

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead, at Town Hall, Riverhead, New York, on Wednesday, November 6, 1996, at 7:00 p.m.

Present:

James R. Stark,	Supervisor
Victor Prusinowski,	Councilman
James B. Lull,	Councilman
Mark A. Kwasna,	Councilman
Otto Wittmeier,	Councilman

Also Present:

Barbara Grattan,	Town Clerk
Robert Kozakiewicz, Esq.,	Town Attorney

Supervisor Stark: "We have several things we have to do before we start the regular Town Board Meeting and, Sid, if you would lead us in the Pledge of Allegiance tonight, President of the Wading River Civic Association."

The Pledge of Allegiance was recited

Supervisor Stark: "Thank you, Sid. There are some more seats up front here. If everybody will squeeze in like you do in church, maybe we can get a few more sitting down."

The first thing we are going to do tonight, through our Recreation Committee, we make awards. Kelly, if you would come up and explain to our audience. You are working to a packed house."

Kelly: "Hi. I'm Kelly from the Recreation Department and what we are going to do tonight-- every year the Recreation Department has an annual Halloween Poster Contest. So we just want to recognize the winners of that contest and give them their awards tonight."

Supervisor Stark: "I'll do the reading; you do the distributing. We will start with the third grade. Third place winner from the third grade is Bethany Tuthill. Is Bethany here? Is that yours? Why don't you show it to us? If you would stay up here with us, just go over there and then we'll get the whole group."

Third placewinner fourth grade, Leena Peters-Vitto. From the fifth grade, Kayleigh Van Vliet. These are tough names. And from the sixth grade, Diane Weiss.

Second place winners from the third grade, Paul Mangine. Okay. From the fourth grade, Mike Stepnoski. Okay. They go for the good stuff first. From the fifth grade, Matthew Cook. I knew these guys would come across sooner or later. And the sixth grade, Shannon Curley. Is Shannon here with us? We'll make sure that Shannon gets it.

And the first place winners-- if you guys would just kind of squeeze on down, that's it. Down there by Mr. Lull.

From the third grade, Patty Kroell. That looks pretty fancy. And from the fourth grade, Katherine Burns. And from the fifth grade, Patryk Loszewski. Did I get that one right? And sixth grade, Amanda Atkinson. Okay. Ladies and gentlemen, there they are. If any parents would like to take a picture while they are up here, grab them now. If not, I would like to congratulate all of you and we look forward to you coming back again other years as the pictures and posters get better. Thank you very much. Thank you, Kelly.

Also what you are seeing is a little apropos tonight with the size of the audience and what they may be here for. Several months ago one of our esteemed residents entered our Councilman's name in for Person of the Year. I would like to call Kevin from Walmart. It does not mean that Walmart is coming to us. We do not pre-judge this."

Kevin Bell: "Good evening. My name is Kevin Bell. I'm here representing Walmart. I'm here this evening to present Victor Prusinowski with the 1996 local American Hometown Leadership Award. Victor is one of 250 American leaders across the nation which have been selected for their community effort in their local communities. At this time, I would like to present him with a \$1,000 check which is an economic development grant for the Town of Riverhead."

Councilman Prusinowski: "I would like to thank Walmart on behalf of the town. We are going to take this check and put it into the Suffolk Theater restoration fund account which we are restoring

our theater in downtown Riverhead. I do want to point out that Walmart did give out over \$650,000 nationwide and we went to Washington, Mark Kwasna and I went to the convention and a lot of community leaders around the country who only represent small towns like Riverhead and cities who are eligible for this award and some of the things that they did were really outstanding. So it's a real honor for me to receive this award and I thank you very much.

In addition, I would like to bring up Steve Haizlip, who's here already. Steve and I have been really serving together in town for a long time. He's been coming up to the microphone and when I was in Washington I know he's a loyal American and a great community leader and the-- I asked my Congressman, Michael Forbes, to fly a flag over the capitol for him so on behalf of Congressman Forbes and the Town Board this is certified that the accompanying flag was flown over the United States Capitol on September 16, 1996, at the request of Honorable Michael P. Forbes, member of Congress. This flag will be presented to Steve Haizlip, community leader, Town of Riverhead.

And he got all dressed up in his nice tonight, so-- and Steve, tonight you can have all the time you want at the microphone."

Supervisor Stark: "Steve, would you like to say something? Maybe we can get some of your words out early."

Steve Haizlip: "I was in the bedroom one morning riding my bicycle. I have to daily exercise on account of my heart condition. Mr. Harvey came on and said if you know anyone in town politics in your community that is deserving of an award, call this toll free number. So I jumped off the bike and went over and called the toll free number. I said well, that's the end of that. All of a sudden, in the mail, here comes the paperwork. Well, I came down, got a hold of the Town coordinator and said let's make this up, I want to nominate Vic. I don't know if it will come to reality or not but it did and so I put it in and (inaudible) \$1,000 it might help. And what I did for the theater down here to get it-- I'm glad I did."

Supervisor Stark: "Thank you. I think you made a mistake, that's for \$1,000,000. Thank you very much. Is the Labor/Management Committee around? Every year, or every quarter we offer and recognize

an Employee of the Quarter. This is an employee who, in fact, is nominated by their fellow peers and the people you are seeing coming up here. Is Jack here? Where is Jack? Oh, here comes Jack. This makes up our Labor-- part of our Labor/Management Committee and I guess I'll led Madelyn-- she's kind of been the announcer in the past and we will let you take over from here."

Madelyn: "Thank you, Mr. Stark. As the Supervisor said, the Labor/Management Committee is very proud of this program because it gives us an opportunity to honor exemplary employees. And we are happy that the nomination tonight came from the Accounting Department, of which Mr. Hansen is the Department Head and our winner is Janet Griffing, and she is being accompanied down here by daughter, Melissa, her husband is shy and will not come down. So, Janet, and would everybody join me please in giving her a real round of applause. Janet, Jack is going to present you with the proclamation from the Supervisor."

Jack Hansen: "WHEREAS, it is both proper and fitting that the Town of Riverhead recognize the outstanding service of its employees; and

WHEREAS, in order to provide a mechanism to recognize these employees and at the recommendation of Labor/Management Committee, the Employee of the Quarter program has been established; and

WHEREAS, Janet Griffing has dedicated herself to the service of this government and its citizens in the Town of Riverhead's Accounting Department; and

WHEREAS, her service, courtesy and attitude have exemplified the highest ideals in the expression of public duty.

NOW, THEREFORE, I, JAMES R. STARK, as Supervisor of the Town of Riverhead, do hereby proclaim November 6, 1996, to be Janet Griffing Day."

Madelyn: "Janet will also receive a gift certificate from the (inaudible) Inn for dinner or lunch. Additionally, you will get a \$100 savings bond and we have a new addition, you get a day off. So congratulations."

And I just want to say on behalf of Janet, and I don't think he'll mind, I've never seen so much support from co-workers. Thank you. Sure, members of the Labor/Management Committee are Maureen Magan, Diane Stutky, Jack and Otto Wittmeier, and myself, Madelyn Wendlewski. Thank you everybody."

Supervisor Stark: "Thank you. Janet, would you like to say anything?"

Janet Griffing: "I am honored to receive this award and I would just like to thank Labor/Management Committee and Mr. Stark and the members of the Board, my wonderful co-workers in Accounting, and my very good friends, and especially my boss, Jack Hansen, for nominating me as Employee of the Quarter. Thank you."

Supervisor Stark: "Okay. I believe there are some more seats available. If everybody would just kind of move towards the center. If somebody would like to have a seat, there are several up front here. Is everybody bashful? Just like church. There are three up front here. Charlie, you are kind of blocking that aisle. Why don't you come up? There's three seats right up front here. Charlie, sit it. I'll get you up front. We'll keep the aisles open."

Is there a-- the first thing, I would like to congratulate Otto Wittmeier, who won election to finish out my term last night. Otto, congratulations.

Is there a motion to approve the Regular Town Board Meeting of October 15th and the minutes of the Special Board Meeting on October 1st and October 25th?"

Councilman Lull: "So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Madam Clerk, Reports, please."

REPORTS:

Riverhead Police Dept.	Month of July, 1996
Riverhead Sewer District	Discharge monitoring report for the month of September, 1996
Town Clerk	Monthly report for October
Receiver of Taxes	Collections report for October
Bid Opening	Snow Plow Parts and Spreader Parts. Five bids were received and it was opened on October 16
Bid Opening	Lincoln Street Highway Improvement. Opened on 11/1/96. Seven bids were received

APPLICATIONS:

Parade Permit	Jamesport Fire Department for annual Halloween parade
Parade Permit	Islandwide Runner on 12/8/96, rain date of 12/15/96 to assemble on Lines Road, east on Mill Road, turn around and return to Lines Road

CORRESPONDENCE:

Petition	Homeowners on Midway Drive, requesting the Town take over Midway Drive
Anthony Brown	Requesting that the town take over Midway Drive
Peconic Paddler	Writes that it is inappropriate

to give Okeanos more money. He would like to use the Tanger \$950,000 donation to help downtown Riverhead come back to life

John Fields, General  
Manager of Ramada East End

Notifies town of the negative impacts that the proposed Town Code Amendment permitting Country Inns would have

Louise/Elaine Cork

Thanking Supervisor Stark and the Riverhead Town Board and all who were involved, for the excellent job done on the new bulk heading and docking facilities on the Peconic River

Lynn M. Nyilas, The  
Place for Learning

Writes regarding the Riverhead 1997 Community Block Grant that they requested

Susan H. Reusch

Sent a copy of Dan's Papers which had an article entitled, Peconic County: Another Side

25 post cards

Supporting Project Calverton's Mid Atlantic Race Complex

Riverhead, Jamesport  
Wading River & Manorville  
Fire Districts

Request the addition of a Fire Marshall's position be added into the Town's budget

Petition - Riverside  
Gymnastics Academy

Informs the Town of Riverhead of dangerous conditions in the parking area at the property on County Route 105/Cross River Drive

Katherine Y. Williamson

Writes in opposition to the proposed motel and restaurant on the Helen Dries property

Save the Peconic Bays

Thanking John Reeve for his assistance in the fourth annual Hands Around the Bays beach cleanup

Steven S. Halsey,  
Councilman of the Town  
Southampton

Congratulates Police Chief Grattan and the entire Riverhead Police Force on the success of Operation Save Our Streets

Town of Southold

Notice of a Public Hearing

County of Suffolk

Two notices of enactment and a notice of local determination

Supervisor Stark: "Thank you."

Public Hearing opened 7:26 p.m.

Supervisor Stark: "Let the record show that the time of 7:26 has arrived. Would the Clerk please read the notice of Public Hearing?"

Barbara Grattan: "I have affidavits of publishing and posting both in Suffolk County Life for two consecutive weeks and Newsday for five consecutive days of a public hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:10 p.m., on Tuesday, November 5, 1996, to hear all interested persons who wish to be heard regarding the condemnation of property located at Edwards Avenue and Riley Avenue, Calverton, reputed owner, Daniel G. Donohue, Jr. and Lilco for the purpose of use as a recharge basin and associated drainage improvements."

Supervisor Stark: "That's D-O-N-A-H-U-E. We will take the first subject first. Is there anybody who would like to make comment on the first Public Hearing of changing Chapter 108-Zoning to allow country inns? Sid, I am sure you want to get us started."

Allan Wright: "My name is Allan Wright. I own the Wading River Motel. And I guess my major concern is to the Town Board, is interpretation of an inn. I just saw this now-- to not more than 14 rooms, two stories. And if they bring this exemption now, in

lieu of the fact that most of your hotels-- major hotels, motels in Suffolk County have emerged from bankruptcy and reorganization in the past seven years, occupancy rates being between 47 and 57%, regardless of what you read in the journals. The reality of it is, the last seven years have been very bad for business.

Now to make this exemption at this time, I wonder if the Town has any reservations of the fact that they may be negatively impacting the businesses that already exist and have been paying to the taxes to the town for quite a long time. And in the past 10 years, the last 15 years, my taxes have gone from \$8,000 to \$31,000 and next year with the new school budget will be \$33,000. Now, I'm a responsible citizen; I've been paying my taxes and I think I've been betrayed a bit by the Town Board. By reinterpreting an inn when it's not necessary for this particular establishment, the East Wind Country Inn to have an inn, they are a catering service whose people can be taken care of with the facilities that now exist in the Town of Riverhead.

You haven't done much for the tourism in the past with the allotment of things like Tanger Outlet or the water park, although I appreciate the fact that they are there. They tend to be day-tripper organizations. People come out to them but do not stay overnight. They also don't tend to-- I don't see too many people from the water park patronizing the local businesses in town also. This is true for the Ramada, this is true for me, this is true for the Best Western. If we were flush and with a 90% occupancy, there wouldn't be any argument. We respect Ken (inaudible) of the East Wind Country Inn. We think he's done a fabulous job in what he's done and we realize he is also a good taxpayer to the Town. And we also realize that if he puts up a building of 45,000 square feet or more, this is going to be another tax revenue for the town.

But we cannot-- we don't need this competition at this moment. Unless you know that something very good is going in to the Calverton facility, which will help the area-- our type of business in this area, I think this might be a mistake by the Town Board to give this exemption at this time."

Supervisor Stark: "Thank you very much. Is Rick out there in the hallway? Rick, why don't you come in here so you can be in here with us, if you would please. Yes, Sid."

Sid Bail: "Sid Bail, President of Wading River Civic Association. I'm not here speaking against the country inn. I talked to Mr. (inaudible) in Wading River, and he has run a beautiful operation and I anticipate that if this became a reality, it would be a very nice operation.

However, I am a little bit concerned about what this could lead to. I am concerned about, for instance, how many of these country inns-- how they would be distributed throughout the various hamlets that make up Riverhead. I am concerned about what these things would look like. How would these look in comparison to quote a motel. And there is a provision that's interesting in here, the 21 day provision. I think I understand the intent that there wouldn't be occupancy beyond 21 days, but how would this be verified and how would this be enforced?

So there are some concerns. And, also, could these country inns be placed in areas other than in CR districts? I know there was some discussion about bed and breakfasts, etc. Could some country inns start showing up in various areas? Maybe Mr. Hanley will address all these concerns, but as I said I'm not here against the concept. I have a lot of questions."

Supervisor Stark: "Thank you, Sid. Is there anybody else? Yes, sir?"

John Fields: "My name is John Fields. I'm a resident of Wading River and also the general manager at the Ramada Inn here in town. And although I find it very encouraging the success of the catering halls in the area, I do think that it would be a mistake to change town codes to accommodate a country inn or a growth over in that area. And I ask that the town consider two points. One is that basically a country inn is associated with a bed and breakfast. Usually there are about 15 rooms or so. You can look at Rams Head Inn or the Maidstone Arms, the 1770 house and things like that. Fifty rooms is a hotel, no matter how you cut it. And to increase the supply of rooms in this area right now would just be detrimental to the market and probably to the town.

If the demand were there for more rooms, then the Ramada would probably be running a higher occupancy than 59% on an annual basis.

The second point is that a country inn or a bed and breakfast for that matter is probably typical for an area like Wading River. But a 50 room hotel is definitely not. A hotel of that size should probably be closer to the attractions that now exist in Riverhead and the attractions that are hopefully to come to Riverhead.

And probably the last thing that that Sound Avenue/25A area needs is more traffic, which definitely a 50 room hotel would generate.

A 50 room property should probably complement the growth of Riverhead down this way, the town, and not really on the outskirts of Riverhead.

So I ask that you think again about changing the town codes. The market for the lodging industry right now is in balance and to throw another 50 rooms would throw it off balance. I can tell you -- I'm sure some of you know that it is hard sometimes in the season to get a room in this area, but there are probably those nights I can probably count on one hand. So five or so nights out of 365 nights wouldn't warrant 50 more rooms in this area. So to build a 50 room country inn at this time, again, would probably be detrimental to Riverhead. I mean Riverhead is on an upswing. We are looking to clean up the streets and I think that 50 rooms would only encourage more Social Service housing. Some of the motels in the area have hung that way only to survive. And I don't think it would be a good idea.

All the energies that are being put forth right now to better Riverhead would all be defeated if we do something like that."

Supervisor Stark: "Okay, thank you. Anybody else? Kenny? Just bend that mike down, Ken."

Ken Abruzzo: "Thank you, Jim."

Supervisor Stark: "I want to introduce our new town attorney, Manning Deer, on the crutches. He is going to learn how to run from here to his car."

Ken Abruzzo: "Ken Abruzzo, from Young & Young, Land Surveyors. I would like to say on the country inn that this amendment to the

code would be a good thing and it would allow the Town of Riverhead, specifically the country rural zone, some flexibility in design. I've heard some things tonight that there's not need for 50 rooms. Somebody called it a hotel. I don't know that many hotels or motels will come in on a (inaudible) or a commercial venture for 50 rooms.

This is specifically designed to keep the project in a small fashion. I think the traffic is already on Sound Avenue and the traffic is already in Wading River. And there are tourists that come out and go tomato picking, vegetable picking, fruit picking. They enjoy the north fork and there's not a lot of places on the north fork on the Sound Avenue, on that corridor, for people to stay. I think this country inn with a limited time period for stay, people with the catering business in the vicinity, with the tours would be a good asset for the community and for the Town of Riverhead. Thank you."

Supervisor Stark: "Thank you. Rick, just for the edification of the audience, would you give us a quick summary of the, what is that, country rural business, and the possible uses that would be in there versus what the applicant is asking to change to?"

Rick Hanley: "The proposal this evening is to amend the CR District to provide for a new use which is country inn. Presently we do not have a definition of country inn in the audience.

Business CR is essentially a retail district. It allows for general retail. It exists within Wading River and parts of Aquebogue and Jamesport. The intent is for low scale or low intensity residential development for residential areas. It's not intended to be a shopping center per se for major thoroughfares.

The idea here is that areas where it's more rural in the Town of Riverhead, there is some need for overnight accommodations as the town begins to attract more and more tourist related facilities and we begin to get people that come to the town not just for a day but for several days. And at this point, there is just one district that provides for hotel, motels, that is Business A, and the intent of the Board is to hear some commentary relative to opening that up for different kinds of accommodations.

We also provide the bed and breakfast facilities in a number

of districts, Business CR being one, Business G being the other. And I think there was a question from the audience relative to how the Board would control the stays. And within the Business G District and the bed and breakfast, there is a process in which there is a log maintained and the town has rights to inspect the log to ensure that there is, in fact, transient stay and not permanent residents with that bed and breakfast, and I imagine we would be doing the same thing with the country inn."

Supervisor Stark: "As you were explaining to me the other day, what are some of the types of uses? Name specific types of businesses that might appear in that zone."

Rick Hanley: "In Business CR?"

Supervisor Stark: "Yes."

Rick Hanley: "General retail, sales nursery stock."

Supervisor Stark: "Such as what?"

Rick Hanley: "Small stores and shops."

Supervisor Stark: "Got any names?"

Rick Hanley: "You mean kinds of stores?"

Supervisor Stark: "Yes."

Rick Hanley: "It's basically general retail, Jim. In Wading River would be a country commons facility that was on Route 25; 1,000 square foot stores, pizza places, stationery stores, those kinds of things. Specific names?"

Supervisor Stark: "No. That type of store."

Rick Hanley: "7-11's retail, that would be considered one as well. Yes."

Supervisor Stark: "Okay. Why don't you just step aside and we will see if anybody else-- is there anybody else that would like to make comment on this at this particular time? George? I've got

anybody else, George, I'm going to get you out of the way quick."

George Schmelzer: "I thought we were talking about an inn, not an out. The same thing, I don't know. Well, what's wrong with competition? As a former farmer, I had competition all the time. It might bring some of the prices down, you get more tourists and the place will all fill up better. Shouldn't have these-- I call them nutty laws anyway-- to restrict business. Then you amend them to bring more business in but you have to hire so many bureaucrats to run it. Why don't you just leave people along and they will solve it themselves. Really. Maybe you don't believe that. You can't even run the town now half the time, how do you expect to run everybody else's business?"

Supervisor Stark: "Thank you, George."

George Schmelzer: "You are very welcome."

Supervisor Stark: "Is there anybody else that would like to speak at this particular time? Kenny?"

Ken Barra: "Yes, good evening. My name is Ken Barra. I am the owner of East Wind Country and-- "

Supervisor Stark: "You want to just lift that up? You are a little taller than Kenny was."

Ken Barra: "Okay. I did find a need for the extra accommodations. I appreciate the competition or future, perhaps, hopefully to me. But we are already experiencing a lot of difficulties in all the bookings in some of the places in the areas. If they like to call me, I can give the names of the people. We have constant complaints about not being able to service the area."

As far as the taxpayer, I think I'm one of the higher ones in the area between both of my facilities. I think I also have two of the nicest places around and I continue to do the same thing hopefully with the new facility which will also employ a lot of local people. That's all I have to say. Thank you."

Supervisor Stark: "Okay. Thank you, Ken. Bobby. You are going to have to bend that down again, Bobby."

Bob Giano: "Hi. My name is Bob Giano."

Supervisor Stark: "You've got to talk to the other one, too, so we can record you."

Bob Giano: "My name is Bob Giano. I am one of the owners of the Ramada Inn. And I want to come forth and after John, our general manager spoke, to say we are not here to lobby and we are not here to legislate competition. And we are certainly not here to restrict it. The Ramada's policy on this country inn proposal is that we are in favor of country inns in Riverhead. Finding a place in zoning definition.

We've done research and submitted a letter and identified about 15 or 16 country inns from here east and submitted all their room counts. They seem to all fall in the 15 - 18 room area. We are concerned that the town figure out how to integrate them in the best physical locations to further its goals as well as to decide what they should look like and how they should operate.

We are all ashamed of the stuff on West Main Street. We've got to drive by it every day on the way into town and our real concern is that you don't end up producing hotel stock that functions other than hotel stock in the long term. But we are in support of a definition that takes into account all those parameters and we do welcome the competition and the money in the community and Riverhead should be a good place for people to come and stay. Thank you."

Supervisor Stark: "Thank you. Is there anybody else that would like to make comment on this at this particular time? If not, I will declare that portion of the hearing to be closed and, Bobby, if you would take the condemnation part and just give us a small briefing on that, I would appreciate it."

Public Hearing closed: 7:44 p.m.

Robert Kozakiewicz: "I'm not running so swiftly lately. The next hearing concerns the condemnation of certain property. I think it's been publicized and mentioned in most of the papers, but for purposes of today's hearing, what I would like to do is identify it. It's located at the intersection of Riley Avenue and Edwards Avenue in Calverton. It's been a site that's been a source of flooding for

quite some time, and probably as long as I can remember-- as long as I've lived here, but we started the process approximately three years ago, in the beginning of 1994, to look at solutions to alleviate the flooding that was occurring at that intersection. Today's public hearing is to consider the taking of property, the purported owners are Daniel Donahue and Lilco, for purposes of a solution to that flooding problem.

It would involve the construction ultimately of a recharge area, a swale, and the taking of an easement from Lilco and also from Mr. Donahue as well as taking a fee.

The purpose of today's hearing is in accordance with Eminent Domain Procedure Law to hear all interested parties concerning this proposed taking of land. If anyone out there said this seems like deja vu, we've heard this before, this seems to have been done before. You are correct. In August of last year, there was a hearing on this particular subject and due to technical errors in following strict compliance of the Eminent Domain Procedure Law, we had to reschedule the hearing. In fact, a hearing was scheduled approximately one month ago, but again because of a technical error, it was rescheduled again for tonight's meeting.

The area that would be taken for purposes of a recharge area would consist of approximately 3.89 acres of land. That would be located right at the intersection of Riley and Edwards Avenue, which is a triangular shape at that location. In addition to addressing the flooding problem, the town also intends to change the present configuration of the intersection from Riley Avenue to Edwards Avenue so that rather than it being at an approximately 30 degree angle as it exists today, it will be squared off to come-- so that it's a 90 degree angle with Edwards Avenue. This would, hopefully, improve the sight-- we feel it will improve the sight distances and alleviate what presently is a traffic hazard there.

So in addition to addressing the flooding issue, there is also a need or desire to take part of the property for purposes of re-configuring the intersection at Edwards and Riley Avenue."

Supervisor Stark: "Thank you. Is there anybody that would like to make comment on this particular Public Hearing as of now? Anne, do you have any attorneys or anything, or are you representing

yourself? Annie."

Anne Miloski: "My name is Ann Miloski. I'm from Calverton, and I know we all had this Public Hearing before and what upsets me about it is that when everyone stood up and spoke and gave you better ideas for how to do this drainage, nothing was incorporated in this new plan. You are still doing everything the same way as before. Am I right or wrong?"

Supervisor Stark: "Our engineers are here and I'll have them answer that question. I'm not an engineer, Annie."

Anne Miloski: "Right, well I don't see any picture of any-- "

Supervisor Stark: "And I certainly can call on Mr. Young to answer your question."

Anne Miloski: "Okay, but that kind of disturbs me because there was quite a few speakers who said that the way it was being done wasn't correct and that you were-- "

Supervisor Stark: "With all due respect to some of the speakers, they were not engineers, but-- "

Anne Miloski: "Right, I know, but sometimes you don't need an engineer."

Supervisor Stark: "-- maybe sometimes our little solutions work better."

Anne Miloski: "Right."

Supervisor Stark: "Howard, do you have any answers to that? Or is it Tom? Either one."

Howard Young: "Good evening. I'm Howard Young, Young & Young. Congratulations, Otto. This is the same plan that we had the last hearing on and I haven't been advised to change it. If that's an answer."

Anne Miloski: "So nothing was incorporated since then?"

Howard Young: "We are still proceeding with the same project as of the last meeting we had in Jamesport as far as I know. If there are any particulars, I would be glad to address."

Councilman Prusinowski: "Howie, but isn't it true that over the years we had discussed various options for this intersection?"

Howard Young: "Oh yes. Even this project-- "

Councilman Prusinowski: "And I remember Bob was discussing with Mr. Donahue and with you, we've had-- this is not just-- this -- the final solution or this current version of the solution was not like we just picked it out of thin air or you just designed with your engineering prints because like Jimmy said, we're not engineers up here. But I know there's been four or five variations of the scenario and I believe we selected this scenario as the most cost effective and the most-- and the one that would solve the problem the best. Am I right on that?"

Howard Young: "That's correct. But the fact was it hasn't been changed since the last hearing. We did go around-- we've had the design of this thing, we've been pushing it around the block on different properties and in trying to meet Mr. Donahue some of his requirements on his property. The project got expanded from the first-- we were retained first just to solve the drainage problem, that occurs about 1,000 feet north of-- 500 feet, I guess, north of Middle Country Road, but then we expanded the project on to handle a greater tributary area. Right now we are planning on storing the rainfall from stormwater runoff from rainfall of five inches over an acreage of about 500 acres. So we've got quite a whole design. We did design to try to back away from the standard recharge basin."

Councilman Prusinowski: "Actually, the situation got so bad some of the residents in the area had to be evacuated during the last tropical storm. I don't know if that person is here tonight but I know he talked to me on the telephone so that's the purpose of the Public Hearing. I mean we're here to talk."

Howard Young: "We think-- Young & Young thinks it's a very good design. We think we're very good at this thing. That's not to say we couldn't design it in a different way. But I think this is the best solution that we came up with."

Supervisor Stark: "Is there anybody else that would like to make comment at this particular time? Certainly, George, first. Steve, we are going to save you for a finale. No, I make the call, Steve. Come on up."

George Schmelzer: "How much is it expected it would cost for the land?"

Supervisor Stark: "What is it, Bobby? Do you know?"

Robert Kozakiewicz: "The price for the four acres and the easements would be somewhere between-- let me see if I got the numbers right-- between sixty and eighty thousand I think is what we had determined through an appraisal."

George Schmelzer: "Well, Tanger just bought some land from Bob (inaudible) and the other guy-- I call it useless land a long strip on the railroad north of 25 and they paid \$52,000 an acre for it. So maybe you could figure more like \$200,000 by the time you get through. (inaudible) several years back sold an acre for the post office, he got \$50,000, that was many years back and then next to the school, I think, some land had been sold for that price, so where you got that \$68,000 from, I don't know where."

Robert Kozakiewicz: "Well, I will say this. I know Mr. Donahue did have an appraisal commissioned and, in fact, had the results. I don't know what the results are, but I'm assuming they were no better than ours. I never did get a response back."

George Schmelzer: "You are hoping or you assume? Which is it?"

Robert Kozakiewicz: "He's never disclosed that amount. Perhaps he will today or discuss it with you."

George Schmelzer: "Well, I don't think he will tell me."

Supervisor Stark: "I don't think he will either, George. Thank you, George."

George Schmelzer: "Why should he? Okay. You are going to spend more taxpayers' money than you figure on this."

Supervisor Stark: "Thank you."

George Schmelzer: "You ought to thank the taxpayers for this. It's their money."

Supervisor Stark: "Thank you, George."

George Schmelzer: "So long."

Supervisor Stark: "Thank you, George."

Steve Haizlip: "Steve Haizlip of Calverton. I would like to go on record, as long as Riley Avenue is going to be moved north and tied into Edwards Avenue, that will leave that point there. Now, Calverton has a lot of houses that's been put up and they have all paid \$2,000 for recreation in that area, and, of course, I know the way the law reads. It says Riverhead Recreation. So that means you can use it any way you want in Riverhead. But if that corner is going to prevail, I would like to see that that corner be set aside for a little park, miniature park, and maybe take a piece of farm equipment, put something there, and have a little area that people can come and sit down and talk and so forth. We are not getting it anywhere else in the area so I think-- I want to go on record and see if that can be accomplished and maybe get some of this money that's been charged to all those residents up there to build houses for that little corner. And we have discussed this in the Calverton Civic Association meetings and so we would like to see what could be done."

Supervisor Stark: "You know, for those meeting places all you have to do is visit any farmer up there on a Saturday morning. They are the greatest meetings in the world. Thank you, Steve."

Steve Haizlip: "I knew you would have a come back."

Supervisor Stark: "Is there anybody else that would like to make comment at this particular time? Yes, sir."

Bev Odell: "Good evening. Yes, I'm the gentleman that got taken out of the house-- "

Supervisor Stark: "Would you just pull that left hand mike

over towards you. Yes, thank you."

Bev Odell: "I was evacuated-- my wife and I were evacuated that Saturday of the nor'easter. The primary reason is that it has to do with what you are talking about tonight to try to correct. We were flooded out because of the waters flowing into the sump-- the northern sump up there which happens to be behind my house, and the drainage flow is not adequate direction-- it isn't controlled, to take it down to what will be done as I understand it with this presentation-- program presented to control the flow of water that's running off these hundreds of acres, down Edwards and down Riley. That's it in a nutshell. I said I'm Bev Odell and for the secretary's minutes, Odell is one word. I live at 3 Pheasant Lane, we call it Baiting Hollow.

I've lived in the area-- my wife and I-- from the area of Riley and Edwards flood zone and in the last four years we've been there, we've observed many repeated severe floodings at the intersection of Riley and Edwards. This is not new news, we just said a minute ago it may be repetition, but we have seen added catch basins dug, the use of pumps and the (inaudible) in an effort to dispense the water-- disperse the water. The frequency of all these seems to occur with the slightest touch of rain. It is annoying. It blocks vehicle passage, it is dangerous. Cars are stalling out in the middle of the water. I recall one woman who stopped out in the water and got out of her car and waded to higher ground to get away from the water.

In an endeavor to seek higher ground, others have sunk in the mud. I've seen these things. I have also learned that this is an old-- an age old story. Year after year after year. The plan also provides for the redirection of Riley to enter Edwards at a right angle thereby eliminating that very dangerous blind Y. I had an interesting experience the other day. I stopped at that intersection going south on Riley, stopped to observe the right side for Edwards coming down, when boom, this guy went by me on the left, was way over on the left side of the road, practically jumped into the middle of the intersection between the car coming down Edwards and two more coming up from the light. How they all missed each other, I'll never know. I stood there and quaked wondering what was going to happen. But nothing happened, but it surely could. I'm sure that others have happened because we see broken glass in that area

quite frequently.

My interest here is not in who shot John or who did this or who didn't do that. It's an old story. I am pleased that this Board has determined a plan for correction. And I ask the Board to get on with it. Winter of 96-97 is now here. Winter storms will soon be upon us without warning. Do it now. Thank you."

Councilman Prusinowski: "Thank you, Mr. Odell. Is there anyone else wishing to address the Town Board on this Public Hearing? Bill?"

William Kasperovich: "Where is our esteemed Supervisor?"

Councilman Prusinowski: "He just asked to be excused for about five minutes. He'll be back."

William Kasperovich: "Well, I'd like to go back to the Jamesport Community Center where lengthy discussions were held with regard to this intersection. A lot of detailed discussion was made. The fact that not one number or letter was changed on the proposed plans since then leads me to believe that alternate solutions were not considered. They were not recalculated.

There were a number of technical people in addition to engineers that spoke. So let's not hide the fact that just lay people were up there at the podium and talking about this. It seems that the end of that session, which was quite lengthy, that it appeared that Mr. Donahue and the Town Board would come to some terms and a solution would be resolved. Mr. Donahue seemed to indicate that he was amicable to negotiation, some conclusion. Apparently this did not come to pass.

There are alternate solutions. The one legal aspect that seems to be swept under the carpet is that the Town is responsible for a large portion of this flooding. The Town Highway Department is guilty of running the water to one central location. As the gentleman just said, the least little rain you get and you get accumulated water. So this was accomplished by the works of the Riverhead Township Highway Department. And we shouldn't ignore that because this attitude and philosophy of road work is being used in many other places inappropriately. So if the Town-- so that when the

Town is responsible for some of this flooding, it cannot come in with clean hands under eminent domain. You can't cause a problem and then come in and say we've got to take this land for the good of the public.

Digging a big hole to accommodate the water is not to me an engineering solution to the problem. We've got so much water, we will dig such a big hole and that will be the end of it. I spent considerable time studying the area by being there at different times of the day on different days to survey the type of traffic and the manner of traffic that exists. I ran through some calculations and I'm not just offering or speaking of something that is my opinion. I conclude that there are other solutions and a big hole in the ground is not the answer. And the legality of taking over by eminent domain on something that we are in part responsible for is not legal. Thank you."

Supervisor Stark: "Thank you, Bill. Is there anybody else that would like to make comment at this particular time? Dan? If you want to kind of start coming around."

Dan Donahue: "Good evening. I'm Dan Donahue, the farm south of this parcel. I tell you what the whole trouble was. They had a hole there, a hole which they took dirt out for three days. It took a truck five to seven minutes to load a truck. So that meant they meant a hole lower than it was. Then they didn't survey it before or after. What happened? Put a house right in the bottom of that low spot, on a slab, and that house is touching the bottom of that (inaudible). The water goes straight to. Why didn't they put the house up two blocks high? I think that's (inaudible) fault. The builder. Don't blame nobody else but the town because you built that hole lower than it was."

Supervisor Stark: "Dan, the house is part of the problem, but historically as you well know, and as I well know-- "

Dan Donahue: "You put it too low."

Supervisor Stark: "No. We're not talking about the house. The intersection for years, as long as I can remember, has flooded because water runs downhill."

Dan Donahue: "Because the house is too low."

Supervisor Stark: "No. No. Forget the house. The intersection-- that whole intersection there has always been flooded."

Dan Donahue: "If you put it up two blocks high, you would have-- "

Supervisor Stark: "No. No. No. I'm not talking about the house. I'm talking about the intersection. At the triangle. You know that."

Dan Donahue: "Go straight through there."

Supervisor Stark: "You know that. And actually many times it flooded out (inaudible) barn. Did it not?"

Dan Donahue: "Well, if you put that road up a little bit better, that would be better. Straighten that road out, put the hole up there, you would solve that."

Supervisor Stark: "That's what we are trying to do."

Dan Donahue: "You've got two things to solve. Get that road up by (inaudible), straighten that road out, put the hole right there, and it's all done."

Supervisor Stark: "That's what we are trying to do."

Dan Donahue: "But that house is too low. The builder put it too low."

Supervisor Stark: "Absolutely. I agree with you 100%."

Dan Donahue: "They should have put the blocks higher. I've seen it. My neighbors seen it. Don't blame it on anyone."

Supervisor Stark: "No, we're not blaming that on anybody."

Dan Donahue: "The builder and the town is at fault. Don't blame it on nobody else. Build that road up, straighten that out, put your hole there, it's all solved."

Supervisor Stark: "Okay."

Dan Donahue: "But you should have that house up higher. The builder. Where was the inspectors? Where is your builders? You took dirt out. You took dirt out for three days. That made it lower and then you go put a house right in it, with no blocks. Overhead. There it is right there. Don't blame it on me. Don't blame it on none of the neighbors."

Supervisor Stark: "I don't believe anybody is blaming anything but you, Dan."

Dan Donahue: "But there it is. You put the house in a hole and no blocks under it. Goes straight through. I've seen it. It should have been up. It's the town. It's none of you fellows, but it's the town."

Supervisor Stark: "Okay."

Dan Donahue: "But that's the engineers. Not me. There's our trouble. Get that house up and you would have it all solved."

Supervisor Stark: "Thank you, Dan."

Dan Donahue: "That's your trouble."

Supervisor Stark: "Thank you. I saw somebody with-- yes."

Bill Sparrow: "Bill Sparrow, President of Calverton Civic Association. I'm not an engineer. I did make out a suggestion at Amesport. I think what Dan wants to preserve is the only flat piece of farmland he has left and that's where this recharge basin is supposed to go. Another suggestion would be instead of one big one, maybe two smaller, one to take care of the drainage near the development and another one at the lowest point but on the south side of Riley and it would probably include some of Dan's property which he was willing to let go. Willing, yes. But-- "

Supervisor Stark: "At the right price. Right, Dan?"

Dan Donahue: "Yes."

Supervisor Stark: "I've bought a lot of cauliflower off of Dan. I know."

Bill Sparrow: "Yeah, he's got an orange variety. It's good. But anyway, I think what Dan wants to-- he wants to just preserve that high piece of flat ground. He's going to lose a little bit to the straightening out of Riley Avenue. I guess he's not complaining about that. And I know he's also offered land closer to the power lines next to the development which is you put a recharge basin there, that would take care of the development's problem, and if you put one just south of Riley, before Edwards, where there is corn now and next to I believe Z's potato barns, that would solve the problem at that end. But I-- that's what I think it's all about."

Supervisor Stark: "I think the engineers are here and they've listened and if they calculate that to be a solution, they probably would offer it to us. Is there anybody else-- one second, Dan. Is there anybody else who would like to make comment at this particular time? Dan."

Dan Donahue: "I have three parcels of land which I rotate my vegetables. Now, the land you want is the highest ground I've got. Now, just-- the least rain I had before, I had a north lot. I had a lake in it. If I had cauliflower in that lot, it would have been gone. I've got a high lot and the cauliflower is beautiful. Now, if you are going for pricing, there it is. It's worth three times as much as that high lot, these low lots are, but you don't consider it. But I had a flood up there, right by the houses. That's a poor lot. Now, you're taking my best lot. Consider it. You know what I mean? That's the way I look at it."

Supervisor Stark: "No problem, Dan. Is there anybody else who would like to-- ladies and gentlemen, please. Is there anybody else that would like to make comment at this particular time? If not, I will-- sure."

Robert Kozakiewicz: "It's just a brief comment so that the record is clear if I didn't make this clear from the outset. With respect to Mr. Kasperovich's point that there are other alternatives. Yes, we recognize that they were discussed at Jamesport. I would also like the record to reflect that we've discussed other proposals with Mr. Donahue in addition to the proposal that's before the

public today. Just so it's clear that other alternatives have been considered at certain times. In fact, I'm aware of at least three -- or at least two separate plans we did with Mr. Donahue and one that was drawn prior thereto. But just so there's a record that there was discussions at the Jamesport hearing and also discussions with Mr. Donahue with alternate proposals.

And, seconding Mr. Stark's comments, I know that Young & Young is here tonight. If, you know, we will talk to them about the other drainage calculations and if they are better, certainly we will discuss those."

Supervisor Stark: "Thank you, Bobby. Is there anybody else who would like to make comment at this time? If not, I will declare the hearing to be closed."

Public Hearing closed: 8:12 p.m.

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Public Hearing opened: 8:13 p.m.

Supervisor Stark: "Let the record show that the time of 8:13 was arrived. Would the Clerk please read the notice of Public Hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a Public Hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:15 p.m., on Tuesday, November 6, 1996, to hear all interested persons who wish to be heard regarding the consideration of a proposed local law to amend Chapter 101 Vehicles and Traffic of the Riverhead Town Code, Section 101-7 Turns."

Robert Kozakiewicz: "The purpose of today's public hearing is to consider a local law which would add a-- or make two changes to the Vehicle and Traffic Law, Chapter 101. The most important involves areas of Roanoke Avenue and Route 58. Currently we have at 101-7 one particular location which allows for a right turn only. I've heard comments that we are referring to it as a no left turn or no left turn I should say. We've described it as a right turn only. We will be adding six specific sites where individuals exiting -- I mean entering onto Route 58 or Roanoke Avenue would be allowed

to make right turns only. What the local law does not do is prohibit or limit movement from Route 58 into the shopping centers or from Roanoke Avenue into the shopping centers. Instead it is limiting the movement of vehicles from the particular shopping centers or site onto Roanoke Avneue and onto Route 58.

Number one, if most folks can see it, would prohibit a left turn or would provide a right turn only northerly off of the roadway which is leading currently from the Pizza Hut location onto Roanoke Avenue. The number two location would allow for a right turn only easterly off of the roadway leading from Jiffy Lube onto County Road 58. Number three, again is a right turn, south off of the roadway from Dunkin Donuts onto Roanoke Avenue. Four, again, this is the other roadway which is from the Dunkin Donuts, Baskin Robbins area onto Roanoke Avenue. Five, would be easterly from the Radio Shack location in Dunkin Donuts complex, onto Route 58, and the last turn would be again a right turn which would permit a turn which would be westerly from the 7-11 onto Route 58."

Councilman Prusinowski: "Right turn only."

Robert Kozakiewicz: "All of these are right turn only."

Supervisor Stark: "Thank you, Bobby. Is there anybody that would like to make comment at this particular time? Yes, sir."

Mike Klein: "Thank you, gentlemen. I'm Mike Klein, owner of the Pancake Cottage. I really don't think this is a really intelligent way to take the serious problem that we have on 58 with the traffic. First of all, it's an inconvenience for every customer of ours to see a sign that prohibits a turn. I think it should be their choice. It's almost common sense in the summer everyone knows you look to your left, no one is going to make a left turn anyway. It's-- you would be stupid to do it. You are going to make a right turn.

I think the main goal that we have here is to solve that whole congestion on 58. To do no left turn, I really don't think that's going to do it. The problem is the traffic circle and everybody knows it. I don't work for the DOT. Maybe getting rid of the circle is going to cost a lot of money; everybody knows that. But a light, it's inevitable. We are going to need a light there, and I

think that's the only solution.

I have 500 other people that agree with me with a petition that has been signed and that's it. I just really would appreciate it if you would look into it."

Supervisor Stark: "Mike, if you would give those to the Clerk, I would appreciate it. There is a study, I believe, by the county DOT going on right now, if you see the counters on Route 58. That will probably be concluded sometime this fall or the first of the year. Is there anybody else that would like to make comment on this particular Public Hearing? George? Let me go over here, George. Yes, sir. I'll save you, George."

Guy Constantopoulos: "My name is Guy Constantopoulos. I'm the franchise owner of the 7-11 store. I would like to applaud the Board for trying to rectify some of the problems with the traffic in that traffic circle there. And I have to be fair, I really see no problem with a right turn only leaving my 7-11 going west on 58. I think making a left turn east on 58 out of that is dangerous and I don't see anything wrong with that. I have to be fair about that.

What I am concerned about is I don't know if this is true or not, but a proposal to prohibit a left turn from 58 traveling east into the 7-11 lot. Because I just don't see the--."

Councilman Prusinowski: "That-- I got the same article. What I was talking about there was down the road. The idea is with the new development on Route 58, we've been trying to have contiguous shopping centers to have easements that are contiguous to all the shopping centers and use the lights as the central ingress and egress through all those properties. That's something that, like Jimmy said, the county is doing a study on it now. I have to tell you that when Jim came up with the idea-- I added that stop sign. I go to your place every single day, seven days a week when I'm in town."

Guy Constantopoulos: "I love to hear that, by the way."

Councilman Prusinowski: "Well, that's okay. When I'm on my way to work. But I've got to tell you that the only time that it's possible to make a left hand turn out of there is Sunday morning

about 9:00 in the morning, because every other time it's a terrible situation.

I have to point out to everybody, too, I think it's very common. We have the hospital there. It's common knowledge in the ambulance corps, and I've seen it myself. On Route 58. I'm there every single day. That that circle gets pretty congested and, you know, we have to take into account ambulance trying to get up Roanoke Avenue coming from the south shore, so in all due respect to Mike who, you know, and we certainly don't want to hurt the business there, it's just a situation that we did a poll here in town as Jimmy will remember years ago, 50% said to take it out, 50% said to keep the circle in. The county, it's their responsibility. They came back to the Town Board. I go to Rotary Club, I get attacked, oh, you are going to take out the beautiful circle. So, the thing is that the situation has gotten to the point where, especially in the summertime or even on a weekend when we have people coming out to the east end for pumpkin picking and to the farmstands, the situation that's-- maybe not all the right hand turns are appropriate right at the moment, but some of them, I think, are necessary. Just from my own experience."

Guy Constantopoulos: "I would just like to add that there is a left turn lane heading east on 58 to get into my 7-11. So it doesn't impede any traffic because of that left turn lane there. Okay, thank you very much for your time."

Supervisor Stark: "Thank you. Is there anybody else who would like to make comment at this particular time? I'll take Steve first this time, George."

Steve Haizlip: "Steve Haizlip of Calverton. I would like to include that list that Bob read off, the Empire gas station. Now, I have a gentleman down on Broad Street that I have to pick up about every day to give him some recreation and, of course, one of the parts of his recreation is going to that Empire to get a daily Lottery ticket. So, there's no way that I can get out of there and make a left and even though the people come into that gas station and they do do it, and it becomes a tight squeeze. So you have to really make a right out of there and then get into that left lane and go into Caldors when you get your opportunity."

Now, Mr. Klein is a very nice fellow and I've done business with him over the years with our Grumman retiree club. Now, his-- he speaks of putting a light there on the circle. Well, I find that there's only one thing wrong with lights, when you have lights. Everybody is trying to beat that light and they will push down on that gas to get through it and then here comes another car up and we got bang. Edwards Avenue and Jericho Turnpike is a good example of that. So, I hope Mr. Klein won't take any offense to me but saying this because that's just the way I feel about it. I guess you are allowed to input your opinion."

Supervisor Stark: "Thank you, Steve. Anybody else who would like to make comment at this particular time? George. This is our regular show, gentlemen-- ladies and gentlemen."

George Schmelzer: "The way you say that, I don't think you half mean it."

Supervisor Stark: "No, I don't."

George Schmelzer: "You've got no choice."

Supervisor Stark: "No. I don't."

George Schmelzer: "I figured. Actually, sometimes a circle is better, if you consider you can't make a left turn, just go around the circle in the opposite direction. It's so handy, no lights, it's steady, keeps the traffic slow, maybe have another couple of circles of 58, it might be better. And one on East Main Street. The traffic would be safe and no matter what you wanted to do, well, hell, go down to the circle, turn around, and come down the other way. No problem at all. I don't know why they are against circles."

Supervisor Stark: "Thank you, George."

George Schmelzer: "The town is going around in circles anyway."

Supervisor Stark: "And one out of 10 times, I applaud you. I knew you were going to come up with a good one for us. Is there anybody else? Yes, sir?"

Leo Siegal: "Gentlemen, my name is Leo Siegel, and I'm here as both the representative and property manager for the Dunkin Donuts shopping center and also on behalf of this many tenants who ask me to come who are not able to come because they had to tend shops. Several of them are here and already might have spoken to you. We are as concerned for the public and the safety that's involved as anybody else is. I'm also looking at what is realistic and what you are trying to accomplish. And I see our problem is that we are also concerned with our tenants' success and their ability to conduct their business. That impacts us on our building; that impacts on the value of our property; that impacts the value on the taxes that we pay. And we also look at what you are doing in order to address the problem you are trying to address.

While Route 58 does get backed up, Roanoke is our greater concern that the sign is not necessary primarily because one, the people who are forced to make a right turn coming out of the shopping center, where are they-- how are they eventually going to turn around? Are they going to go into the neighborhoods and then pull into people's-- into their driveways to pull around? It doesn't face anywhere. So I ask that you very seriously look at the fact that the right turn onto Roanoke will be not only an inconvenience to the customers that come into our tenants' place of business in terms of leaving, but also what it will force them to do once they get out onto Roanoke. I don't know if that's a real productive move.

If the circle has to stay, maybe the road has to be widened, I mean, but I don't see the effort you're making at that circle, addressing the real big problem which is the whole congestion of traffic on the road.

I am here really primarily because my tenants are concerned. And they are a little shy or incapable of coming here to speak for themselves."

Supervisor Stark: "No problem. Thank you, sir. Is there anybody else who would like to make comment? Yes, sir?"

Gary J. Wasala: "My name is Gary J. Wasala. I'm the master of Riverhead Masonic Lodge which is right across from number four there. You don't have nothing on there. How is this going to affect us? There's a lot of our people come from down there. You have to make

a left hand turn. It's not going to affect us at all. Thank you much."

Supervisor Stark: "Thank you. Is there anybody else who would like to make comment?"

Councilman Lull: "Yeah, I think a couple of things need to be said. In the middle of that intersection on the map there is a black spot and that's the black spot assigned to that traffic circle by the county as one of the most dangerous traffic locations in the county. And there really is something that needs to be done there and everybody realizes that turn signals are not the answer to all the problems that are on Route 58. However, they're not a mistake in themselves. They can be a problem.

First of all, this whole thing started with an understanding of the Pizza Hut parking lot-- the Pizza Hut, Jiffy Lube parking lot, I think they're numbered one and two on the map there. Their site plan calls for a right turn only. It isn't on there. The turn signal disappeared sometime probably shortly after they opened, but their plan says right turn only from both of those and if you will see the traffic island, you will see that it is configured it's difficult to turn left. And it's not too hard to figure out that you are talking about something that's within just a few car lengths of the circle. And if you go right across the street to the Dunkin Donuts/Baskin Robbins exit there, you are then talking about an exit which is even closer, within a couple, maybe 40 feet or so from the beginning of one of the most dangerous intersections in Suffolk County.

To have people, like a Baskin Robbins truck, which I saw the other day, make a left turn out of that parking lot and hold traffic up all the way back to the light on Route 58, not just hold traffic up, but if some people fly around that circle coming down Roanoke Avenue as they sometimes do, you are asking for some real serious accidents.

So to take the lead from the suggestion in the site plan and the acceptance of the site plan of the Jiffy Lube parking lot, the Pizza Hut parking lot, is to simply make that jump to add the safety factor within a few car lengths of the dangerous intersection to make the right turn only there. And in each case, these six locations

are quite close to the traffic circle. One of them is a little bit further away but it would cause a different kind of traffic problem if it were not.

Anyway, that's where it came from. It came from the reason for the site plan and the justification from the site plan from the Pizza Hut parking lot and it came from the suggestion to the-- from the county DPW to go ahead and do that. It's not a bad idea whatever you can do with right turn only would be a good idea to cut down the traffic. Of course, they included in their last paragraph to just take out-- why don't you just bulldoze the circle and put up a light. But with that being under study right now, that study may be completed and something may be accomplished by spring but I would hate to have buried somebody that got killed in that traffic circle between now and then. That could have been prevented."

Supervisor Stark: "Thank you, Jim. Yes, sir."

Bud Siegel: "My name is Bud Siegel. My son, Leo, represents the property. I have owned it for 25 years. Gentlemen, Mr. Stark, I only heard about this recently. I'm not a resident here. I live in Florida. I'm a victim of that type of accident exactly 11 months today, when I was hit by a car as I was coming out of a shopping center in Florida, exactly the way you're talking about. A truck hit me on the left as I was coming out. The difference being there was a center island between myself and the way we have Riverhead is east and west, that we have a center island to get over to the other side. I didn't make it. And he hit me and I shouldn't really be here according to the doctors.

And I agree with the idea that the left turn is something that has to be considered. But what I would like to also point out is there are other methods and perhaps there should be a little more study and investigation as to those efforts-- as to what could be done. And I'm not really taking issue so much with Roanoke Avenue -- I mean with 58, as I am with the exit on Roanoke Avenue. In reality, it would be tantamount to confiscation of our property if people would have to make a right turn, couldn't make a left turn, and it's true as the gentleman said before me, you could make a right on 58 and go around the circle, of course, that's really not the best way of handling traffic by keeping it running around in circles. I mean, you know, it's not exactly-- "

Councilman Prusinowski: "But, sir, in all due respect to you,

I'm up there more than you are. I live in the town. I'm there all the time. And believe me, right now if we did a survey-- and we should, and I can tell you that the majority of the people-- by the way, the town of Riverhead insisted on that cross easement between the two shopping centers with some opposition from both tenants if I remember. Because I've been here a long time and if it wasn't for the town of Riverhead, your tenants would be suffering today because it would almost be impossible to get cars into that shopping center. So we made the Waldbaums and you guys put that cross easement in and everybody was arguing-- "

Bud Siegel: "Excuse me, sir. I want to-- "

Councilman Prusinowski: "Hold on for one second."

Bud Siegel: "My property and the way I bought it was long preceded any of this."

Councilman Prusinowski: "Okay. I understand."

Bud Siegel: "And those cuts were made back about 4 years ago. "

Councilman Prusinowski: "I understand that, but-- "

Bud Siegel: "You can't classify me with Waldbaums."

Councilman Prusinowski: "Well, okay, but the thing is that the cross easement is important because the-- most of the traffic, believe me, that exits that entire corner, including Waldbaums, generally goes to the light. It is the most convenient way to get out of there."

Bud Siegel: "I know. But I have no right to tell people to go on Waldbaums property."

Councilman Prusinowski: "No. That was-- "

Bud Siegel: "And if you close off my exit on Roanoke Avenue, they are going to have to go south into the town itself unless they are going to go up people's driveways, if that's preferable, and I, for one don't think that's a solution. What I'm asking for is to look into it more thoroughly and find a better solution. And there

must be a better solution. Thank you very much gentlemen."

Supervisor Stark: "Thank you. Is there anybody else that would like to make comment at this particular time? If not, I will declare the hearing closed."

Public Hearing closed: 8:34 p.m.

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Public Hearing opened: 8:34 p.m.

Supervisor Stark: "Let the record show that the time of 8:34 has arrived. Would the Clerk please read the notice of Public Hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a Public Hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:20 p.m., on Tuesday, November 6, 1996, to hear all interested persons who wish to be heard regarding the consideration of the adoption of the 1997 annual budget for the Town of Riverhead."

Supervisor Stark: "Thank you. What we have tonight is the second part of the process of developing a budget, the first part being the tentative budget which was presented to the Board on September 30th. That has moved to the preliminary status. We will now after this Public Hearing tonight, move into each department to again scrutinize those particular sections of the budget, add or detract, and then have a final budget voted on by November 20th.

The status of the preliminary budget is that if there is no agreement by the Board by majority on November 20th, this will be the final budget of the town. I don't see that happening this year. I am going to see a very healthy and frisky debate amongst the Board members. There are certain things that I did not put in the budget. There are certain things they want in the budget and there's probably certain things in the budget that they may want to take out. So if anybody would like to make comment on the preliminary budget at this particular time, I would entertain that comment. Again, as I said this is the-- just the second phase. The real hard work on this will start probably Monday, or next week. So if there is no comment-- George, you got up four times tonight. Are you paying

for this? Come on."

George Schmelzer: "You are talking about-- "

Supervisor Stark: "I think you are trying to be the star of the show tonight."

George Schmelzer: "Well, I'm in the shooting business. You call it a shooting star."

Supervisor Stark: "That's right."

George Schmelzer: "You want to take something out of the budget, why don't you take out your salary increases you propose? It's a good way to start it off."

Supervisor Stark: "That certainly is an option that can be considered, George."

George Schmelzer: "Well, that should be your first consideration."

Supervisor Stark: "Well, according to you, yes."

George Schmelzer: "Yeah. Okay. Now don't forget that now. Put that down. Okay."

Supervisor Stark: "I've got that written down. George says six salary increase. Thank you, George. Thank you. Is there anybody else that would like to make comment at this particular time? If not, I will declare the Hearing closed. You will probably follow this budget via the press in the next two weeks and, hopefully, we will get to finish it."

Public Hearing closed: 8:38 p.m.

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Public Hearing opened: 8:38 p.m.

Supervisor Stark: "Let the record show that the time of 8:38 has arrived. Would the Clerk please read the notice of Public Hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a Public Hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:25 p.m., on Tuesday, November 6, 1996, to hear all interested persons who wish to be heard regarding the consideration of renaming Warsaw Drive to Commerce Drive-- Avenue."

Supervisor Stark: "I mistakenly said 8:28, it is 8:38. This is simply where they would like to change-- this is Warsaw Park up on Route 58, right next to what we call the old cauliflower auction block. They just want to change the name of the road going in from Warsaw Drive to Commerce Drive."

And if there's anybody that is against that, would like to make comment on it or make comment for it, we certainly would entertain that comment right now.

If not, I will declare the Hearing closed."

Public Hearing closed: 8:39 p.m.

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Supervisor Stark: "We will take a 10 minute recess. My Board tells me-- they have raised their hands. We will return at 10 minutes to nine."

Recess

Public Hearing opened: 8:52 p.m.

Supervisor Stark: "Let the record show that the time of 8:52 has arrived. Would the Clerk please read the notice of Public Hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a Public Hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:30 p.m., on Tuesday, November 6, 1996, to hear all interested persons who wish to be heard regarding a change of zone petition from Alvin Benjamin to provide for the Residence RC (Retirement Community) Zoning Use District to the exclusion of the Residence Zoning Use District on property located on Middle Road."

Supervisor Stark: "Thank you. Counsel?"

Allan Smith: "Mr. Supervisor, members of the Board. My name is Allan Smith. I'm representing the applicant. I will give a brief overview of what is before the Board and then Reverend Frederick Moore will address the Board as to the nature of the project.

What he proposes is an expansion of John Wesley Village which is the senior citizen housing complex on Middle Road, somewhat to the east of Roanoke Avenue and north of Mercy High School. The facility has existed for the past 10 years or so and affords affordable renting for senior citizens within the community.

Fred Moore has entered into discussions with Mr. Alvin Benjamin who is the gentleman who owns the property to the north and the proposal before the Board is to expand John Wesley Village onto the property to the north.

What is before the Board this evening is a change of zone application. Assuming that the Board will view the change of zone application favorably, sometime in the future we would submit to you a special permit application and a site plan which would deal with all the issues of design, architecture and the like that goes into one of these projects.

What is before the Board this evening, is simply the issue of whether or not the property is in an appropriate place for such a project. In this particular instance, the expansion of an existing project.

There is a concept in the master plan and it has been codified in the zoning code of the town of Riverhead known as the hamlet area or downtown. It is generally the area that was defined by planners as the area that would be appropriate for this type of housing. And it was within that concept in that area that John Wesley Village was built back in the early 1980's. If you were to favorably consider this application, it would certainly be consistent with the actions that the Board has taken within recent weeks and months relative to other properties in the area that you have similarly zoned for this particular type of use.

What I have passed up to you is the Planning Board recommendation to the Town Board with reference to this particular application. I will just, rather than making a formal presentation this evening, quote certain parts of it for the record and then let Rev. Moore address the Board.

The Planning Board finds in part that the town of Riverhead master plan identifies the subject property as lying within the urbanized development plan and contemplate that the subject real property would be developed as medium density residence with a maximum yield of 2.2 or dwelling units per acre, or 7.4 residents per acre.

The county of Suffolk through an imperical study has identified the countywide need for primary senior citizen housing affordable to residents of the county and the town. The site is particularly suitable for the location, the proposed use, that the area has convenient access to shopping and medical services, public transportation and recreation. That the lot area is sufficient and appropriate and adequate for the use and reasonably anticipated expansion.

The existing municipal services and facilities are adequate to provide for the needs of the proposed use. That the total number of units proposed is justified in relation to the total number of units of senior citizen housing otherwise proposed or occupied in the town of Riverhead.

Based upon all of those findings, it is the recommendation or resolution that sets forth on page 3 that the Riverhead Planning Board hereby recommends that the Town Board approve the change of zone by Alfred Benjamin.

With that being said, I'll introduce Fred Moore. He'll say a quick few words about John Wesley Village has existed for the past decade plus and you can reasonably infer that that's the operation that we will continue in the future. Rev. Moore."

Fred Moore: "Thank you. Fred Moore, resident of Baiting Hollow. President of the corporation-- not-for-profit corporation that owns John Wesley Village. Allan doesn't know we've been having fun. John Wesley Village is almost 15 years old. Not 10 years old.

Almost 15 years old. And for all the 15 years, periodically we have been trying to do an expansion of John Wesley Village. When we started it, it was the idea that we would move to the north. For a variety of reasons, we have been unable to do it. We are now seeing the possibility of making an expansion. And it's important. Because we now have a waiting list of people who in reality will never be able to afford themselves of moving into John Wesley Village. Our average turnover is somewhere in the neighborhood of eight to 10 units a year. If I have 120 people waiting on a waiting list, the math tells me that that's 10 to 12 years before they can come and live at John Wesley Village.

And when you are a senior citizen, 10 or 12 years is a very, very long time."

Supervisor Stark: "You might not make it."

Fred Moore: "Pardon me?"

Supervisor Stark: "You might not make it."

Fred Moore: "Well, that's true. And that's why, we already have people asking, can we have applications? They've just learned of it. And we've said no applications at this point, but give us your name and we will give you an application as soon as it's possible."

We have been planning the expansion. It's the same people, the same corporation. We are the same people in the same corporation; the same staff and we look forward to providing housing that's affordable for more people in our community. Thank you."

Supervisor Stark: "Thank you, Fred. Is there anybody who would like to make comment at this particular time? My favorite dance partner."

Vivian Bell: "Yes. Hi. Good evening. You know, that's fine for them to build more homes for senior citizens. But why cut through our private road? We have so many senior citizens up there who are crippled, who can't see, who are on walkers, and everything. And let me say this. If you put a road in there, you are going to have more traffic. And you are going to put 175 homes up there."

Naturally there's going to be more cars. And we are not going to feel safe up there. And they are saying they are going to put a restaurant up there. Now there's going to be trucks running through. That restaurant has to be supplied with meat and bread and things. So that's the reason why I'm standing here. I am representing those who are not able to walk or can't see too good. Right now we're safe without that road being cut through.

Now, why can't they make another entrance without coming through our entrance? You know, gentlemen, you are young now, but you are going to get older."

Supervisor Stark: "I joined the senior citizens this year. Legally. Is there anybody else? Bill?"

William Kasperovich: "William Kasperovich. I come here gritting my teeth for fear of saying the wrong thing. But with all due respect to our past Supervisor Smith, I absolutely resent somebody coming up here and giving the Town Board information via the Planning Board. The Planning Board works for you people. You appointed them. Don't they tell you what they have approved and what they have done?"

Supervisor Stark: "Bill, what he is giving us here tonight-- we had already received and I think counselor wanted to officially just read it into the record on behalf of his client. We have received this October 7th."

William Kasperovich: "All right. But we in the outside world have no knowledge of this. We have no way to know this."

Supervisor Stark: "Well, Bill, that's how attorneys work, I guess."

William Kasperovich: "We have no indication of what was proposed or what the Planning Board approved. Coming in after the fact is not the right way. We have a Planning Board, they approved something, you people get it for consideration, the outside world should know what you are considering."

Supervisor Stark: "That's the purpose of the Public Hearing tonight."

William Kasperovich: "All right. But we sit here and we're not aware of it."

Supervisor Stark: "Well, it's been posted in the papers for twice in all three papers."

William Kasperovich: "Well, that might seem adequate to you, but we have to run-- each person has to run his personal business himself and it consumes his time. He can't follow all the fine print in all the papers."

Supervisor Stark: "Well, we do our best to try and notify the public of up and coming projects through Public Hearings, notices and through the course of a Public Hearing."

William Kasperovich: "All right. We come here, we get an agenda, we ponder on what might be new to us, and we don't see this in the Public Hearing session. We are not totally unaware of this. And I say this procedure is subject to criticism which I am making. Thank you."

Supervisor Stark: "Thank you, Bill. Is there anybody else who would like to-- yes, Sal. I saw a hand way in the back. If you would start up, I would appreciate it."

Sal Messina: "My name is Sal Messina. And I live right around the corner from John Wesley Village. I've been there for almost 30 years. This outfit has never done anything that is detrimental to the town, there is no traffic problems with it. I don't know why Mr. Kasperovich in Wading River is so concerned about John Wesley Village. But, anyway, according to the plans, they are going to use the Middle Road entrance and it's not going to bother anybody. And I would like to give it my blessing."

Supervisor Stark: "Thank you, Sal. Yes, sir?"

Joe Zeltman: "My name is Joe Zeltman. And I live-- "

Supervisor Stark: "Gentlemen, gentlemen, you want to have a discussion between yourselves, please take it outside during this."

William Kasperovich: "Well, then offer me a rebuttal, a chance

to rebuttal. It think it's a slur against me and-- "

Supervisor Stark: "Bill, please sit down. Yes, sir."

Joe Zeltman: "My name is Joe Zeltman. I live right in front of John Wesley Villlage, directly across the street from Mercy High School on Middle Road. So, the only-- a couple of things I'd like to discuss with you are-- is that thinking about if I heard correctly, there's going to be a restaurant there, in this new addition to John Wesley Villlage. If that happens, I would have to be seriously against letting that happen, having a commercial business in-- "

Supervisor Stark: "Counselor, is that a restaurant or a cafeteria?"

Allan Smith: "I suppose-- it's the very same thing that they have in John Wesley I. It's a center that-- "

Supervisor Stark: "Recreation Center?"

Allan Smith: "Yes. The same deal. It's not a restaurant open to the public."

Supervisor Stark: "Thank you."

Joe Zeltman: "Okay, thank you. And my second thing was in your notice in the papers was that you said all the traffic was going to be coming out right next to me and you said Middle Road can handle it. Then about four paragraphs later, you said Middle Road probably cannot handle it and that would be up to further review. Now, as far as I'm concerned, you are looking at 600 new units going on Middle Road, all this traffic coming out. And I don't think Middle Road can handle 600 units between the three different developments that you are planning in putting there. I really do not see how that can happen because especially with cement trucks running down Middle Road at about 40 miles an hour, you throw 600 more senior citizens pulling out onto Middle Road, sooner or later somebody is asking to get creamed. Seriously. I mean there's so much traffic on that road right now, you uped the speed limit to 40 miles an hour several years ago, you are going to have to lower the speed limit. It cannot stay at 40 miles an hour. That's about it."

Thank you."

Supervisor Stark: "Thank you, Joe. Anybody else who would like to make comment at this particular time? What is the percentage of cars in the first development? Maybe Fred can answer."

Fred Moore: "That's an issue. When we-- "

Supervisor Stark: "I know we service it quite often with our senior citizen buses."

Fred Moore: "Right. As a matter of fact, when we built John Wesley Village the code I think was one and a half spaces for each apartment. We have far too many parking places. We have much more asphalt than we need even when all the grandchildren and all the visitors come in. I-- we-- the units that we have now I think about 65 or 70% of the people drive with any degree of regularity. They just don't have the volume of traffic that a family would have."

Supervisor Stark: "Okay. Thank you, Fred. Anybody else that would like to make comment at this particular time? If not, I am going to declare the hearing to be closed."

Public Hearing closed: 9:09 p.m.

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Supervisor Stark: "That concludes our Public Hearings for the evening. I will now recognize anybody that would like to talk to the Board. Barry?"

Barry Barth: "Good evening. My name is Barry Barth and I represent the Business Improvement District. Supervisor Stark and members of the Town Board. On the 7th of August, 1990, the Town Board by resolution #554 initiated the formation of the Riverhead Business Improvement District. From that time, the BID has worked with the support and guidance of the Town Board in an effort to maintain a strong viable Business District without sacrificing the quality of life that makes Riverhead a community.

It is with that same spirit that I come before you this evening. Downtown revitalization does not take place downtown. Revitalization

succeeds in the community's planning and land use policies and practices. All of the downtown promotional activities, facade improvements, and recruitment programs will not have any serious benefit for a community whose planning laws do not encourage full utilization of existing commercial centers before building new ones.

The BID is very serious in their opposition to the further expansion of the new retail centers in the Route 58 corridor. The BID is committed to opposing every change of zone variance or special use permit which would unjustifiably increase retail space on Route 58. The BID will and, therefore, oppose every application each time relief is requested from the town's current zoning lines and uses and every traffic study designated to alter the balance of retail uses currently existing in the town.

Therefore, the officers and directors of the Business Improvement District Management Association Inc. maintain the position that the Riverhead Town Board should issue no further change of zones, variances and special use permits within the town of Riverhead until such time that the Riverhead Town Board has adopted an up to date master plan that addresses the current and future issues of the development, traffic, and environment. Thank you."

Supervisor Stark: "Thank you, Barry. As I noted to you the other day, the Town Board does not do variances. That's the Zoning Board of Appeals. And that would be the only correction I would make."

Barry Barth: "That's fine."

Supervisor Stark: "Thank you. Is there anybody else that would like to make comment? Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. On about the 25th of October, I came in to see where they would be holding the flu shots for the senior citizens. She went to find out and so she said that's great, you can come to the work session on Thursday, which will be October the 31st. And then after that, it will be time to get the flu shot. Fine. So I came in on Thursday morning and didn't see nobody in here. So they went over to find out from her office where was the work session. Oh, that was yesterday. Well, let me say something. You know, I had differences with Joe Janoski

at times but I'm going to say one thing right now. Joe when he said that that work session was going to be at 2:00, on Thursday, that work session happened at 2:00 on Thursday. Now, if you are going to say it was in the paper, what good is it putting it in Wednesday's paper, when that paper don't come out until Thursday and it don't circulate until the afternoon where I live. So I would like to see a scheduled work session come off when it's supposed to come off. If it's supposed to be at 10:00 on a Thursday, prior to the public meetings which we are hold tonight, let it be then. Because it's had to come down here and then when you walk in, it's been sneaked in and gone. I know you are not going to like what I am going to say, but was there a (inaudible) or something and you wanted to hold it so you could get to it? I'm sorry, Jim, but that's the way I feel."

Supervisor Stark: "No, there wasn't any golf games. It was requested by one of the Councilman who had a conflict on Thursday. Two weeks prior to that, I polled the Board, they saw no problem with meeting the next day. We notified the press that the work session would be moved up one day."

Steve Haizlip: "Yeah, but that-- "

Supervisor Stark: "Steve."

Steve Haizlip: "Jim, I can't have my say?"

Supervisor Stark: "I'm going to have mine, too."

Steve Haizlip: "All right. You had yours, let me have mine."

Supervisor Stark: "Go ahead."

Steve Haizlip: "These Councilmen, when they were elected, they were elected to do the town a service and run the government on a schedule. And that schedule is at 10:00 on Thursday, prior to the public meetings which we are doing tonight. Can we do that?"

Supervisor Stark: "We will hold to that schedule as best we can, but if I do find that the Board or members of the Board have some conflict and they request that the other Board members meet at a different time, I certainly will entertain that and we will again

notify the press that our work session date has been changed."

Steve Haizlip: "You can notify the press all you want. I don't get notified. All right. Now, I want to go into one more subject."

Supervisor Stark: "Just to give you one bit of information on the open meetings law, which I am getting copies of, this is what we are required to do. Wouldn't that be right? Thank you."

Steve Hailzip: "Well, it seems like Albany and Riverhead is to outdo the public anyhow, so if you don't want to do it, you don't do it, but I certainly would like-- "

Supervisor Stark: "I believe that's just a personal observation of yours, Steve."

Steve Haizlip: "Oh, no."

Supervisor Stark: "I believe that's a personal observation. Steve, Steve."

Steve Haizlip: "No. No. No. Hey, I'm entitled to my opinion here."

Supervisor Stark: "So are we. So am I."

Steve Haizlip: "So that's my opinion."

Supervisor Stark: "Well, that's mine, too."

Steve Haizlip: "All right. Now, another thing. At the last work-- I mean Town Board meeting, I asked about Resolutions that write up and say a special permit hearing to be held. Now, those hearings, the two special permits that I am referring to, Tire Country and Montauk Bus, never came about. Now, when a Resolution is written up and passed by the Town Board and the Public Hearing never comes about, but yet that was an (inaudible) and it still stands right today. Shouldn't those public hearings-- Resolutions-- I mean shouldn't the Resolutions posted for a public hearing be rescinded because it still out. And I asked Vic to look into it. Vic, what did you come up with? I'm sorry to put this on you, but

look, that's the way I feel about it."

Councilman Prusinowski: "I found your note on the desk. I didn't get a chance to check into it. But I will."

Steve Haizlip: "You will?"

Councilman Prusinowski: "Yes. I found your note on the desk. I was cleaning up some papers, I'll be honest with you. So I'll check into it."

Steve Haizlip: "All right. Now, maybe Mr. Town Counsel might have some comments on that."

Robert Kozakiewicz: "I'm not sure I understand the question."

Steve Haizlip: "If you are not sure you understand it, I'll come to your office and I'll explain it to you."

Supervisor Stark: "Thank you, Steve. Is there anybody else that would like to make comment at this particular time? Way in the back. Yes, Charlie."

Charles Cetas: "My name is Charles Cetas. I am currently the acting President of the North Fork Environmental Council. The North Fork Environmental Council is a not for profit organization with over 1000 members, many of whom live in the town of Riverhead, of which I am one.

The North Fork Environmental Council is here tonight in support of the Riverhead Business District's effort to stop the onslaught of commercial sprawl in the town of Riverhead. It's obvious to the NFEC that commercial development is an overdrive in Riverhead with three new hugh shopping centers being proposed for the Route 58 corridor. The NFED believes that in the absence of an up to date master plan adopted by the Riverhead Town Board, a townwide moratorium on all new commercial projects and expansions of existing commercial projects that require changes of zone, special use permits, or variances is needed now.

It has been the long held position of the NFEC that the town of Riverhead needs to get its house in order with regard to planning

and zoning for Riverhead to have any hope of preserving its rural character, natural resources, hometown businesses, and traditional industries. The NFEC is encouraged that the Riverhead Business Improvement District has apparently come to the same conclusion. The NFEC is hopeful that the town may be moving toward upzoning and pleased that the town has approved a \$2 million farmland preservation bond. But the town needs to do much more. The NFEC believes that the town's adoption of an up to date master plan which incorporates the recommendations of the hamlet studies is critical to Riverhead's ability to regain control of its future from developers and their hired agents.

The North Fork Environmental Council (NFEC) is also here tonight opposed to the proposed 131,891 square foot expansion of the Tanger I factory outlet center. Tanger I was enough. Tanger II is much more than enough. This expansion known as Tanger III, is just too much.

In the December 17, 1992, edition of the News-Review even Mr. Steven Tanger, executive vice-president of Stanley K. Tanger and Associates, stated, "It has been my experience that there are about 100,000 square feet of true national manufacturers providing true, upscale, quality merchandise. The Tanger I factory outlet center is about 305,000 square feet. Number II is 450,000 square feet and like I said Tanger III will be 131,891 square feet. To continue Mr. Tanger's quote, we have found that once you go over 300,000 square feet, the type of tenancy becomes secondary, tertiary people, non-manufacturers disguised as factory outlets." It's no wonder that Tanger Properties wants its special use permit for the Tanger I site amended to allow for factory outlet shops or single use retail in the proposed Tanger III shopping center. The NFEC believes that Mr. Tanger's 1992 statement confirms the rumor that Tanger III, if approved, will probably be a standard retail shopping center.

In the October 11, 1996, edition of the News-Review, Janine Lebons, Tanger general manager, stated, "It's always been our intention to proceed with developing the back 14 acres." These acres will be the Tanger III site. Upon reviewing the Tanger I environmental impact statement (EIS), the NFEC has discovered no less than 14 statements to the effect that the southerly 14.8 acres of the 47.7 acre Tanger I site would remain undeveloped.

The 14.8 acres in question are entirely within the wild, scenic and recreational rivers (WSRR) boundary of the Peconic River corridor. Nowhere in the Tanger I environmental impact statement is there a discussion of Tanger's intentions to develop these 14.8 acres of environmentally sensitive land. Nor is there a discussion of the adverse impacts that may be reasonably expected to result from developing these 14.8 acres. Therefore, the NFEC believes the potential significant adverse impacts of the proposed Tanger III shopping center are inadequately addressed in the Tanger I environmental impact statement.

By Resolution #815, adopted by the Riverhead Town Board on October 15, 1996, and by Resolution #824, subsequently adopted by the Town Board to amend Resolution #815, the Riverhead Town Board declared itself to be lead agency and determined that the amendment of the Tanger I special use permit to allow for manufacturers outlet center or retail center to be a Type I action without a significant impact on the environment and that an environmental impact statement need not be prepared. However, State Environmental Quality Review (SEQR) rules and regulations state, "Type I actions... are more likely to require the preparation of an EIS than unlisted actions..." and further quote another section, "... a Type I action carries with it the presumption that it is likely to have a significant adverse impact on the environment and may require an EIS..."

The Tanger I EIS states on page 7, and I quote, "The site falls within the regional designation of the State's Critical Environmental Areas and Wild, Scenic, and Recreational Areas programs... the project proposes to remain completely outside of the boundary of the WSRR program, thereby preserving the site's potentially sensitive habitat." The Tanger I EIS states on page 29, quote, "The proposed Tanger Factory Outlet Center provides for open space preservation by conserving the entire area within the NYS DEC Wild, Scenic and Recreational Rivers boundary... the shopping center has been clustered on...30acres... In conforming to the open space preservation code of the Town of Riverhead, the proposed Center will preserve 17 acres..." On page 135, the Tanger I EIS states, "The subject area is a 47.7 acre plot of land, 30 of which will be developed, 14 preserved, and 3 acres of landscaped edge habitat." The statements quoted on pages 7, 29, and 135 of the Tanger I EIS portray a shopping center project that is at best minimally in balance with the environment. The NFEC believes that the

development of the 14.8 acres of open space within a state designated critical environmental area (CEA) and within the WSRR boundary of the Peconic River would destroy that balance and be contrary to the spirit and purpose of the State Environmental Quality Review Act. The NFEC also believes the proposed Tanger III project meets several of the criteria for determining significance which are set forth in the SEQR rules and regulations and which the lead agency must use to determine if an EIS is required for a Type I or Unlisted Action.

In chapter 5 entitled, "Mitigation Measures to Minimize Adverse Environmental Impact", the Tanger I EIS states on page 143, "... the potential surficial impacts from storm water have been handled by... preserving a large, natural buffer to the nearest surface waters i.e. the Peconic River. And the use of on-site stormwater recharge leaching basins located under the project... This strategy is preferred for the project site for one primary reason: preservation of the land within the WSRR corridor." Secondly, the mitigations chapter states on pages 147 and 148, quote, "...adverse impacts have been avoided by proper design, and by not developing the property at the maximum coverage (thereby preserving the entire 15 acres of property within the WSRR corridor)." Thirdly, the mitigations chapter states on page 149, "...the sands and soils of the WSRR corridor, as designed, will help protect the Peconic River." Fourthly, the mitigations chapter states on page 150, "the remaining ecological function of the site, as a low-traffic wildlife corridor, will be conserved by preservation of the WSRR corridor. Moreover, this preserved area contains the site's most diverse vegetation, and so the incremental contribution from this site to the region's biodiversity will remain essentially unchanged." And fifthly, the mitigations chapter states on page 159, "...The open field view from the south (State Route 25) will remain as it is now..." By these five statements in the mitigations chapter, the NFEC believes the Tanger I EIS acknowledges that development of the 14.8 acres in question may have significant adverse impacts on the Peconic River and on potentially sensitive wildlife habitat and also acknowledges the aesthetic value of the open field view to the community.

On May 19, 1993, the Riverhead Town Board approved the change of zone and special permit petition of Stanley K. Tanger and Associates for the Tanger (I) Factory Outlet Center by Resolution #366 which states as a third condition, "That those mitigation measures set forth pursuant to the SEQRA process be made part of

this approval and the future consideration of a site plan;..." The NFEC believes that the mitigation measures of preserving the 14.8 acres in question must remain in effect to provide adequate protection of the environment, especially the water quality of the Peconic River and the character of the Peconic River WSSR corridor.

The Peconic River has been designated as a recreational river under the WSRR Act. The proposed Tanger III project, therefore, requires a WSRR permit from the Department of Environmental Conservation (DEC). The WSRR Act does not allow commercial developments in a recreational river area. DEC regulations designate commercial uses as prohibited in recreational river areas. In order to attempt to get a WSRR permit from the DEC, Tanger Properties will no doubt apply to the DEC for a use variance. However, DEC regulations on variances state, "No variance may authorize any development or improvement prohibited by the ACT."

Therefore, considering the potential significant adverse impacts which may reasonably be expected to result from the development of the proposed Tanger III shopping center on these 14.8 acres located within the Peconic River WSRR corridor and the fact that the project is a prohibited use in a recreational river area, the NFEC strongly urges the Riverhead Town Board to rescind resolutions #817 and #824 and require Tanger to prepare a Supplemental EIS, as required by SEQR rules and regulations.

Thank you."

Supervisor Stark: "Charlie, do you have an extra copy of that? It would make it a hell of a lot easier for our transcriber to do. I do believe that they call it filibustering down in Washington. I don't know whether you brought a statement or a book there for a few seconds. Thank you, Charlie. Anybody else who would like to make comment right now. Way in the back. I will get you, Sherri. I will get you in a minute."

Dana Zahackia: "I promise to be brief here. Dana Zahacki. I reside in Baiting Hollow. I'm a member of the Board of Directors of the Greenport/Southold Chamber and also member of the Board of the Directors of the Aquebogue, Jamesport, Laurel Business Assoc. I just say that we voted to support the BID's request for moratorium on building on Route 58. That's it."

Supervisor Stark: "I believe they are asking for a moratorium on the entire town. Charlie, and then Sherri, come after him will you. These guys raise their hands higher."

Charles Cuddy: "I'm Charles Cuddy. I have an office, I'm an attorney. My office is on Griffing Avenue in Riverhead. I appear on behalf of a number of people on Route 58. In particular, I appear on behalf of Riverhead Center, Mr. Giannis (phonetic) is here and I think also will speak. Riverhead Center is a proposed complex at Mill Road and Route 58. And I appear also for the Mendelsohn family (phonetic) who I represented for some 10 years in connection with their property."

I appear to oppose a moratorium and I find it odd that we have a marriage tonight of the NFEC and the BID District. But what they really said is let's have no competition. That may be a new course in economics, but I don't think it's good for Riverhead and I don't think it's going to be good for any place.

The Mendelsohns had property in Riverhead for more than-- and have property for more than 50 years. It's been zoned Industrial since 1964, that's when zoning started in the Town of Riverhead. There are many other people on 58 that have properties that are vacant that are not large pieces, but there are a few large ones. They're zoned either Industrial or Business. And those people expect after paying taxes for 50 and more years that they can use their properties. They are going to come to the town, and they have come to the town and they've asked to use those properties. There's no reason that they shouldn't be able to use the properties.

The statement tonight by Mr. Barth that there needs to be planning, I think fails to note what planning the town has done. Route 58 is a corridor that's about three miles long, commercial-wise, running from Tanger to Northville Turnpike. In that corridor there are three or four large pieces of property that are presently proposed for development. That development is going to result in jobs, it is going to result in consumers coming to this town, it's going to result in taxes for this town. Downtown has the remarkable benefit over a period of years of having millions of dollars poured into it. I don't believe that Route 58 has had a dollar from the town poured into it. The dollars that will come from Route 58 will do more for downtown.

I think that people have to realize that when there are taxes that come from the projects that are proposed, when there are taxes that come from Grumman, there's going to be enough money to fund many things in the downtown area, including Okeanos. And Okeanos is certainly one of the things that's going to permit the town to move forward with the downtown project.

Contrary to what Mr. Barth says, there is a plan for Riverhead. And I think most of the members sitting here have talked about the plan on numerous times-- on numerous occasions. The plan is very simple. The plan is to get money and to do something with West Main Street and to get West Main Street to feed into the downtown area. You can have apartments or condos or whatever is there. And to promote the downtown.

To factionalize this town and to say that there should be nothing until the big people are taken care of is just plain wrong. They're not thinking. I think that they are myopic in their view. I think that the monies that can come from Route 58 will support the downtown area, will help the downtown area, will not hurt it. This is a community that's going to thrive together and all of us in this town, every one of us can be helped by the development of Route 58. And to stop the development of Route 58 is probably going to hurt downtown.

There are people on Route 58 who are offering incentives to downtown. There are people who are offering incentives pursuant to the town law, which is the proper way to do it. And those millions of dollars are going to help fund the downtown area.

To say that we should have no development is just the wrong type of thinking and to factionalize the town is the wrong way to do it. They should be with us and not against us. And I hope they realize that. Thank you."

Supervisor Stark: "Thank you, Chuck. Sherri."

Sherri Wendelkin: "I'm going to change the subject a little bit. I really have a question for the Town Board. On October 15th the Board voted to pay \$330,000 for the former Merrill Lynch building, 106 East Main Street."

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Supervisor Stark: "We authorized the bond issuance."

Sherri Wendelkin: "Right."

Supervisor Stark: "That's different."

Sherri Wendelkin: "Okay. A technicality."

Supervisor Stark: "No."

Sherri Wendelkin: "I've been a realtor in this town for over 15 years and I feel I know the values of properties, especially on Main Street. And I don't feel that that building is worth \$330,000. I don't feel that it's worth \$275,000. Maybe pushing it, it might be worth about \$185,000. And I'd like to know how the Town came up with the price that they decided to pay for the building."

Supervisor Stark: "How did we come up with the price negotiations? Willing to buy, willing to sell, for a person that's been in the real estate business for 15 years, you know how you come up with a price. Willing buyer, willing seller."

Sherri Wendelkin: "I know. But willing buyers usually pay market value, not over market value."

Supervisor Stark: "We could have a long discussion on that."

Sherri Wendelkin: "We probably could. Well, thankfully this Resolution is subject to a permissive referendum."

Supervisor Stark: "Yes, it is."

Sherri Wendelkin: "I'm in the process now of collecting signatures."

Supervisor Stark: "As we understand."

Sherri Wendelkin: "To put this to the vote of the entire populace of the town at the next election."

Supervisor Stark: "Okay."

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Sherri Windelkin: "So I just want people to know I have petitions."

Supervisor Stark: "It wouldn't be at the next election."

Sherri Wendelkin: "Next scheduled election."

Supervisor Stark: "It would be-- if you were to present the town with a petition of five per cent of the last gubernatorial vote, which is 400 and some odd signatures, I don't know exactly-- and you present it to the Town Clerk and it's clocked in, that petition then will be reviewed for proper names, addresses, etc., and just like a voter's petition ballot, and then I believe if I'm not correct, that we have to call for a referendum, a separate referendum within 75 days-- did you say, Bobby."

Robert Kozakiewicz: "Not less than 60, not more than 75."

Supervisor Stark: "Not less than 60, not more than 75. So therefore we would have to get county Board of Elections to come out here and run a specific referendum up. It wouldn't go to the next general election though."

Sherri Windelkin: "Okay."

Supervisor Stark: "Okay. Is there anybody else who would like to make comment at this time? Yes, sir? And that special election probably runs about \$25,000, \$30,000."

Kevin Sherman: "Good evening. I've approached this Board a number of times. My name is Kevin Sherman. I reside at The Pines apartment complex, adjacent to the Tanger II. At the last meeting in Jamesport, we had proposed a 30 foot barrier between the apartment dwellings and Tanger's start of construction. I believe you have allowed a 10 foot barrier to suffice to that. I would like to present the Board with photographs, if I may, on it is not a 10 foot barrier. According to Mr. Tape Measure, at best, from where they put in the light stanchions, it's five feet and eight inches.

In these photographs, it's also going to show the destruction from last week's nor'easter with the sand that filled up the storm drains, caused personal property damage to my automobile, my wife's

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automobile, other people's automobiles in the complex.

You promises us that you would do something, you know, you would look into it, you know. Have there been any building inspectors there? Have there been, you know, are they to code? Because according to Mr. Tape Measure, they are not. You know, and also according to-- "

Supervisor Stark: "Well, at this present time, right here, you know, had you called me tomorrow, I could have sent somebody up specifically where you're measuring from, one these lights-- foundation-- lighting foundations they are being pulled out at our request."

Kevin Sherman: "Why were they allowed to be put in in the first place. I mean, if they're not, you know, I mean, does Mr. Tanager just have the run of the entire town?"

Supervisor Stark: "They are being pulled out."

Kevin Sherman: "The other thing is, is I believe the town noise ordinance is 7:00. If I am correct. Am I correct? It's 7:00 in the morning."

Supervisor Stark: "6:30 in the morning."

Kevin Sherman: "6:30 in the morning?"

Supervisor Stark: "I believe. When can commercial activity start taking place? Seven o'clock."

Kevin Sherman: "Seven o'clock. Well, a quarter past six in the morning, and I cordially invite you to my apartment, if you would like to spend the evening, and be awarkened at quarter past six with-- it's not the fellows working the job. The fellows working the job are wonderful and at 7:00 and they are fine. The people delivering the goods to these fellows that are doing the construction, quarter after six in the morning, you know, and I'm not going to bother the police department with this petty stuff because they have more important stuff to do. But, I mean it's just flagrant violations of town code. And it just seems that it's either going unnoticed or uncared for. And it's really not right."

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You know, I beseeched this Town Board twice before. This is my third time here. And I'm a firm believer in three strikes you're out. You know. But for God's sakes, do something for us. You know, I mean, it's not right. You tell us you will look into it, and nothing's been done. Everytime I come here, nothing has been done. Maybe if you look at these photographs, maybe if you come down and get your shoes dirty and look and see what's going on. Maybe you will have a change of heart."

Supervisor Stark: "Okay."

Kevin Sherman: "But it's really unfair to the 200 people that are in that complex. Mr. Tanger is turning away potential business because these people are going to, you know, they've had it with him. And a lot of these people are voters, including myself, you know. And it's just going to be, you know, one of those things and I want you to look at these photographs gentlemen."

Supervisor Stark: "Okay. If you would give them to Barbara, I would appreciate it. Thank you. Larry?"

Larry Oxman: "Hi. Good evening. Larry Oxman, I work at Riverhead Real Estate here in town. I am also a member of the Hamlet Study appointed by the town and I was elected to be a board member of the Business Improvement District. I just wanted to reiterate what Mr. Barth had spoken about a moment ago and just for the town to take some time and address what is happening on Route 58. And this is not just a BID issue quite frankly. This is an issue that deals with the entire commercial district, property that's zoned right now for commercial development, that's all of Route 58 or the properties that are currently-- the shopping centers. There is also a large vacancy right in some of those shopping centers right now.

Before the town goes on and expands the current commercial district by rezoning industrial property to-- whether it's a business or a shopping center or an overlay, take an extensive view of what these new developments are going to do. And just slow down. Right now, Tanger is adding another 400,000 square feet. The town wanted that to happen but see what that effect is on Route 58. You have had someone up here, Jim used to spoke about the traffic circle

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being a black dot area. You heard people talk about John Wesley Village on Middle Country Road. Middle Country Road is going to become a bypass for Route 58. The Mendelsohn project (inaudible) talks about 2,000 cars at peak hour emptying out into the Route 58 area. There are other figures that talk about much higher numbers than that.

I just-- I would urge the town to take a real look to complete the hamlet study and adopt a master plan. Please don't be seduced by developers that offer incentives. You know. What you decide today is going to affect generations for a very long time. You can't reverse it. Just take things easy. Plan, study and I urge you to please do that."

Supervisor Stark: "Thank you. It's kind of an unofficial scheduled public hearing. There has been no decision made and no decisions will be made so I believe if I'm correct, there's only two parcels of land left up on Route 58 that are properly zoned commercial. That would be the Anderson Farm property, and the Rolle Brother property. Wouldn't that be right? The rest of it is office service, some industrial and what have you. So that's the only two parcels of land right now. And Billy is shaking his head no, maybe he knows another one. That's a small parcel. A very small portion. I just-- this is not a public hearing of any sort. We are very much interested in what people have to say whether it's the BID, whether it's Route 58, whether anybody, but it's not a contest here tonight. It's just a kind of an open forum discussion, let's put it that way. Yes, sir."

Tom Tartaglia: "Good evening. My name is Tom Tartaglia. I live in Wading River for the past 24 years. My wife and I have been shopping heading west for the last 22 years. It's been the last two years that we enjoy going east. All I can see, I, too, oppose the moratorium on the stores that are being built. I travel -- give you an idea-- used to go to a movie theater, I have to leave my house, go to William Floyd Parkway, go down to the expressway, and then to exit 64. I read in Suffolk Life that Home Depot, a movie theater and a restaurant. I don't think they would hurt the economy out here. They would help it. They would improve jobs for steady work and it would also help the construction industry which is down right now. And also in the last three years, my taxes in Wading River are starting to climb. Between Grumman's and between

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the school taxes, they are really starting to jump and I'm not looking to jump and catch up to these other school districts. We had low taxes, but now they are really starting to climb.

I think with these other stores being built and with the taxes being built here that would help our taxes. That's all I have to say."

Supervisor Stark: "You may only wait a couple more weeks and you are going to get a decision on the Lilco certiorari, too. Which I know is coming out very shortly. Way in the back, Patty. We will go back and forth, pro and con."

Pat Frankenbach: "Pat Frankenbach. I live in Riverhead. I own a business in Riverhead. I've prepared a whole lot of stuff, but I've decided not to read any of it. Two things I want to make very clear. First of all, what the BID is opposing and what I am very opposed to is change of zones on these properties. These properties were zoned in 1964 for industrial for a reason. They've been paying industrial taxes on these properties for a reason and I feel it's patently unfair that they should be changed zones at this present time and as far as the fear of competition, so far those of us that are downtown have withstood the competition from Tanger and we are starting to bounce back. Now, we are going to have Tanger II and we will try to bounce back from that. Then we may have Tanger III and we will try to bounce back from that. Then we will have the Riverhead Center and we will try to bounce back from that. Then we will have the Serota development and we will try and bounce back from that. On top of that, we also have the Caldor shopping center which, from what I understand, you know, will be virtually empty. The Waldbaums shopping center that will be virtually empty. We have a TJ Maxx shopping center that will be virtually empty."

The fact is the town of Riverhead has the lowest median income of any east end town, I believe even in Brookhaven and possibly all of Long Island. We do not have the discretionary income to support all of these stores. These are stores that are present up west, they are not going to attract the shoppers from way up west. There's a Bed and Beyond up west. There's a Home Depot in Patchogue. There's a Home Depot in Selden. People are not going to go out of their way for these.

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I look at the Goodales and what they've done with Riverhead Building Supply. They pay their people much more than \$7.00 an hour which is the average wage at a Home Depot store. They pay their people living wages. Tanger shopping center, aside from managers, pay their people \$6.00 or \$7.00 an hour. These jobs do not take the place of the jobs that were lost by Grumman. We need industrial jobs. We don't need more retail jobs. We need businesses that we can pass down to our children, not again, minimum wage jobs that go nowhere. People that are working in retail shopping centers such as Tanger that are clerks, work two and three and four jobs between two people in a family to pay their taxes. They have no life.

And what we have done is entrusted the Town Board with the quality of life, not only for us but for our children as well and our grandchildren. And retail jobs do not provide any quality of life.

The only other point that I want to make is a lot of these people that are standing around here clapping all of this development are people that belong to unions, construction unions from Hempstead. Excuse me. And when they leave and they go back to Hempstead we are left with the wreckage. We do not want the town of Riverhead to turn into Hempstead and we are very, very proud to say that. Thank you."

Supervisor Stark: "Thank you."

A.J. Travis: "Hello, my name is A.J. Travis. I live on Lincoln Street. I'm not representing anybody. I'm not in any unions. I have two kids in this town. The two kids have to fight to make sure through our divorce settlement that they went to school in Riverhead. I have a historical landmark house in Riverhead. I intend to be in Riverhead for a long time. I would like to see the character of Riverhead preserved as much as anybody. I've got a lot at stake in it at this point. But, when I grew up in Hampton Bays, we always traveled to Smithtown, Smithaven Mall, all places up the island. One of the reasons since I moved to Riverhead that I am attracted to the most is the convenience of things, there's so much that's so available for us right here in town. And it is kind of embarrassing as the other gentleman mentioned to have to go to Mattituck to take my kids to the movies. I think stuff like a movie theater, I don't care how many movie theaters are in it, was

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a great idea. I like the additional shopping that I have available here. I make jokes to most everybody I meet that lives in any town east of here that if you want anything now, you've got to come to Riverhead to get it. I was making jokes with my partners today that there is so much available in Riverhead and things-- not so much with Tanger III that really wouldn't interest me too much, but like the Riverhead Center with the Olive Tree in there, Home Depot would be a good-- we are done to one lumberyard in town. Having another lumberyard wouldn't be a bad idea. And I would be opposed to that moratorium simply because some people don't want to see either their businesses go down hill or they've got some business out of the area or out of where people go to shop. It's a sign of the times. It's not like special to Riverhead. Not just recently. But like in general, the past 20 years people are shopping in shopping centers and areas like that and there's nothing you can do about that.

You can have a moratorium to stop in Riverhead what's happening all across America? That's just a change in our society that they are going to have to deal with. That people are going to be shopping. (inaudible) moratorium against it, you know, based on just the facts that anyone's brought up so far. That was it."

Supervisor Stark: "Thank you. George, you know you are going to be the finale so just put that hand down. I'll get to you."

Jeff Tetrault: "Hi, my name is Jeff Tetrault and I've lived in Wading River for 29 years and my kids go to Mercy High School and, you know, I have to work in Long Beach. I don't live in Roosevelt. I have to drive all over to go to work and it's nice to come to town and have a job here and a place to go to the movies and everything else in Riverhead town. And to help us with our taxes that are going up and up. And that's all I have to say."

Supervisor Stark: "Thank you. I'm working forward."

Rolph Kestling: "My name is Rolph Kestling from Wading River. I would like to change-- oh, where did he go? I see people sleeping and I just want to change the subject a little, going back. You are going to be working on a town budget. It's not settled yet?"

Councilman Prusinowski: "That's correct."

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Rolph Kestling: "I see there's quite a lot of raises everybody got, cost of living, inflation, merit raises and all that, and people are entitled to that. Now, the government said cost of living is 2.9%. For me it means about \$400 a year. I'll take it. All of a sudden I was thinking, when I was reading that the unions got it under contracts, the town officials have gotten their raise, department heads have gotten their raise. Fine. Then I started thinking, you know what about that one town official that let that letter of credit expire, cost the town, us taxpayers \$68,000? Does he get a raise?"

Councilman Prusinowski: "He's not employed here any longer."

Rolph Kestling: "That's right? And how are we going to recoup the \$68,000? I've got an idea. Why don't the whole Town Board get together and you know pro rate it down and try to make up the \$68,000? Thank you."

Councilman Prusinowski: "Okay. It's a good suggestion."

Ken Zahler: "I would like to address the discussion that's been going on this evening regarding the change of zone issue for Route 58. It's a very difficult issue you have before you and I'm glad I'm not up there. Downtown Riverhead, the BID protesting the change of zone is certainly understandable. They've seen tremendous decline in the amount of business downtown and they are threatened by future commercial expansion on Route 58. However, I believe that what you all know that I'm working on, the Aquarium coming to downtown, I believe with the presence of an aquarium on Main Street, Riverhead, the issue of sufficient traffic for stores on Main Street to survive will no longer be an issue.

No matter what happens on Route 58, stores on Main Street will be successful, will be very successful. And I don't think it's an issue of whether or not this project should be built on Route 58 because if you don't grant the change of zone on this site, they'll construct somewhere else. So it will happen regardless of the action on this issue. The question is do you want to allow it on this particular site? From looking at the proximity to intersections and roads will carry the tremendous amount of traffic away probably more efficiently than some other sites which are already zoned okay.

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In addition to that, I think we have to ask ourselves is there a possibility that without the change of zone on this site, the project would, perhaps, just go a few miles west into Brookhaven town and draw the same amount of business but not give taxes to the town of Riverhead."

Councilman Prusinowski: "Just to jump in here for a minute. The job of the Town Board is planning, is a balance. The reason why we entertain the aquarium with the Okeanos concept, is when Tanger came to town that was tourist related business and that was the other piece of the puzzle. All the years that I've sat up here and the right thing to do is not to worry about what the developers want, it's what is good for the town.

Now, what we have is a classic confrontation here we haven't had in about 10 years because it's been pretty slow. Contrary to what everybody thinks, we really haven't built that much commercial development. I know it looks that way because some of the industrial areas are now being developed but our job is to sift through the big three parcels now that are trying-- and everyone on them, they are all going to disagree with me, but everyone of them needs something special from the Town Board. And it's going to be our job here to sift through that and determine what is in the best interest of the town for future generations. Because once these things go in the ground, you never take them out. Unless they become abandoned. That's what we have got to do here.

My point is that the aquarium, I know we are getting a lot of flack around town about it, which we are going to answer some questions. Tomorrow we are having a work session on it and it will be reported accurately. But planning is a balance here and you have to keep the economic balance going around town so we don't have empty shopping centers like Caldors because then they go and sue the assessor's department because they're not generating the income and we lose it there and that's what we are really faced with right now.

And, you know what, the least of it is what's good for the developer. Our job here is what's good for us."

Ken Zahler: "I would never begin a conversation or even incorporate in conversation before this body as to what's best for the developers. If you got that impression, I-- "

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Councilman Prusinowski: "No, no, no. I'm just making that statement because-- "

Ken Zahler: "Okay."

Councilman Prusinowski: "-- I think it has to be said because that's really what our role is here. And I know what you're saying is-- which I support 100%. I think we need that tourist destination that was part of the original plan when Tanger came to town. It's not stuff that we made up out of thin air because we wanted to keep the economic opportunities going so that-- it's not so much that the businesses make money, it's that the tax-- commercial tax base grows and prospers so that it keeps pace so that when the school taxes-- look, the kids are going to go to school. You have to educate them, we need police. I'm going to do something Allan used to say, you got police that got to be paid, the school teachers have to be paid, kids have to be educated, there are some services we need. You have to keep-- and our problem in Riverhead has always been is that every time we make a little leap forward on the commercial tax base, we have a little setback. We're not like Southampton, or East Hampton. We have all this oceanfront and the millionaires' mansions.

So, now we got the challenge of Grumman there because they left the island and that's one of the reasons why we have the tax increase this year is because we lost that tax base and quite frankly, if we didn't have Tanger in town, the tax base-- school tax increase in the town would be double what it is today. Practically. If it wasn't for the Tanger.

So, these are some of the things that we have to as a community-- "

Supervisor Stark: "I don't want to override him, but it would be a lot higher than double."

Councilman Prusinowski: "It would be higher. I won't say double, but it would be a lot higher. If they weren't here."

Ken Zahler: "I understand that. You are talking to the guy who has had his budget shot down."

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Supervisor Stark: "Okay. Thank you, Kenny."

Ken Zahler: "Thank you."

Supervisor Stark: "Is there anybody else who would like to make comment? Judge, or tonight, Counsel. Sorry, George."

Henry Saxtein: "Good evening, ladies and gentlemen."

Supervisor Stark: "Grucci always has a real finale. That's what I'm saving you for."

Henry Saxtein: "My name is Henry Saxtein. I have offices at 737 Roanoke Avenue, Riverhead. I represent clients who have parcels on both north and south sides of Route 58. They are in the process of developing these parcels and they're opposed to any type of moratorium. Fortunately they are in a situation where they're not required to request something special from the town. They're in a situation where they are planning within the current zone and have permitted uses within the current zone."

I would just like to stress to the Board that my clients are in such a situation that a moratorium would very adversely affect them. They have a situation where they have to pay a state taxes. And state taxes are due and any type of moratorium that would slow down their particular projects would have a very strong adverse affect on them.

This family has had this property on Route 58 for over 50 years. I checked the zoning code, Business B zone of 58 was established in '59 when zoning was established in Riverhead. And these parcels were within that zone since '59. So I would just try to reiterate for the benefit of my clients that if you do try to change any of your planning or if you do consider further studies on areas that are currently zoned, that you not invoke or use a moratorium on parcels that are currently zoned for permitted uses for business growth."

Supervisor Stark: "Fine, Henry."

Henry Saxtein: "Thank you."

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Supervisor Stark: "Again, I would like to remind the audience this is not a public hearing, it's just an issue that's been brought up via an advertisement and has brought two interested parties together. This Board will probably discuss the thoughts of both parties, might even end up sending it to the Planning Board for their consideration, what have you. But there is no firm decisions being made. We are just voicing some opinions here tonight. Howie, you've got your hand up? I'm sorry. Bobby. You are getting tired. Is that hip holding out?"

Bob Gianos: "My name is Bob Gianos and I'm the developer-- one of the developers of the Riverhead Center project. I'm also several other things in town. For 17 years, we've been the people who cleaned up 821 Main Street; still own it to this day. It's across the street from town hall. That was a project that was suffering terribly and those people in the downtown Business Improvement District who were organized in 1990 were all here then and yet it was our company that came in and did something about it. And still has it today.

Two and a half years ago with the old Holiday Inn in the state of disrepair, it was our company, again, that came in to Riverhead and picked that up and it's the Ramada today, fully renovated, contributing to this community. Once again, I say where was everyone then who opposes us today?"

Supervisor Stark: "Just put a little light on it, Bobby, I think that's what they want you to do. Come down and pick up a lot of stores downtown."

Bob Gianos: "Well, I'm going to get to why that's not such a great idea or how we can help. In the process of conceiving of Riverhead Center, we looked at how not to conflict with the community; how not to conflict with Tanger; how not to duplicate services and how not to potentially provide something to Riverhead that didn't exist here. The site, which is the old Mid-Island Lumber site, which was a lumber yard for 30, 40 years, run by the Mendelsohn family has been here for 50 years and a piece of business be there which had been designated for the multiplex and always was looked at as a place to put a multiplex. It's a great five way intersection. It's a lot closer to the expressway than it is to the circle.

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Well we came and we studied. We met with people. We met with officials. We met with tenants. I walked downtown. I know what's down there. I supported Okeanos. And we put together a project that but for what I would consider controversial tenant that affects a specific business in town, does not hurt downtown. It helps downtown and I'm wondering why after having met with the BID for three hours and all I heard was Home Depot, Home Depot, Home Depot, why they think that a Barnes and Noble, a Regal theaters that's pledged in writing to help the downtown theater, Suffolk Theater which our tax dollars are supporting, okay. And I pay 2% of the total taxes in this town. All right. I don't know what Pat pays. She talked about get a life in retailing. She's a retailer. Okay. There has been one heck of a lot of taxpayer welfare, taxes produced throughout the town, whether it's in the agricultural areas on Route 58 being funneled downtown to rebuild houses, rebuild the Suffolk Theater, buy the aquarium project, rebuild a boardwalk, fix this, fix that, and I support all that.

And when they turn around and say, well, you know what? We need an aquarium. How are we going to get the money for it? We can't raise taxes anymore. Maybe we ought to think about where we are putting in an entire commercial sewer district that can support development, that could be our golden goose.

The only way to help downtown is to anchor it with an attraction, knock down what's not useful, and transition it into the next century. Downtown-- I came here today and took inventory at 5:15. There weren't five businesses open downtown. Okay. Not five. Including the hardware store. Where are you supposed to go when you get out of work if you need something? You are not going downtown unless you want a drink or a beer or have dinner. Okay. Downtown has got to become vital after hours. It's got to become vital after hours because of an attraction. Attractions need money. Okay. And I'm not here to seduce anybody.

We thought we would put together a project that didn't hurt anybody. And now we find ourselves in the middle of a controversial battle with the group that has been consistently the largest recipient of tax dollars to be spent in this town. I don't want to fight with them; I want to help them. I sit on economic advisory panels here; I'm in this hotel once a week, I slept there when it was a crummy nothing so I can get up and renovate in the morning.

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And I don't want to be looked at as a bad guy who comes in from the outside. We've been in this town 17 years and handled some of the worst problems. You look at downtown. It's got West Main Street on one side. It's got housing that needs to be redeveloped on the other side. And it's bordered by Southampton that everybody thinks is Riverhead. And it lies in between all that.

But what's it going to take to knock down stuff on West Main Street? What's it going to take to redevelop housing for people over on the other side of town? And what's it going to take? It's going to take money and it's going to take cooperation.

The fact that our BID has gone over to Southampton and to Southold to seek support for development moratoriums that would benefit every taxpayer in this town, not allow people to have the convenience of going to a movie theater in their whole town, a movie theater that's pledged to help downtown and show film when it's dark. That's ridiculous. Who are they representing? Certainly I'm a taxpayer in this town and they're not representing me when they say that.

So I would be happy to sit with the BID again and understand their concerns, their real concerns, since there's no overlap between the tenants he's proposed at Riverhead Center and what exists downtown. I'm the first person to create linkage between a development project on Route 58 and downtown in the form of a movie theater cooperation agreement that was signed by Regal.

So I would like to be part of the solution here. I would like to look at projects downtown as well. I would like to have the BID reconsider why they think we are bad for the people and the town of Riverhead and the 850,000 in taxes that can come from this project and whatever incentive fees and the 1200 jobs and the \$10,000,000 in construction payroll for union jobs. I don't see where we are hurting them. Thank you."

Supervisor Stark: "Thank you, Bobby. Needles. That's an old nickname we gave him years ago."

Jim Golden: "My name is Jim Golden, a lifelong resident of Riverhead. And I just would like to say, if you want to see Riverhead grow and develop, move into the 21st century, let it grow."

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Let it develop. Build it up. As a matter of fact, you should put Tanger III downtown somewhere. If you could fit it in. Now this past weekend, we were vacationing up in Niagra and we met a young couple from Malaysia. And I was talking to these young people and he says, where are you from? I says Riverhead, Long Island. He says, you mean Tanger? Honest to God, that's what really happened."

Supervisor Stark: "Thank you, Jim. We are going to take up the Resolutions here in a minute anyway."

Bob Gianos: "Okay. There was some information presented before by Pat that was just wholly incorrect in factual content. In terms of the shopping center over where the King Kullen is and what-not. We tried to buy that on two occasions. He will not sell it. He couldn't care if it goes empty, he gets his rent from those guys. He hasn't put a penny in that. The Town Board has given him increased coverages over the year. The place floods to the height of a car door handle. He knows that he's sitting on something that some day he will flatten and redevelop. And it's a 200,000 foot site. And the more popular Riverhead becomes as a regional area, or as a destination area, or as a tourist area, the happier this guy is. He won't let it go. We tried twice. Okay.

And I will tell you somebody else in town that we tried to buy out to help the town, given our experience in housing. I tried to buy the Roanoke Gardens twice. I put in another offer last week. He won't sell and runs it as a slum. I spent three hours going through it with builders a couple of Fridays ago. The place is falling apart. Okay. So whenever somebody sees something that looks bad on the surface, there's always a story behind the story. Okay. So those aren't empty and they're not going anywhere. You've got a happy owner down there choosing to keep his real estate like that and the only thing that will spur bad real estate becoming good real estate is competition and change in hands.

Same thing happened with both projects I've been involved with in the town."

Supervisor Stark: "Thank you, Bobby. George, finale."

George Schmelzer: "Did you say finale?"

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Councilman Prusinowski: "Like fireworks finale."

Supervisor Stark: "Oh, you've got your glasses. That's dangerous."

George Schmelzer: "They fell apart, I have to use a paperclip to keep them together. This Boy Scout land on 25 near Wading River, I think they should push to make it be a golf course, bring some tax money in. I remember when Nassau County Boy Scouts got it rezoned. I think it was Industrial, whatever it was, and the Town Board didn't make it conditional that it would become on the taxroll, so the town tax, they say, you can't tax that. We just march a few Boy Scouts through there once a year. And it wasn't taxed. Not even now. So at least if we could get something out of it now. Don't give it to Richard Ampere. The hell with that. That's number one."

Councilman Prusinowski: "It's out of our hands."

Supervisor Stark: "Sharon, do you want to close that door back there for me, please?"

George Schmelzer: "And I hear rumors that Home Depot wants to come to town but you refused them. Is that true?"

Supervisor Stark: "That is absolutely false."

George Schmelzer: "That's good. Thank you. (inaudible)-- this will be the shopping center for all the five eastern towns. That would be good."

Supervisor Stark: "Is that it?"

George Schmelzer: "Yes. No, wait a minute."

Supervisor Stark: "I'm going to resolutions."

George Schmelzer: "Wait a minute, wait a minute. These bonds you passed, why don't you bring them all to a referendum? Why do you have to be so sneaky and without doing that? Now, the eastern towns they consider their taxpayers. They put it up to a referendum, a million or two. You don't even think of that. Why not?"

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Supervisor Stark: "It is a permissive referendum."

George Schmelzer: "Huh?"

Supervisor Stark: "It is a permissive referendum."

George Schmelzer: "That two million dollars?"

Supervisor Stark: "Yes."

George Schmelzer: "You are buying farmland? Is it?"

Supervisor Stark: "All right, George, come on. Yes."

George Schmelzer: "The way I understand it, it ain't. You put all these bonds to a referendum, you should. The way you are doing it now-- "

Supervisor Stark: "Every one is."

George Schmelzer: "Yeah. I didn't see anything on it yesterday on the voting machine."

Supervisor Stark: "It didn't go on the voting machine. It's what you call a permissive referendum."

George Schmelzer: "Oh, that's not a referendum. You mean why don't you volunteer it like the eastern towns do? People have to get a petition for every bond issue you want to put up?"

Supervisor Stark: "No."

George Schmelzer: "Well, it looks so. Come on."

Supervisor Stark: "Come on."

George Schmelzer: "Yeah."

Supervisor Stark: "All right, I've got some other people."

George Schmelzer: "Wait a minute. You let somebody talk for 15 minutes, I can talk for-- "

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Supervisor Stark: "Well, he read a book."

George Schmelzer: "Well, this is my book."

Supervisor Stark: "Howie."

George Schmelzer: "You've got this plan out in the hall here."

Supervisor Stark: "I don't-- you comments-- "

George Schmelzer: "Vanderbilt Park, improving it. Why spend all the money down there? There's more people in Southampton town that use it than from Riverhead."

Supervisor Stark: "There's nobody-- that is just a conceptual artist's conception of what it could look like and what it could be. We are working with the state. If that dike breaks, you won't have a river to worry about."

George Schmelzer: "Still I don't trust you. The way you've been acting."

Supervisor Stark: "All right. Okay."

George Schmelzer: "All this problem about traffic on 58. Why don't you get on to petition the state and stick to extending the expressway to Cross River Drive? You have to do it anyway. They say there's no money. Go west of here, Sunrise, the expressway, the money they are spending, many times what it would cost them for this. And there was no intent to leave it hanging like a dead stump on a tree. Really. Are you getting tired?"

Supervisor Stark: "No. No."

George Schmelzer: "And not enough of LaValle, he proposed to make all the land between the river and Route 25 from Calverton to Riverhead a park. After he snuck through like a weasel, which he is I think-- "

Supervisor Stark: "He's always spoken well of you."

George Schmelzer: "He did?"

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Supervisor Stark: "Yes."

George Schmelzer: "Well, I'm a weasel that doesn't bite. So he passed this river law, contrary to what Riverhead wanted."

Supervisor Stark: "He and Joe."

George Schmelzer: "So I understand. Unless Joe Janoski was kidding me. So now that people have houses there they can't improve them, they can't improve anything, they can't do anything, so the house is slowly going down decrepitly. They get rid of that damn law, that would improve. Why should that be a parkland? He says the people that drive by, they can see the river. They shouldn't do that; they should look at the car in front of them, not the river."

Supervisor Stark: "Thank you, George."

George Schmelzer: "I didn't say I'm done yet."

Supervisor Stark: "You are very close to it."

George Schmelzer: "I'm getting closer."

Supervisor Stark: "Yes, you are."

George Schmelzer: "I suggest that LaValle do something like with Belle Terre where he lives so the people can come up there on the bluff and look at the beautiful sound."

Councilman Prusinowski: "You are losing your audience. They are going home."

George Schmelzer: "Let them go home. I'm going home too myself, pretty soon. See what I missed here."

Supervisor Stark: "Thank you, George."

George Schmelzer: "Wait a minute."

Supervisor Stark: "If you missed something, come back up because I have Billy Talmage behind you who wants to speak."

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George Schmelzer: "Now we just find out tonight that Joe Janoski is the guy who slipped up on your letters of credit."

Councilman Prusinowski: "I didn't say that."

George Schmelzer: "Well, you implied that."

Councilman Prusinowski: "I didn't say that."

George Schmelzer: "Well, you implied that. You said the guy isn't in office. Now, who else-- "

Supervisor Stark: "George, George."

George Schmelzer: "And I think it's due maybe next week, have a hearing. He wants compensation."

Councilman Prusinowski: "I didn't say that."

George Schmelzer: "I know you didn't."

Councilman Prusinowski: "I didn't say it was Joe."

George Schmelzer: "You said he's not in office now."

Councilman Prusinowski: "No, I said he's not employed here now."

George Schmelzer: "Who is it? Are you ashamed?"

Councilman Prusinowski: "No. I'm not ashamed. I'm part of managers here. It's our responsibility. I was part of the problem. We had a procedure in place which Jimmy has corrected that allowed that to happen. I'll take my share of the responsibility. You are a baseball manager, if the team wins, you get the trophy. If you lose, you get fired. Okay. So I was fired once from the voters. If that's the case, you go in there next time and vote against me."

George Schmelzer: "In baseball-- "

Supervisor Stark: "George, we've had a long evening."

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George Schmelzer: "All right. He's having a hearing next week for he wants compensation. Riverhead town is responsible for \$50,000 a year, in each case, you are going to let that go? Give him \$50,000 for nothing."

Supervisor Stark: "It is being fought in court."

George Schmelzer: "You say is Court, I didn't hear that before. Thank you very much."

Supervisor Stark: "You are welcome."

George Schmelzer: "See you next time. Goodbye."

Supervisor Stark: "Really."

George Schmelzer: "I know, listen to your damn resolutions. Goodbye."

Supervisor Stark: "Thank you, George. I need some more old pictures, too."

George Schmelzer: "Pictures?"

Supervisor Stark: "No. I shouldn't say-- come on, Bill."

Bill Talmage: "Yes, thanks for making time for me, Jimmy. I'm Bill Talmage, lifelong resident of Riverhead. I was a real estate consultant for Tanger I and Tanger II. I am not the real estate consultant for Tanger III. I am president of Charlie's of Long Island and I'm a partner in the Riverhead Center project and East End Ramada. I also am very concerned about downtown. I've served on the BID committee. I served on the BID real estate committee. I served on the BID cultural advisory committee and I was chairman of the Okeanos capital campaign committee. I care very much about downtown. I think this is a question of approach. I believe that we've got to play offense and not defense. As we heard said many times before, I want everybody to understand a little bit of history here."

For six years I was trying to bring a multiplex to Riverhead and put it on the corner of Mill Road. And we had everybody. And

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you couldn't make the numbers work. You are also aware that years ago we became aware that Home Depot had become interested in Riverhead and the other project that never happened. Then we began to hear that Home Depot was looking around. It was in the paper that they were negotiating on the Rolle property which is zoned business and would be a traffic nightmare in my opinion.

So we went and said well, if they are going to come anyway, let's put them down here with the movie theater and make it all work. And that's what Bob Gianos did. And he came in with a lot of good businesses. That center is made up of all anchors. It's not a strip center. There's no pizza parlors and bagel shops and laundromats in there. They are all anchors. People want a Circuit City. So I'm looking for a new computer. I want to go and buy it in Riverhead. People want a Barnes and Noble book store. They don't get built in bad neighborhoods. It raises the whole image of Riverhead.

People very much want that big supermarket. I, frankly, was surprised by that. But people don't like to have to choose between three heads of lettuce in the supermarket. All of these things really matter in terms of competition.

Now the other thing is Riverhead Center was willing to put together a very large impact fee to help downtown. And as you know we got that out of Tanger as well. I'm very much in favor of that and they were able to tie the Regal theater to working with the Suffolk Theater. If we are going to spend the kind of money we're spending on the Suffolk Theater and use it for yet another local production of the Sound of Music, it's going to eat every year. We've got to do something whether we need to put people on the street after 5:00. And if that theater is being used to exhibit movies, that will be great.

I also want to point out-- I'm not going to go through everything here, but the TJ Maxx-- I know I'm being real quick here-- the TJ Maxx center-- "

Supervisor Stark: "Because this all-- the project is in the planning board right now. Is it not, Rick? Yes. And at some point, there's going to be a public hearing."

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Bill Talmage: "Some of these things need to be known though. People need to know that-- "

Supervisor Stark: "This is kind of an unofficial public hearing here tonight. Pre-game scrimmage here."

Bill Talmage: "People have to know the facts. I believe Home Depot is coming to Riverhead."

Supervisor Stark: "I'm going to have to listen to this again, I'm sure."

Bill Talmage: "Yes, you probably will. And I also believe that-- we investigated buying the TJ Maxx center also for another client. They didn't even want-- the owners of that center didn't even want to know the price. Didn't even want to talk about it."

Councilman Prusinowski: "Let's go back to King Kullen. Do you know how many times they have lied to us when we gave them that extra lot coverage. Excuse me for being a little cynical here. Now this is not a reflection on Bobby or the people here, but sometimes developers come in, they tell you what you want to hear and then they do the opposite after they get the approval."

So what I'm trying to tell you is that you are a salesman; I'm a salesman. We are both in sales. Let's keep the over-selling down on this one because what we have to do is examine the facts calmly here and put together a plan that makes sense for the town. That's everything. That includes the big three competing, should we go to an aquarium? Should we go with Tanger III? This is a classic like we had in the upzoning wars in the '80's. This is a great discussion we are going to have in the next couple of months and I think it's a very important one. So let's keep the hype down and get down to the facts because I remember Pete Danowski up here-- and we will do-- and you're right-- you open up the door and people can't even get in to the King Kullen and King Kullen is disgusted, they want to get out of there."

Bill Talmage: "Well, it's important to understand there are different kinds of developers, but-- "

Councilman Prusinowski: "I know. I agree with that."

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Bill Talmage: "And, but also I'm very interested in playing offense downtown. We've got to be open when people want to shop. One of the things that frustrated me, the potential is there, you know, was there for Tanger to join the BID. There would have been a lot of money for marketing. It was decided they didn't want that. Tanger offered the (inaudible) up at the Tanger Mall to the BID a year ago. Nothing has been done. We need to play a little offense here guys. That's what I'm saying and I think we can still harvest a lot of these out of town shoppers. The Riverhead Center project could pay the equivalent of three-quarters of what we were getting from Grumman in taxes and state aid. We need that badly. So, I'll be quiet."

Supervisor Stark: "We are going to take again a 10 minute break and we will come back and do the resolutions at 10:35."

Recess

Meeting resumed at 10:34 p.m.

Resolution #829

Councilman Prusinowski: "Resolution authorizing the issuance of an additional \$450,000 serial bonds to pay part of the cost of the increase and improvement of the facilities of the Riverhead Water District. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #830

Councilman Lull: "Resolution making certain determinations in relation to and approving the establishment of proposed Extension 47 to the Riverhead Water District pursuant to Article 12-A of the Town Law. So moved."

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Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #831

Councilman Kwasna: "Order authorizing extension of Riverhead Sewer District John Wesley Village II, Middle Road, Riverhead. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #832

Councilman Wittmeier: "Order authorizing extension of Riverhead Sewer District Riverhead Building Supply Corp., Pulaski Street, Riverhead, New York. So moved."

Councilman Kwasna: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #833

Councilman Prusinowski: "Authorization to publish bid for

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electrical supplies. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #834

Councilman Lull: "Awards bid for contract no. 3, storage tank Plant No. 10, tank and booster pump station, Riverhead Water District. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #835

Councilman Kwasna: "Authorizes the attendance of Water District personnel at a 1B Water Treatment Course. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

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Resolution #836

Councilman Wittmeier: "Waives parking meter fees for holiday season. So moved."

Councilman Kwasna: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #837

Councilman Prusinowski: "Authorizes Supervisor to execute traffic signal agreement with Suffolk County Department of Public Works. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #838

Councilman Lull: "Awards bid on snow plow parts and spreader parts. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

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Resolution #839

Councilman Kwasna: "Authorizes the Town Clerk to publish and post notice of Public Hearing for Suffolk Pipe & Manhole Corp., special permit. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #840

Councilman Wittmeier: "Declares lead agency and determines significance of action P.C. Richard & Son addition - special permit and site plan. So moved."

Councilman Kwasna: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #841

Councilman Prusinowski: "Awards bid for contract No. 1, general construction and mechanical work, Plant No. 10, Tank & booster Pump station, Riverhead Water District. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

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Supervisor Stark: "Opposed? Motion carried."

Resolution #842

Councilman Lull: "Authorizes the Supervisor to enter into an agreement with the Riverhead Business Improvement District Management Association, Inc. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #843

Councilman Kwasna: "Awards bid for contract No. 2, Electrical Work Plant No. 10, Tank & Booster Pump Station, Riverhead Water District. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #844

Councilman Wittmeier: "Authorizes Town Clerk to publish and post advertisement for town wide leaf pick up. Notices to be placed in the News-Review issues of November 7, 14 and 21, 1996 and Suffolk Life issues of November 13, 20 and 27, 1996. So moved."

Councilman Kwasna: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All

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in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #845

Councilman Prusinowski: "Awards bid for Phase 3, Extension No. 45, Riverhead Water District. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #846

Councilman Lull: "Authorizes Town Clerk to advertise for bids on bulk salt for snow and ice control. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #847

Councilman Kwasna: "Authorizes the Supervisor to execute agreement with Nextel. I believe that this is the company that wants to put the antennas on the water tower. So moved."

Councilman Wittmier: "Seconded."

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Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #848

Councilman Wittmeier: "Authorizes the Supervisor to enter into an agreement with Cashin Association. This is the engineering study on the Rimland Building. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #849

Councilman Prusinowski: "Authorizes execution of contract for the restoration and improvements for the Hallockville Museum Farm. It's an amendment to 802. This is from the state fund ISTE program money that we received for Hallockville. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #850

Councilman Lull: "Authorizes the Community Development Department to submit a grant application to the U.S. Department of Justice"

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for COPS More funding. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #851

Councilman Kwasna: "851 awards bid for food. I believe this is for the Senior Citizen Nutrition Center. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #852

Councilman Wittmeier: "Appoints members to the AG and Open Space Select Committee. They are Henry Talmage, Lyle Wells, Jake Gottkamp, Betty Brown, Leroy Barnes, Richard O'Dea and myself. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

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Resolution #853

Councilman Prusinowski: "Authorizes the Town Clerk to publish legal notice. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #854

Councilman Lull: "Table Resolution #854."

Supervisor Stark: "Is this on your left turn? A motion to table 854. Is there a second?"

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion to table 854."

Councilman Lull: "854 was a resolution about the right turn only signs. We are going to do a little bit more study on that first before we finish it up."

Resolution #855

Councilman Kwasna: "855 approves the site plan of Rad Oil Company, Inc., which is Gulf gas station canopy and convenience store. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

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The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #856

Councilman Wittmeier: "Amends site plan of Melo Enterprises.  
So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All  
in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution No. 856

Supervisor Stark: "Is there a motion to pay the bills?"

Councilman Prusinowski: "So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All  
in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #858

Councilman Prusinowski: "Appoints public safety dispatcher in  
the Police Department. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Why don't we do 859 and 860?"

11/6/1996minutes

Councilman Prusinowski: "Okay. I'm going to move 858, 859, 860. We're appointing Public Safety Dispatcher, Account Clerk Typist in the Police Department, and Account Clerk Typist in the Police Department."

Supervisor Stark: "One's is JAB."

Councilman Prusinowski: "Oh, one is the JAB. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #861

Councilman Lull: "861 is a budget adjustment in Street Lighting. 862, the Scavenger Waste District, 863, the Sewer District, and the Highway Department and the General Fund budget adjustment. So I will move all those."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor? These are-- as we approach the end of the year, we are starting to adjust our budgets. I am happy to report that the 5% encumbrance that we did put on the budget this year earlier, is paying its fruits and we should have some good news here in another month or so. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motions carried."

Resolution 865

Councilman Kwasna: "865 is a General Fund budget adjustment. So moved."

11/6/1996minutes

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Councilman Prusinowski: "There is one quick announcement for the people who live in Jamesport. Everybody has been asking. Laurel, Jamesport, South Jamesport, Aquebogue, all roads between the Southold town line west of CR 105, November 18th will be the week we come through that area to pick up the loose leaves by the Highway Department. And then read the local papers for the rest of the schedule."

Resolution #866

Councilman Wittmeier: "Authorization to republish bid. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion on the rebid? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried. And also for the viewing audience tonight, remind that Monday, November 11th, Meetinghouse Creek Bridge will be closed from Monday through Friday for the repair of that bridge and that traffic will have to be re-directed towards the Jamesport area to come back. This bridge is over 100 years old. It has gotten to the point where the Suffolk County DOT has declared an emergency and we will do that work next week, so bear with us, we will get it done as quickly as possible and, hopefully, it will only be three or four days of inconvenience to the residents of Aquebogue, South Jamesport."

Being no further business, this meeting is adjourned."

Meeting adjourned: 10:45 P.M.

*Barbara L. Lutton*  
Town Clerk