

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, October 7, 1980 at 7:30 P.M.

Present: Joseph F. Janoski, Supervisor
Francis E. Menendez, Councilman
John Lombardi, Councilman
Antone J. Regula, Councilman
Victor Prusinowski, Councilman

Also Present: Kevin Duffy, Town Attorney

Supervisor Janoski called the meeting to order at 7:30 P.M., and the Pledge of Allegiance was recited.

Councilman Menendez offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Minutes of the Town Board Meetings held on September 2, 1980 and September 16, 1980, and the Minutes of the Special Town Board Meetings held on September 23, 1980 and September 30, 1980, are dispensed without objection and be approved as submitted.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

BILLS

Bills submitted on abstract dated October 7, 1980 as follows:

| | |
|-----------------|--------------|
| General Town | \$113,097.96 |
| Ambulance | \$ 112.20 |
| Parking Meter | \$ 87.80 |
| Street Lighting | \$ 9,404.10 |
| Highway Item #1 | \$ 33,112.81 |
| Highway Item #3 | \$ 3,630.29 |
| Highway Item #4 | \$ 2,731.78 |

Councilman Menendez offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that subject to complete audit, the following bills be approved for payment.

| | |
|-----------------|--------------|
| General Town | \$113,097.96 |
| Ambulance | \$ 112.20 |
| Parking Meter | \$ 87.80 |
| Street Lighting | \$ 9,404.10 |
| Highway Item #1 | \$ 33,112.81 |
| Highway Item #3 | \$ 3,630.29 |
| Highway Item #4 | \$ 2,731.78 |

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

REPORTS

Wading River Fire District - 1981 Budget. Filed.

Jamesport Fire District - 1981 Budget. Filed.

Patrick Perella, 9/22/80 - minutes of August 21, 1980 meeting of Suffolk County Dept. of Parks, Recreation and Conservation. Filed.

Supervisor's Office - monthly financial statement for July 1980. Filed.

Building Department - monthly report for September 1980. Filed.

Supervisor's Office - Pre-liminary budget for 1981. Filed.

APPLICATIONS & PETITIONS

Petition 16 residents of Shady Lane, Wading River requesting road maintenance. Filed.

Parade Permit application of George Kendall for a bike race in Wading River to be held on October 4th, 8:00 A.M. to 10:00 A.M., approved by Police. Filed.

Petition - 9 residents of Cruise Street, Reeves Park requesting the Town to repair Cruise Street. Filed.

COMMUNICATIONS

N.Y. Telephone Co. - re: offering communications design package for waste treatment plant. Filed.

H2M Corp., 9/10/80 - Copy of letter to Elmore Assoc. re: Horton Ave., Ext. #21. Filed.

County Legislature, 9/11/80 - acknowledging receipt of resolution #421. Filed.

COMMUNICATIONS - continued

H2M Corp., 9/11/80 - re: storm drainage facilities
at Tide Woods. Filed.

H2M Corp., 9/12/80 - re: insurance rates for Ext.
#21. Filed.

Roger Zeh, 9/14/80 - in opposition to a noise ordinance
in Town of Riverhead. Filed.

U.S. Senate 9/16/80 - re: communication about cable
television systems. Filed.

Environmental Review Board, 9/18/80 - advising of
regional meeting for budgets. Filed.

H2M Corp., 9/19/80 - re: Ext. #21 and Peconic River
Marina & Park. Filed.

Robert Mrazek, 9/22/80 - re: use of mobile clinic for
proposed spay/neutering program and codification of the 208
waste water management plan. Filed.

Conservation Advisory Council, 9/22/80 - copy of letter
to Joseph Zeidat re: property on Riverside Drive and access to
same. Filed.

H2M Corp., 9/22/80 - re: mailgram sent to Stetler
Bros., Peconic River Marina and West Aquebogue Ext. #18 and
drainage at Osborn Avenue & Parker Road. Filed.

Adele Conklin, 9/23/80 - thank the Town Board for the
summer employment at Town Hall. Filed.

H2M Corp., 9/23/80 - re: repairs on West Aquebogue
Ext. #18. Filed.

State Assembly, 9/24/80 - acknowledging receipt of
resolution re: Donovan Plan. Filed.

COMMUNICATIONS - continued
Ferdinand Giese, 9/24/80 - re: Farmland Preservation
Select Committee. Filed.

Island Refuge & Humane Society, 9/25/80 - congratulating
Town Board for steps taken regarding dog pound & offering to
maintain required records. Filed.

H2M Corp., 9/26/80 - re: Osborn Avenue drainage job. Filed.

Country Fair Committee, 9/28/80 - inviting members of
Town Board to ceremonies at Fair on Sunday, October 12, 1980 at
12:30 P.M. Filed.

Stetler Bros. Cont. Corp., 9/29/80 - re: Osborn Ave. -
RIVT-79-18 Project. Filed.

Robert Mrazek, 9/30/80 - re: Public Hearing on October
16th concerning reconstruction of County Road 58. Filed.

Michael Sendlewski, 9/29/80 submits resignation as
Auto Mechanic. Filed.

H2M Corp., 10/02/80 - re: recharge basin construction. Filed.

East End Arts & Humanities Council, 10/04/80 requesting
Councilman Menendez to lead their parade on October 24th. Filed.

Planning Board, 10/07/80 - re: special permit for
Barney's Trailer Service. Filed.

Harvey Arnoff, Atty. for Mariliere Realty, 10/06/80 -
re: drainage on Kroemer Avenue. Filed.

East End Arts & Humanities, 9/17/80 - re: space for
Santa and storage, also report on the River Festival and Recom-
mendations. Filed.

Dept. of Audit & Control, 9/18/80 - advising of
regional meeting for budgets. Filed.

UNFINISHED BUSINESS

Special Permit of River Center Associates (family recreation center)

Special Permit of Brasby's (additional parking)

Special Permit of Barney's Trailer (expansion of park)

Supervisor Janoski: "Under unfinished business we have the application of River Center Associates for a family recreation center which is still pending Board action.

The special permit application of Brasby's for additional parking is before the New York State Department of Transportation.

The special permit application of Barney's Trailer Park which is the subject of resolution #509.

I would, at this time, open up the Board meeting to anyone that wishes to be heard?"

No one wished to be heard at this time.

RESOLUTIONS

#501 AUTHORIZES PURCHASE OF ADDITIONAL INSURANCE FOR COUNTRY FAIR

Councilman Prusinowski offered the following resolution which was seconded by Councilman Regula.

WHEREAS, the Town of Riverhead and Riverhead Country Fair have scheduled a country fair to be held on October 12, 1980, with a rain date of October 19, 1980 in the municipal parking for south of Main Street, in the Town of Riverhead,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the purchase of additional insurance from its broker, Alexander and Alexander, for the Riverhead Country Fair listing the Town of Riverhead, Riverhead Country Fair, and the County of Suffolk as named insureds.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#502 AUTHORIZES TOWN CLERK TO POST AND PUBLISH FOR BIDS - INSTALLATION OF FENCE - BAITING HOLLOW

Councilman Regula offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish an advertisement for bids for a fence for the Baiting Hollow sump.

RESOLUTIONS - continuedADVERTISEMENT FOR BIDS

Sealed proposals for the installation of 1,230 feet of chain link fence set in concrete curb, including the necessary clearing and grading for the installation of the fence, around a recharge basin at Baiting Hollow Lane, Baiting Hollow, Town of Riverhead, New York, will be received by the Town Clerk of the Town of Riverhead, Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 A.M. (prevailing time) on October 21, 1980 at which time and place they will be publicly opened and read.

The information for Bidders, Form of Bid, Form of Contract, General Conditions, Supplemental General Conditions, Specifications and Plans may be examined at the Office of the Town Clerk of the Town Hall, 200 Howell Avenue, Riverhead, New York, and copies thereof may be obtained upon the payment of a deposit of \$10.00, which will be refunded to any bidder, who returns the plans and specifications in good condition within thirty (30) days following the award of the Contract or the rejection of the bid.

Each bidder must deposit with his bid a certified check in an amount of not less than five (5%) percentum of the total bid price payable to the order of the Supervisor of the Town of Riverhead, or a bond with sufficient sureties, to be approved by the Supervisor of the Town of Riverhead, in the penal sum of not less than five (5%) percentum of the total bid price. Such check or bid bond will be promptly returned to all except the lowest bidder after the formal opening of bids. The check or bid bond of the successful bidder will be returned within two days after the contract has been executed. The successful bidder, upon his failure or refusal to execute and deliver the contract and bond required within ten (10) days after he has been notified of the award of the contract to him, shall forfeit to the Town Board, as liquidated damages, for such failure or refusal, the security deposited with his bid.

The Town Board reserves the right to waive any information in or to reject any or all bids.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

§503 RESCHEDULES TOWN BOARD MEETING OF NOVEMBER 4, 1980
Councilman Lombardi offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, Election Day falls on the first Tuesday of the month of November, the day on which the November Town Board meeting is scheduled,

NOW, THEREFORE, be it

RESOLVED, that the Town Board meeting scheduled for Tuesday, November 4, 1980, will be held on Wednesday, November 5, 1980, at 2:00 P.M., and be it

FURTHER RESOLVED, that the Town Clerk be, and she hereby

RESOLUTIONS - continued
is authorized to publish and post a Notice of Change of Meeting Date, as follows:

PUBLIC NOTICE
TOWN BOARD MEETING DATE

WHEREAS, November 4, 1980 is Election Day, the regularly scheduled meeting of the Town Board of the Town of Riverhead is hereby changed to be held on Wednesday, November 5, 1980 at 2:00 P.M. at Riverhead Town Hall.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#504 APPOINTS JOHN LOMBARDI AS DOG POUND MONITOR
Supervisor Janoski offered the following resolution which was seconded by Councilman Regula.

WHEREAS, the Town Board wishes to monitor and oversee the Operation of the Dog Pound, and

WHEREAS, the Town Board has delegated the day to day administration of the pound to the Police Department, and

WHEREAS, Councilman John Lombardi has had extensive experience with the pound and has volunteered to monitor it on behalf of the Town Board,

NOW, THEREFORE, be it

RESOLVED, that Councilman Lombardi will act as monitor and oversee the operation of the Dog Pound.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted

#505 AUTHORIZES PUBLIC HEARING FOR THE ADOPTION OF SECTION 65A OF THE TOWN LAW

Councilman Prusinowski offered the following resolution which was seconded by Councilman Regula.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice with regard to the adoption of Section 65A of the Town Law.

PUBLIC HEARING FOR THE PROPOSED ADOPTION
OF SECTION 65A OF THE TOWN LAW

PLEASE TAKE NOTICE, that a Public Hearing will be held on the 21st day of October, 1980, at 8:30 P.M. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with respect to the adoption of section 65A of the Town Law which shall read as follows;

RESOLUTIONS - continued

That no civil action shall be maintained against any town or town superintendent of highways for damages or injuries to person or property sustained by reason of any defect in its sidewalks or in consequence of the existence of snow or ice upon any of its sidewalks, unless such sidewalks have been constructed or are maintained by the town pursuant to statute, nor shall any action be maintained for damages or injuries to person or property sustained by reason of such defect or in consequence of such existence of snow or ice unless written notice thereof, specifying the particular place was actually given to the Town Clerk or to the town superintendent of highways, and there was a failure or neglect to cause such defect to highways, and there was a failure or neglect to cause such defect to be remedied, such snow or ice to be removed, or to make the place other wise reasonably safe within a reasonable time after the receipt of such notice.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#507 AUTHORIZES PUBLICATION FOR PUBLIC HEARING - CAVANARO PROPERTY

Before the resolution was offered, Supervisor Janoski stated: "I met with — this particular resolution deals with the improvements to the parking district in the Peconic Parking lot, to be specific. I had a meeting with the business community to discuss what their wishes were with regard to the parking lot and what their willingness was to go to bond and expend a certain amount of money on the improvements. I think it would be well for the Town Board to point out that the bonding and the pay back is from the Riverhead Parking District. It does not affect the tax rate of any other taxing jurisdiction within the Town."

 The Increase and Improvement
 of Facilities of Public Parking
 District No. 1 in the Town of
 Riverhead, Suffolk County,
 New York.

WHEREAS, an estimate of cost has been duly prepared and presented to the Town Board of the Town of Riverhead, Suffolk County, New York, relating to the increase and improvement of the facilities of Public Parking District No. 1 in the Town of Riverhead, Suffolk County, New York; and

WHEREAS, the improvement proposed consists of the construction of an additional parking facility at the former Cavanaro property, including necessary drainage and other incidental improvements in connection therewith; and

RESOLUTIONS - continued

WHEREAS, the maximum estimated cost of such improvement is \$55,000 and the proposed method of financing to be employed consists of the issuance of serial bonds of said Town to mature in annual installments over a period not exceeding ten years, payable in the first instance from assessments annually levied on real property within the aforesaid Public Parking District No. 1 in the manner provided by law; and

WHEREAS, it is now desired to call a public hearing on the question of the increase and improvement of the facilities of Public Parking District No. 1 in the Town of Riverhead, Suffolk County, New York, in the manner described above, and to hear all persons interested in the subject thereof, concerning the same, in accordance with the provisions of Section 202-b of the Town Law;

NOW, THEREFORE, IT IS HEREBY

ORDERED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. A public hearing will be held at Town Hall, in Riverhead, New York, in said Town, on the 21st day of October, 1980, at 8:00 P.M. o'clock P.M., Eastern Standard Time, on the question of the increase and improvement of the facilities of Public Parking District No. 1 in the Town of Riverhead, Suffolk County, New York, in the manner described in the preambles hereof, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of the Notice of Public Hearing to be published once in the News-Review, the official Newspaper, and also to cause a copy hereof to be posted on the sign board of the Town, such publication and posting to be made not less than ten, nor more than twenty, days before the date designated for the hearing.

Section 3. The notice of public hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, will meet at Town Hall, in Riverhead, New York, in said Town, on the 21st day of October, 1980, at 8:00 o'clock P.M., Eastern Standard Time, for the purpose of conducting a public hearing upon a certain estimate of cost prepared in relation to the proposed increase and improvement of the facilities of Public Parking District No. 1 in the Town of Riverhead, Suffolk County, New York, consisting of the construction of an additional parking facility at the former

RESOLUTIONS - continued

Cavanaro property, including necessary drainage and other incidental improvements in connection therewith. The maximum estimated cost of the aforesaid increase and improvement of the facilities of Public Parking District No. 1 is \$55,000.

At said public hearing said Town Board will hear all persons interested in the subject matter thereof.

Section 4. This Order shall take effect immediately.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#508 TRANSFER OF FUNDS - TOWN CLERK'S OFFICE

Councilman Menendez offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Supervisor be, and hereby is, authorized to transfer the following:

| | | |
|-------|----------------------|---------|
| FROM: | 1410.400 Contractual | \$40.00 |
| TO: | 1410.200 Equipment | \$40.00 |

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#509 CALLS PUBLIC HEARING RE: BARNEY'S TRAILER SERVICE, INC.

Councilman Lombardi offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, Barney's Trailer Service, Inc. has applied for a special permit, pursuant to Chapter 107 of the Code of the Town of Riverhead to expand a pre-existing use, and

WHEREAS, this Board has referred said application to the Planning Board for recommendations and said Board heard this matter at its regular meeting on September 18, 1980, and

WHEREAS, said application has been considered by the Environmental Quality Review Board of the Town of Riverhead and said board, by a memorandum, dated September 18, 1980, has raised certain issues, has stated that an environmental impact statement should be filed and has recommended that the Town Board be designated as lead agency,

NOW, THEREFORE, be it

RESOLVED, that this Board, pursuant to the applicable statutes, laws and rules, does hereby designate itself as lead agency for the purpose of reviewing the environmental

RESOLUTIONS - continued

impacts of the proposed use and does direct that the appropriate notice of said designation be served upon all other applicable jurisdictions, agencies, bodies and interested persons, and does direct the filing of an Environmental Impact Statement on said application, and be it

FURTHER RESOLVED, that a public hearing on said application shall be held before this Board on October 21, 1980, and the Town Clerk is hereby ordered to publish and post the following Notice of Public Hearing.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held before the Town Board of the Town of Riverhead on the 21st day of October, 1980, at 8:15 o'clock in the evening at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all persons interested in the application of Barney's Trailer Service, Inc., for a special permit, pursuant to Chapter 108, specifically pursuant to Sections 108-3, Special Permit, 108-51 and other applicable sections, to expand a pre-existing use, known as the Mill Brook Park, situate on the west side of Mill Road, north of County Road 58, in the Town of Riverhead, by constructing an additional one hundred (100) mobile home spaces on twenty-five (25) acres adjacent to and west of the existing Mill Brook Park. The exact location of the real property that is the subject of this application is more fully set forth in the following description. Any person wishing further information on this application may examine the same and supporting papers on file with the Town Clerk, 200 Howell Avenue, Riverhead, New York, during regular business hours. All persons interested in giving testimony either for or against said application should appear at the above stated time and place and they will be heard.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#511 AWARDS BID FOR SNOW FENCE - HIGHWAY DEPARTMENT
Councilman Menendez offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, the Town Board has duly advertised for 10,000 lineal feet of heavy duty snow fence for the Highway Department, and

WHEREAS, said bids were duly opened by the Town Clerk on September 15, 1980 at 11:15 A.M., it is hereby

RESOLVED, that the bid for 10,000 lineal feet of heavy duty snow fence be and is hereby awarded to Eastern Wholesale Fence Co., Inc., 274 Middle Island Road, Medford, N.Y. 11763, at a bid price of \$3,716.00 to be delivered within thirty (30) days maximum,

RESOLUTIONS - continued

BE IT FURTHER RESOLVED, that the lowest bid of \$3,580.00, from Brighton Steel Co., Inc., Hopewell Junction, New York 12533, is hereby turned down due to delivery date of forty five (45) days, and it is

FURTHER RESOLVED, that the acceptance of this bid is subject to the specifications filed in Town Clerk's Office.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#512 AUTHORIZES PUBLICATIONS OF WANT AD - AUTO MECHANIC FOR THE MUNICIPAL GARAGE

Councilman Regula offered the following resolution which was seconded by Councilman Prusinowksi.

RESOLVED, that the Town Clerk be, and hereby is, authorized to publish and post a display ad for Auto Mechanic in the Riverhead Municipal Garage as follows:

HELP WANTED
AUTO MECHANIC

The Town of Riverhead is seeking a qualified individual with two (2) yrs. experience as an Auto Mechanic for the Riverhead Municipal Garage. Interested persons must submit an application to the Accounting Department located in the Town Hall, 200 Howell Avenue, Riverhead, New York. The Town of Riverhead is an equal opportunity employer.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#513 APPOINTS CONSTRUCTION EQUIPMENT OPERATOR PERMANENTLY

Councilman Menendez offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, the Town Board in Resolution #159 appointed John Reeve to the position of Construction Equipment Operator, at Group 8, Step 1 for a probationary period of six (6) months effective April 7, 1980, and

WHEREAS, Mr. Reeve has completed said probationary period, NOW, THEREFORE, be it

RESOLVED, that the annual salary of John Reeve be increased to \$10,963.90 with effect from October 1, 1980.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

#514 APPOINTS SECRETARY TO SUPERINTENDENT OF HIGHWAYS
Councilman Prusinowski offered the following resolution which was seconded by Councilman Regula.

WHEREAS, the Town of Riverhead has requested that the position of Secretary to the Highway Superintendent be an exempt jurisdictional class, and

WHEREAS, the Suffolk County Civil Service Department has certified the position as exempt,

NOW, THEREFORE, be it

RESOLVED, that in accordance with the Superintendent of Highways recommendation, Dorothy Bilek continue in her present position and is appointed Secretary to the Highway Superintendent, an exempt position at an annual salary of \$9,175.57, at no change in her rate of compensation, effective October 6, 1980.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#515 APPROVES PRELIMINARY SMALL CITIES YEAR III BUDGET
Councilman Regula offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, a preliminary budget was presented to the people of Riverhead at the Town Board meeting of September 16, 1980, and

WHEREAS, the residents of the community proposed improvement to said plan, and

WHEREAS, the Community Development Office feels it should be responsive as an arm of government to the needs and wishes of the people,

NOW, THEREFORE, be it

RESOLVED, that the third year Small Cities Budget be amended as follows:

| | |
|----------------|-----------|
| Administration | \$ 55,000 |
|----------------|-----------|

| | |
|--------------------|----------|
| Program evaluation | \$ 5,000 |
|--------------------|----------|

| | |
|--------------------|-----------|
| <u>Contingency</u> | \$ 10,000 |
|--------------------|-----------|

Assistance to civic groups for formation civic association, not for profit etc. (for grant writing; technical assistance)

| | |
|-------------------------------|-----------|
| <u>Industrial development</u> | \$100,000 |
|-------------------------------|-----------|

For use as land acquisition of building improvement equipment etc. for businesses of 50 jobs or better. The majority of jobs for low and moderate income residents of Riverhead

RESOLUTIONS - continued

Horton Avenue Reserve Fund \$ 60,000

Horton Avenue redevelopment program back-up Small Cities
Year II

Wading River Senior Citizen Center \$ 40,000

Development of Youth Program \$ 20,000
for Riverhead

Riverhead Loan Program
Commercial Loan Program \$ 20,000

Residents Loan and Grant Program \$140,000

BE IT FURTHER RESOLVED, that the Community Development Office is authorized to submit said proposal to the HUD Area Office and various A95 Offices for review, comment and acceptance.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#516 ACCEPTING RESIGNATION OF MICHAEL SENDLEWSKI

Councilman Lombardi offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, Michael Sendlewski has submitted a letter of resignation for his position as Auto Mechanic at the Town Garage, and

WHEREAS, the Town Board wishes to express its gratitude for his efforts and devotion to his position, and

WHEREAS, the Town Board recognizes an opportunity not taken may be a source of lifetime regret,

NOW, THEREFORE, be it

RESOLVED, that the Town Board accepts the resignation of Michael Sendlweski effective September 26, 1980 with reluctance and with best wishes for continued success.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#517 AUTHORIZES TOWN REPRESENTATIVES TO ATTEND TRAFFIC
ENGINEERING AND SAFETY COURSE

Councilman Menendez offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, the Department of Transportation is offering a Traffic Engineering and Safety Course on October 29, 1980 at Mineola, New York, and

RESOLUTIONS - continued

WHEREAS, the Town Board feels that it would be in the best interest of the Town for the Town Attorney and a representative of the Police Department, Highway Department, and Community Development Office to attend this free course,

NOW, THEREFORE, be it

RESOLVED, that said individuals are authorized to use a Town car and are reimbursable for the reasonable expenses of said course subject to Town Board approval.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#518 AUTHORIZES ROBERT OBIE TO ATTEND TRAINING PROGRAM
Councilman Prusinowski offered the following resolution which was seconded by Councilman Regula.

WHEREAS, the New York State Department of Environmental Conservation is offering a training seminar featuring special workshops for Wastewater Treatment Plant Operators to be held at Wantagh, New York, on October 21-23, October 28-30, and

WHEREAS, Robert Obie has voiced his desire to attend this program to broaden his knowledge in this field, and

WHEREAS, the Town Board feels that this training program is a worthwhile opportunity,

NOW, THEREFORE, be it

RESOLVED, that Robert Obie is hereby authorized to attend said training program at Wantagh, New York, on October 21-23 and October 28-30, and be it

FURTHER RESOLVED, that Robert Obie is hereby authorized to have the use of a Town vehicle as transportation to said training program.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#519 AUTHORIZES EXECUTION OF AGREEMENT RE: JAMESPORT
PROPERTY AND PUBLICATION OF SAME
Councilman Regula offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the Town has entered negotiations with North Fork Hardware, Inc. to purchase a parcel of property on Manor Lane and Main Road in Jamesport, and

WHEREAS, such property will be used for the site of a volunteer ambulance station, and

WHEREAS, the Town Board feels this project is in the best interest of the people of the Town,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be and is hereby authorizes to execute an agreement for the purchase of said property subject to the provisions of Section 64(2) of the Town Law, and

RESOLUTIONS - continued

BE IT FURTHER RESOLVED, that the Town Clerk be, and is hereby authorized to publish and post a copy of this resolution as notice to all concerned that its provisions are subject to permissive referendum.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#520 RETAINS DR. MARK SCHNEIDER AS INDEPENDENT CONSULTANT
Councilman Lombardi offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, HUD regulations make provision for an independent evaluation of the effectiveness of the Program, and

WHEREAS, Dr. Mark Schneider of Stony Brook has the training and the expertise to comment on the effectiveness of the HUD projects in the Town of Riverhead,

NOW, THEREFORE, be it

RESOLVED, that the Community Development Office is authorized to retain Dr. Mark Schneider for three (3) years at a retainer of \$5,000 per year as an outside consultant.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#521 AUTHORIZES SUPERVISOR TO EXECUTE APPLICATION PROCEDURE
FOR STATE FUNDS

Councilman Menendez offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, the Town of Riverhead is in the application process for funds from the New York State Division of Youth, and

WHEREAS, the Supervisor's approval is required in said application procedure,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute and take the steps necessary in the application procedure.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Janoski: "Before I adjourn this particular meeting, I would certainly allow anyone who wishes to address the Board to speak now. Mr. Bill Nohejl."

Bill Nohejl, Wading River; "In reference to resolution #511, the low bid was rejected because of 45 days. What was

PERSONAL APPEARANCES - continuedBill Nohejl continues:

the other bid that was accepted for 30 days?"

Supervisor Janoski: "Do you have that information Irene?"

Irene J. Pendzick: "No I don't. That was drawn up by the Highway — is Frank Lescenski here?"

Supervisor Janoski: "Frank, could you possibly answer that question?"

Frank Lescenski from the audience: "No I don't have the numbers here."

Supervisor Janoski: "Would you . . ."

Bill Nohejl: "That won't do me any good. I would like to ask a couple other questions, if I can get straight answers. I notice the public notice that they — the property of Doctors Path was sold for \$20,000 to the Development Company. I recollect that ten acres cost \$25,000 and I don't recollect the price of the 500 Doctors Path originally and I do know the demolitions cost about \$7,000. Aren't we, the Town, entitled to get the money back from the people who are building this project?"

Supervisor Janoski: "First of all, Bill, the property was purchased with HUD money."

Bill Nohejl: "I understand, but we the people . . ."

Supervisor Janoski: "In order to form a more perfect union, the price was agreed to, I think we're talking about a difference of \$5,000."

Bill Nohejl: "No, more than that. Ten acres was bought for \$25,000 that's not the original 500 Doctors Path which was bought prior to it and the demolishing figure that's in there too. I say there's close to \$50,000 involved of federal funds which we, the people of Riverhead got \$50,000. Now we're selling

PERSONAL APPEARANCES - continuedBill Nohejl continues:

it for twenty. Now this is a private developer coming in and developing it. I feel as though the Town should get \$50,000 back, whatever expenses were put into that property and to be used for another purpose into Town with the federal funds."

Supervisor Janoski: "I will certainly look into that."

Bill Nohejl: "But you have been authorized to sign this agreement, so what is there to look into?"

Supervisor Janoski: "Well I want to find out exactly how much was expended and what the purpose of selling the property at that particular price was?"

Bill Nohejl: "All right. Another question, Raspberry Hilton. I remember that was bought for \$72,000 combination."

Councilman Regula: "About sixty-one Bill. He wanted seventy. We offered seventy and the court decided on sixty-one."

Bill Nohejl: "Then there was demolishing for figures. That was federal funds, too."

Councilman Regula: "Yes."

Bill Nohejl: "Now I understand this was sold to an attorney. I understand that."

Councilman Regula: "Not completed yet sale."

Bill Nohejl: "But it's in the negotiations."

Councilman Regula: "Yes."

Supervisor Janoski: "Bill the property that you're talking about at this particular time is owned by the Town and, therefore, is tax exempt."

PERSONAL APPEARANCES - continued

Bill Nohejl: "But it's also federal money."

Supervisor Janoski: "You're mixing up what I'm saying. What I'm saying is that no property tax is paid on these parcels."

Bill Nohejl: "I understand that."

Supervisor Janoski: "By putting the parcels in private hands, tax revenues will now be generated by that property."

Bill Nohejl: "I agree with you. I agree with you, but what is the sales price? We understand, but if the sales price is \$25,000 and it costs \$75,000 (tape ends) (tape begins)—Raspberry Hilton. Now it could take ten or fifteen years to recoup that extra money in taxes back to the Town. Do you understand what I'm talking about?"

Supervisor Janoski: "I certainly do."

Bill Nohejl: "We, the people of Riverhead, are not, or should not give to any special person the prerogative to capitalize on the money that belongs to the people of Riverhead."

Supervisor Janoski: "Should we have left the Raspberry Hilton?"

Bill Nohejl: "No, I'm not saying that. I'm not saying that . . ."

Councilman Prusinowski: "Well, Bill to cure a problem which was the Raspberry Hilton, do you think we could get \$60,000 for that parcel?"

Bill Nohejl: "No. You shouldn't have paid \$60,000 for it even for the purpose that you've done, because it wasn't worth \$60,000. I felt as though there was something that wasn't done above board there even with the condemnation."

Councilman Regula: "No, the owner asked one hundred thirty, originally."

PERSONAL APPEARANCES - continued

Bill Nohejl: "He could ask two million."

Councilman Regula: "The town offered him seventy and the could decided that he would get sixty-one."

Bill Nohejl: "All right, but if you go and sell it for \$20,000, \$25,000 and revert that money back into federal funds, I feel as though the people of Riverhead are not getting their value of the federal funds. It's misappropriated."

Councilman Menendez: "Bill, well I think one thing there — what value do you put on getting rid of an eyesore?"

Bill Nohejl: "Well there are a lot of eyesores in Town, too, if you want to start saying that Doc. If you had to do that, you'd have to buy half of Riverhead."

Supervisor Janoski: "Gentlemen, I'm not going to tolerate a debate back and forth here. Continue with your statement."

Bill Nohejl: "Well as I said, you don't like the word misappropriate. Okay."

Supervisor Janoski: "No I don't."

Bill Nohejl: "Okay, but I feel as though. . ."

Supervisor Janoski: "There's criminal intent involved in that word."

Bill Nohejl: "Okay, I'm sorry. I didn't mean it that way, but I feel as though we should try to recoup whatever money is put into that property because a personal person is going for his own personal uses. It's not for the town's use and I say it's going to take fifteen years or so to recoup in back taxes between the money that is — what it's costing the town is going to get back from it. In other words, if — let me just use this example. It cost \$75,000 and it's sold to a private person for \$25,000. So there's a \$50,000 deficit which in federal funds the Town is losing the use of. And this is what I'm trying to bring to life. When I see \$20,000 on

PERSONAL APPEARANCES - continuedBill Nohejl continues:

Doctors Path, I say oh my God, this is a private developer coming in and doing this. He's going to make money on this. We, the people of Riverhead should not be subsidizing him with our federal funds. I understand, it's a worthwhile project. But . . ."

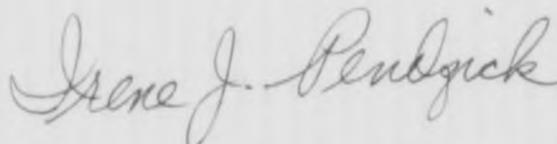
Supervisor Janoski: "I understand your point. I really don't want to debate the issue, but I am advised of your feeling."

Bill Nohejl: "It's as much as if I didn't say anything."

Supervisor Janoski: "Thank you Bill. Anyone else present wishing to be heard?"

No one else wished to be heard at this time.

There being no further business on motion and vote, the meeting adjourned at 8:10 P.M.



Irene J. Pendzick, Town Clerk

IJP/vlv