go to the state. The state is the one who regulates the taxes. So you have to go to the state."

Vasso Patrikis: "Well, I don't care. You figure it out and tell me what I have to do. Because I don't know what I have to do."

Supervisor Walter: "Vasso, we will do everything we can to lower the overall town taxes."

Vasso Patrikis: "I don't want- today, I understand that. But I don't know which way I have to go to succeed that."

Supervisor Walter: "It really is the school district taxes and you would need the state to pass legislation to lower your school district taxes."

Vasso Patrikis: "Exactly. That's exactly what I want to do. And if I have to go to Albany I will go there. Don't you worry about it."

Supervisor Walter: "Talk to your assemblyman and your senator, Assemblyman Alessi, and ask them to pass an exemption for school taxes."

Vasso Patrikis: "Well, I want you to put everything- that down and tell me what I have to do. You can e-mail it to me, they have my e-mail, I didn't write it down. You want it- (inaudible) @ aol.com."

Councilwoman Giglio: "What is it?"

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Vasso Patrikis: "GREEKYAYA6@aol.com. Six, I have six grandchildren."

Councilman Dunleavy: "We'll have our assessor's office e-mail you as to what you have to do."

Vasso Patrikis: "You tell me what I have to do and I'll do it."

Councilman Dunleavy: "Thank you."

Supervisor Walter: "Thank you, Mrs. Patrikis. Sal, step up."

Sal Mastropaolo: "Two easy ones. First of all the reminder over here says that the next meeting is June 2<sup>nd</sup> at 2:00 in the senior citizen human resource center, Shade Tree Lane, Aquebogue. Okay. That's got to be changed.

And I have a question."

Supervisor Walter: "We should put you on payroll."

Sal Mastropaolo: "Do we have senior citizen clubs in town?"

Supervisor Walter: "Yes. They meet here. And- "

Sal Mastropaolo: "Does anybody have a list of them? I mean are they situated by geographic- "

Supervisor Walter: "Judy Doll and they're on line and you can speak with Judy Doll. You're not old enough for that, are you, Sal?"

Councilman Dunleavy: "Fifty-five."

Sal Mastropaolo: "Then I'm old enough, John."

Supervisor Walter: "You know, there's many interesting ones, like the garden club and the homemaker's club that may not even be coordinated through the senior center. But, yes- "

Councilman Wooten: (Inaudible)

Supervisor Walter: "Oh, the senior prom is on Friday."

Sal Mastropaolo: "Right. Okay, thank you."

Councilwoman Giglio: "From four to eight. Senior prom."

Sal Mastropaolo: "I know. My aunt's going to it."

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Supervisor Walter: "Anybody else like to address the town board?"

Councilman Dunleavy: "This is for anybody that's out there. All you have to be is 55 years old to join the activities here at the senior center. So anybody out there who is 55 and wants to have activities here, you just come up here and sign up."

Brian Slack: "Good evening. My name is Brian Slack. I'm from Wading River on Deer Run. I'm here today to voice my dissatisfaction with the apparent track the town has taken with regard to the future expansion of Great Rock.

It's a little disheartening. Great Rock is adjacent— close to my property with the rest of my neighbors on Deer Run as well as on the other side.

The best thing I can say about Great Rock over the past few years is they've been a very, very poor neighbor. My personal feeling is that I don't feel it's the town's job to lubricate the process, to make it easier for them to expand their facilities, the facility itself and the building.

My feeling is that the town job is to protect the quality of life for the residents of the town. For the past years, myself as well as my neighbors' lives have been impacted negatively by Great Rock.

I'm a businessman. I can feel for another businessman who's having trouble but I had a real tough year in '09. I didn't have Mama to go home to run to. They should stand up on their own, stick with the perimeters or parameters that are set forth to them already and move forward.

If they need to adapt, adapt, but adapt with respect to their neighbors and with respect to the town.

I really, really hope that you take into consideration this and the past performance of Great Rock and their past business (inaudible).

My feeling is the business model recently has been based on entitlement and deceit and I think they're very good at that.

My feelings— and I just hope you take that into account and consult your residents about the situation.

And that's it. Thank you."

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Supervisor Walter: "Thanks, Brian. Anybody else like to be heard?"

Michele Andreani: "My name is Michele Andreani and I live on Fairmont- Fairway Drive and I've been here before and I'm happy to say and I'm a person who stands before you who did not vote for you.

If I had voted for you, I would not just feel angry. I would feel betrayed. I feel that you have abandoned me and my neighbors.

We came here last November to question what your agenda was because we're not sure where your interests really lie. Because in fact you not only held fund raisers at Great Rock, you actually had your victory party there even though Riverhead was in litigation against Great Rock for holding non-golfing events.

I don't understand how you can even justify that.

Then you went on, Mr. Walter, I asked you specifically questions and you said that you were not even entertaining any thought of a rental complex being built due to the fact that the planning department had already turned them down because they already maxed out their yield.

Yet here you are entertaining that thought.

My question is what is so special about Great Rock? What makes them so special that you bend over backwards to help them? Many businesses have had trouble and you don't seem to go to the extreme you are for Great Rock. Is it because Great Rock is a great neighbor?

Well let's look at this great neighbor. To begin with they broke the original bylaws by building that monstrosity of a building that is in my, literally, backyard. They have had many blatantly loud and obtrusive parties that violated ordinances that did not stop until the lawsuit was filed against Great Rock by the town of Islip- of Riverhead.

The original covenant also stated that they would only have golf related events but for years they have had many non-golf affairs. And in fact they've booked 85 events already in the tent from now until the holiday.

This is from a company that is going out of business in the next three months? Are they taking people's money under false pretenses? No. Because they are going out of business. They are going out of the golfing business.

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They are now trying to get into the restaurant/catering/landlord business with even outrageous- whatever outrageous thing they could come up with to make money with no regard for anybody else in the neighborhood.

These rental- if these rental complexes are built, where will the waste management building that they need, where is it going to be? Are the people that are now chanting how wonderful Great Rock is, are they going to be willing to have it built up against their fence? Not mine. I don't want it on my fence.

And what else is in store? I find it extremely egotistical that the town is willing to help take over the golf course when they can't even keep open the parks. And a few months after they're built, either the town starts to rent it to anyone because nobody- I mean the golf business is no good. So you have to have a golf to get into this- what is this, a golf membership but they're not doing that, so they're going to start renting it to anybody, people with children that means higher school taxes, more busses, traffic, the possibility at one point they might even open up government housing to be an option.

But wait. Why don't we just give it back to Great Rock which would probably be an option so they get everything they've wanted and they walk away and we get screwed.

In fact, I feel we've gotten so screwed even though they did offer us a (inaudible). And that's saying a lot. Because I work for the state and contrary to popular belief we do not make \$64,000 a year. Mine is way less.

My home is part of my retirement fund. And what the Great Rock is proposing will affect the value of my home. I- when will enough be enough? That's my biggest concern. When are you going to take into consideration what all of us want, not just the friends and the employees of Great Rock.

If you are so willing to help Great Rock because of their financial downfall, that the whole country is going through, will you give me the same help? Will you help me get the difference that my house was worth five years ago and what the- when they start all this stuff, how it's going to depreciate more when I sell my house? Because I'm going to have to sell my house. I can't live there any more.

I don't want to live in a town where they take my tax money but then they turn around and they ruin my home."

Supervisor Walter: "Anybody else like to be- speak on any matter before the town?"

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Councilwoman Giglio: "I would just like to say for all of the people that are here on the Great Rock matter, nothing has been decided. Great Rock has come to us just as you have come to us tonight and asked us to take certain things into consideration.

They've asked us to have a public hearing about it to figure out the different options that may be available to them if they abandon the golf course and they would build residential houses versus a golf course or which they might be able to do. We're looking for a determination there. But a public hearing will be held. All of your voices will be heard and a decision will be made.

I don't believe in bailouts either, so we will as a board collectively take in all the information and make a decision. But a decision has not been made."

Jean Marie Krauss: "My name is Jean Marie Krauss. I also live on Fairway Drive. I'm one of the original homeowners, 11 years (inaudible).

It's interesting you should say that because we hear you are the ones that are guiding them to request this open meeting which shouldn't even be taking place. There's really no need to discuss what's in the original covenant is that they can't have it.

And while they're whining about their finances, has anybody bothered to review their audited certified financial statement to see if they're really in that bad shape?"

Supervisor Walter: "Let me just say I'm not going to take one step. I have a list of every corporation that Great Rock uses out of that facility and I have told them that I want three years certified tax returns. Our financial administrator is a CPA familiar with taxes and I want full access to their bank records and until they do that, I'm not even interested in entertaining anything. So the answer is they haven't given it to us so- "

Jean Marie Krauss: "Then why are we entertaining an open discussion about it and why are you encouraging him to walk around?"

We hear that you encouraged Paul Elliot to go around with his petition. All it's doing is dividing neighbors to the point is that it's getting very unpleasant to live there."

Councilwoman Giglio: "Just as you have indicated to me that Great Rock is what it is, I have heard from several of the community members that when they bought their property, they bought knowing that they were going to be living around a golf course."

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Jean Marie Krauss: "And a golf course is a fabulous idea until they overexpanded and that's what they're doing. And at what point does it stop?"

Councilwoman Giglio: "Okay. So now when Great Rock comes in and says it might be more profitable for us to eliminate the golf course and build 35 or 40 single family dwellings and we may have to under the yield and the density that they're entitled to if they abandon the golf course give them those 35 or 40 houses that the people that live around a golf course community are concerned that they're going to lose the open space that they have with the golf course and there are other people that say we'd rather see it as a golf course.

But we- I mean we have to have a public hearing to hear both sides. We have to hear from our town attorney as to what it is that they can do. Can they abandon the golf course and build 35 or 40 houses without us saying a word?"

Jean Marie Krauss: "No. It's in the original covenants. No. We're asking you to respect the original covenants, just read it."

Councilwoman Giglio: "I have read it."

Jean Marie Krauss: "We all read it before we even purchased years ago. That's why we purchased."

Councilwoman Giglio: "And it says that if it remains a golf course that all the density will be taken off the property. That's what I'm told."

Jean Marie Krauss: "And if the golf course failed, it reverts back to open space which is why we chose to buy. Not because they were going to build up housing, catering halls and everything else."

(Inaudible comment)

Dawn Thomas: "The covenants say if the golf course is built, there would be limited to 140 lots (inaudible). So the question would be whether there was any yield left on the golf course and that's a question that would only be answered through SEQRA process because that's how you got to the golf course and 140 units in the first place.

And I think- I don't know if you were talking about a public hearing or a public meeting, but I think if you don't mind me paraphrasing what the board is sort of saying is that it's viewing the neighbors as stakeholders, as people in the neighborhood who have an interest in what happens at that golf course because their houses abut it.

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So I think they just want to hear from what I'm understanding, the neighborhood- if there's a consensus as to what you would prefer fallow, open space, golf course, or something else and, you know, they can go from there."

Jean Marie Krauss: "I thought the 140 units were built. That's how houses (inaudible)."

Dawn Thomas: "Yes. If the golf course is built, if they decided to abandon the golf course, there might be additional- there might and I'm not saying there's any guarantee that that would be the case, that it would be the SEQRA process that would generate that answer. There might be some ability for them to build on land that would have been the abandoned golf course."

Jean Marie Krauss: "I see. And the council feels they still needs to (inaudible) this? I mean we feel we're not getting a fair shake. We feel you're showing so much favoritism towards them."

Supervisor Walter: "It's interesting you say that because the way I look at this is they are coming to us hat in hand, that there has to be a public benefit and I've thrown one thing out there. Give up the golf course to the town. Not that we'd own it or run it. That's not what my intention is."

But I want a public benefit. I want them to feel the pain of what they're asking the residents to endure and it may be that turning the keys to the golf course over is that. I may be something else. But there has to be public benefit for us to even consider what it is.

I don't know what that is but I can assure you this is not going to be some giveaway. This is going to be where they are really going to have to think hard about how do we satisfy the residents and my concern is not necessarily to hold a public hearing, but it would be nice to have a public forum where we could discuss this.

But don't be so quick, Miss Andreani, you might vote for me next year. Don't be so quick to determine that I'm in Great Rock's back pocket."

Jean Marie Krauss: "Well, you've got a lot of us to convince for that vote. Thank you."

Councilwoman Giglio: "What was your name again?"

Jean Marie Krauss: "Jean Marie Krauss."

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Councilman Gabrielsen: "And I'd like to point out also that absolutely my first concern will always be the residents. How this plays out, you have to be satisfied first, not them."

Patty Slack: "Hi. I'm Patty Slack. I live on Deer Run. And I went out with my dog and I talked to some of my neighbors because I know how I personally feel and I hadn't read anything yet. It seems that they came around with petitions before we read anything in the papers about what was going on at least before I did. And actually my neighbors, too. Because after we all talked after I actually had Walter and Paul come to my house and I knew a little bit was going on because I know some people that live on Fairway. I know some- I know everyone that lives on Deer Run and even South Farm.

So I kind of had an idea of what was going on when they started to talk to me. I don't think they realized that because they started to say some mis-truths to me which already right away made me say, um, you know, I don't know what I'm going to believe that they're going to say next.

And he didn't show me the petition but they started to tell me that wanting to build a bigger restaurant, I think, don't quote me, I think they said two catering halls, they wanted to expand and with that I said to them, how I felt.

I live on Deer Run in the center of the neighborhood. I'm smack dab in the middle, pretty far from Grear Rock. I can hear the band, God's honest truth, in my house. How the neighbors, I feel so sorry for you, how she could ever stand. I'm in my pool I can hear it. How anyone could stand it. How they could expect anyone to live like that is beyond me.

And I think that if the board went there just once and heard their weddings going on, you'd agree. Nobody could live like that."

(Inaudible comment)

Patty Slack: "Nobody could live like that. Let me just tell you- "

Supervisor Walter: "Do you know where I live? I live in Lewin Hills on the backside of the golf course. Do you think I don't hear it?"

Patty Slack: "So you must hear it, right."

Supervisor Walter: "I hear it."

Patty Slack: "So you know."

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Supervisor Walter: "I know exactly what you're talking about."

Patty Slack: "Well, I said this to Mister-- Walter is his name and Paul, I said to them. I said to them I have to be honest with you. I don't know how the neighbors stand it over there. I can hear it here and with that he got very angry and I told him that I would not sign because I felt for my neighbors and that I felt that to add to what he's already got and I feel that he's already taken advantage of, I wake up Thanksgiving week to the sounds of gunfire because their members shoot guns over the pond there, whatever they have there, they're allowed because it's a body of water or whatever. So every morning we wake up at 6:30, the week of Thanksgiving. They've been a very poor neighbor.

We have East Wind. I love East Wind. They do everything at East Wind. What's going to happen when say Great Rock does get to expand? What happens to East Wind? Now their weddings are going to go down, now they're not going to get so many people in the restaurant. Now their business is going to be hurting. Do we go save them? You know. I think it could get out of hand.

And I'm just asking the board to consider that. I do know every neighbor in Deer Run. I have spoken to quite a few. We have the neighborhood watch over there, I'm the captain of that.

And every one I've spoken to which so far has been 11 families have said they didn't know what they signed. They're sorry they signed it and they would sign something to say that they don't want it. And I can assure you, I could probably get 50 of the homes that are going to say the same thing.

That's all I want to say."

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

Linda Nemeth: "Hi. My name is Linda Nemeth. I live at 9 Black Pine in Calverton. I would just ask the board that you truly consider all of the people who came out here for the beauty of this land and the areas they now live in.

They came knowing there were golf courses, knowing there were certain commercial endeavors but they also knew that there was a town plan. And that town plan seems to be eroding because in the efforts to get business to come to town, we're moving everything on to 58. We're never going to get anything downtown if 58 becomes so huge I don't see how we will.

But also the fact that-- "

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Supervisor Walter: "Oh, we will."

Linda Nemeth: "I hope so. I truly hope so. But my feeling is that in all these residential areas there's this pressure to put strip malls, to change the whole flavor of what this town and what the north fork stands for.

I certainly hope that you can overlook or not overlook but look over that whole town plan, look at what the residential areas are and what holds all the people whose life savings are in their homes right now.

Thank you."

Supervisor Walter: "Thank you. Does anybody else wish to be heard on the subject or any subject? All right. Can we have a motion to adjourn?"

Councilman Dunleavy: "I make a motion to adjourn."

Supervisor Walter: "All in favor?"

Collective response: "Aye."

Supervisor Walter: "Thank you very much for coming."

Meeting adjourned: 8:20 p.m.