

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, February 15, 1983 at 7:30 P.M.

Present: Victor Prusinowski, Presiding Officer, Councilman
John Lombardi, Councilman
Vincent Artale, Councilman
Louis Boschetti, Councilman

Absent: Joseph F. Janoski, Supervisor

Also present: Richard Ehlers, Town Attorney

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

Councilman Prusinowski: "Good evening everyone and welcome to our Town Board Meeting tonight. The Supervisor is home with a terrible cold, so he asked me to run the meeting for him tonight."

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

RESOLVED, that the Minutes of the Town Board Meetings held on January 4, 1983 and February 1, 1983, are dispensed without objection, and be approved as submitted.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

BILLS

Bills submitted on abstract dated February 15, 1983 as follows:

| | |
|-----------------|-------------|
| General Town | \$97,463.54 |
| Ambulance | \$ 84.25 |
| Discretionary | \$ 255.00 |
| Capital Project | \$12,616.10 |
| Highway Item #1 | \$14,324.34 |
| Highway Item #3 | \$ 5,390.61 |
| Highway Item #4 | \$23,202.52 |

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

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

| | |
|-----------------|-------------|
| General Town | \$97,463.54 |
| Ambulance | \$ 84.25 |
| Discretionary | \$ 255.00 |
| Capital Project | \$12,616.10 |
| Highway Item #1 | \$14,325.34 |
| Highway Item #3 | \$ 5,390.61 |
| Highway Item #4 | \$23,202.52 |

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

Councilman Prusinowski: "Here this evening, we have the department heads of the various departments of Town Government and I'd like to add a personal note that our highway department did a fine job removing all the snow. I know, at least in Jamesport they did such a good job we tried to go snow mobiling on Saturday afternoon and most of the snow was already off the road. We'll have reports."

REPORTS

1983. Town Clerk's Monthly Report for the month of January,
Filed.

1983. Police Department Monthly Report for the month of January,
Filed.

1983. Tax Receiver - report of collection as of February 10,
Filed.

OPEN BID REPORT - ONE (1) FIFTEEN PASSENGER VAN

After being duly advertised, the bids for One (1) Fifteen Passenger Van were opened by the Deputy Town Clerk on Monday, February 14, 1983 at 11:00 A.M.

RIVERHEAD DODGE, INC.
642 West Main Street
Riverhead, New York 11901

I. MAKE AND MODEL BID:

1983 Dodge Ram Wagon

OPEN BID REPORT - ONE (1) FIFTEEN PASSENGER VAN - continued

2. NET DELIVERED PRICE:
- | | |
|---------------------------------------|---------------------|
| A. Price excluding specification #24: | <u>\$ 12,093.62</u> |
| B. Price including specification #24: | <u>\$ 12,943.62</u> |
3. ANTICIPATED DELIVERY DATE:
60 Days
-

FILED.

GARSTEN MOTORS
1375 Old Country Road
Riverhead, New York 11901

- I. MAKE AND MODEL BID:
1983 Plymouth Voyager PB 350 Maxi-Van
2. NET DELIVERED PRICE:
- | | |
|--------------------------------------|---------------------|
| A. Price excluding specification #24 | <u>\$ 12,171.50</u> |
| B. Price including specification #24 | <u>\$ 13,071.50</u> |
3. ANTICIPATED DELIVERY DATE:
6-12 weeks from award date
-

FILED.

Councilman Prusinowski: "Seeing there is no public hearing tonight, we'll move right to correspondence."

CORRESPONDENCE
Greenport-Southold Chamber of Commerce, 1/25/83 - re:
Suffolk County Tercentenary Celebration. Filed.

CORRESPONDENCE - continued

Riverhead Savings Bank, 02/02/83 - re: Sidewalk on Peconic Avenue. Filed.

Environmental Quality Review Board - re: application of Judy Young is a Type II Action. Filed.

Riverhead Town Planning Board, 02/04/83 - re: Heatley Acres Subdivison. Filed.

A. George Haupt, 02/02/83 - re: Third Street between Point Street and Willow Avenue, South Jamesport. Filed.

William Kasperovich, 02/06/83 - re: request to proposal on Inventory, Analysis and Assessment of Water Supply in the Wading River Area. Filed.

H2M, 02/03/83 - re: Scavenger Waste Treatment Facility Improvement District. Filed.

U.S. Army Corps of Engineers - re: Army Permit Authorizations. Filed.

Alphonso Anderson, 02/08/83 - re: resignation from the Riverhead IDA. Filed.

Town of Southold, 02/03/83 - re: adopting Local Law No. 2-1983 for Town of Southold. Filed.

County of Suffolk Department of Planning, 02/08/83 - re: Town of Southold, Local Law No. 2-1983. Filed.

299 Letters in opposition to Riverhead Airpark. Filed.

- Landmarks' Preservation Commission, 02/15/83 - requesting official designation for four (4) structures; and requesting that adjacent owners of two (2) structures be notified re: proposed designation. Filed.

Irene J. Pendzick: "That concludes correspondence."

Councilman Prusinowski: "Okay, thank you Mrs. Pendzick."

UNFINISHED BUSINESS

Riverhead Airpark - special permit for general aviation airport.

Joseph & Linda Sullivan - Special Permit for expansion of existing park.

Judy Young - Special Permit to convert a single-family residence to a two-family residence at Main Road, Aquebogue.

Irving Hulse - Tidal Wetlands permit to construct a single-family residence on property located at Beach Road & Harbor Road, Aquebogue.

Dr. S. Ghobrial - Special Permit to construct and use a medical office on property located at Main Road & Broad Avenue, Aquebogue.

Drs. Escano - Special Permit for a change of zone from Residence C to Business PB.

Mssrs. Faltin - Special Permit to operate an indoor tennis court at Doctors Path & Middle Road, Riverhead.

Councilman Prusinowski: "Under unfinished business, we have the Riverhead Airpark special permit for a general aviation airport which has not been referred to the Suffolk County Planning Commission which is required by law and we're waiting for their decision so the Town Board can then act on the application.

We still have pending the special permit application of Joseph & Linda Sullivan for expansion of existing park.

Also under consideration is a application by Judy Young to convert a single-family residence to a two-family residence in Main Road, Aquebogue.

Also under consideration is Irving Hulse, Tidal Wetlands permit to construct a single-family residence on property located on Beach Road & Harbor Road, Aquebogue.

We also have a special permit by a Dr. S. Ghobrial, special permit to construct and use a medical office on the property located at Main Road and Broad Avenue, Aquebogue.

We have action tonight, resolution #95 on the Drs. Escano special permit for a change of zone from Residence C to Business PB.

Councilman Prusinowski continues:

We also have resolution #94 which will address the application of Faltin permit to operate an indoor tennis court at Doctors Path and Middle Road in Riverhead.

And at this time, I would like to open the meeting to anybody who wishes to be heard on any matter what-so-ever? Bill Nohejl from Wading River."

Bill Nohejl, Wading River: "I have the last agenda in front of me. I believe we went to resolution #81. We now have 85. Evidentially, there's been four passed in between. Can we be filled in on it."

Irene J. Pendzick: "The Special Board Meetings."

Councilman Prusinowski: "Right. We had one resolution that I remember distinctly which was a moratorium on the construction of mobile home units on single-family lots. That was #1."

Bill Nohejl: "I was wondering. I read about that in the paper."

Councilman Prusinowski: "Right. That was a temporary moratorium so we could have the — a committee headed up by Lou Boschetti and John — a Code Review Committee to define that whole question of the mobile home dwellings more clearly because some of the Councilmen ride around Town and we've been noticing things which we didn't particularly care for."

Bill Nohejl: "What are the other three?"

Councilman Prusinowski: "Right. We had two resolutions concerning the IDA. One was a resignation, mainly due to health reasons of Alphonso Anderson from the IDA and because we needed a member of the IDA that next day for a vote, we temporarily appointed the Supervisor pro tem for one meeting. So that's three and one other resolution, I know had to do with a legal matter. It was a settlement of a claim of \$2,000 which was in litigation for some time due to sidewalks or something."

Bill Nohejl: "Has any litigation been completed on that Wellington Stoves?"

PERSONAL APPEARANCES - continued

Councilman Prusinowski: "Yes, as a matter of fact, we're now in the final stages of collection of the money. We're going all the way. Allen Smith is our special attorney. I believe they made us an offer which the Town Board rejected and now we're, I believe, in federal court."

Bill Nohejl: "One other question. I'll make a statement first. The last Board Meeting, I hand delivered to each one of the Town Board Members and the Highway Department a recommendation for this spring and fall cleanup. Has there been anything done on this?"

Councilman Prusinowski: "No."

Bill Nohejl: "When do you expect to do it?"

Councilman Prusinowski: "I — it has to be done soon, Bill. At one point, I thought it was resolved, apparently it's not. But it should be taken up probably Tuesday."

Bill Nohejl: "Will it be by the next Board Meeting?"

Councilman Prusinowski: "Yes."

Bill Nohejl: "Hopefully, you know it's . . ."

Councilman Prusinowski: "Yes, yes, yes, it has to be, Bill, it has to be because the next Board Meeting is the first one in March."

Bill Nohejl: "Okay, thank you."

Councilman Prusinowski: "Is there anybody who wishes to address the Board on any subject? Bart."

Bart Morrison, Wading River; "I'd like to ask the Town Board to add a resolution #105 this evening indicating a sense of this Town's body — of this Town body in support of a finger printing procedure in our school district, similar to the one they have in New Jersey and what Sayville has adopted and several

PERSONAL APPEARANCES - continuedBart Morrison continues:

other School Districts on Long Island are adopting. And I realize it's two separate Boards, but I would like a sense of what this Town Board is feeling on the matter and I actually would like you support for something like this."

Councilman Prusinowski: "Bart, basically, as you know, we're two independently elected bodies. The only thing we can do is to recommend any type of action to the School Board. We cannot tell them what to do."

Bart Morrison: "No that's why I asked for a sense of this Board."

Councilman Prusinowski: "Yeah, okay. Well we'll have a break and we'll discuss that, cause that's something that we should discuss before we — I have to talk to the Town Attorney to see if it's okay to do that."

Bart Morrison: "I think you gentlemen understand the problems going on right now with the youngsters and the worries that we parents have and it's not something that's frivolous."

Councilman Prusinowski: "In fact, we met with the School Board this past week to discuss other matters which is in conjunction with what you're talking about — about expanding the Town's role and cooperate with the School Board in policing and helping them enforce some of the rules and regulations that they have on their school property that they need some help in enforcing. I won't put it that way because it's really up to them to explain it to you."

Bart Morrison: "I understand."

Councilman Prusinowski: "We're willing to cooperate one hundred percent with it."

Is there anybody else wishing to address the Board at this time on any matter?

Okay, we'll proceed to resolutions."

No one else wished to be heard at this time.

RESOLUTIONS#86 PROMOTES HIGHWAY DEPARTMENT EMPLOYEE TO FILL EXISTING VACANCY

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, due to a leave of absence in the Highway Department, a vacancy presently exists for a Senior Maintenance Mechanic, and

WHEREAS, Stefan Zurek has shown the ability and willingness to carry out the duties of Senior Maintenance Mechanic and his application has been approved by the Department of Civil Service, and

WHEREAS, it is the recommendation of the Superintendent of Highways that the following individual be promoted to the respective position,

NOW, THEREFORE, be it

RESOLVED, that Stefan Zurek is hereby appointed to the position of Senior Maintenance Mechanic at Group 9, Step 1 of the Salary Administration Schedule at a salary of \$14,747.57, effective immediately.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#87 PROMOTES HIGHWAY DEPARTMENT EMPLOYEE TO FILL EXISTING VACANCY

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

WHEREAS, due to a retirement in the Highway Department, a vacancy presently exists for a Working Foreman, and

WHEREAS, Timothy Benton has shown the ability and willingness to carry out the duties of Working Foreman and his application having been approved by the Department of Civil Service, and

WHEREAS, it is the recommendation of the Superintendent of Highways that the following individual be promoted to the respective position,

NOW, THEREFORE, be it

RESOLVED, that Timothy Benton is hereby appointed to the position of Working Foreman at Group 11, Step 8 of the Salary Administration Schedule at a salary of \$18,310.31 effective immediately.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

#88 APPOINTS LABORER - HIGHWAY DEPARTMENT - PERMANENTLY
Councilman Lombardi offered the following resolution

which was seconded by Councilman Prusinowski.

RESOLVED, that KAZIMIEREZ E. BEBEN has satisfactorily completed his six month probation period,

NOW, THEREFORE, be it

RESOLUTIONS - continued

RESOLVED, that Kazimierz E. Beben be and is hereby appointed permanently to the position of Laborer in the Highway Department at the annual base salary of THIRTEEN THOUSAND ONE HUNDRED SEVENTY THREE DOLLARS AND 30/100 (\$13,173.30), Group III, Step 1 on the 1983 Salary Administration Schedule, effective January 21, 1983.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#89 AUTHORIZES SALE OF JUNK EQUIPMENT - HIGHWAY DEPARTMENT
Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

RESOLVED, that the Superintendent of Highway is hereby authorized to sell junk equipment, not to exceed \$1,000.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#90 AUTHORIZES TIME AND ONE-HALF OVERTIME COMPENSATION FOR
ACCOUNTING DEPARTMENT EMPLOYEE

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the following employee of the Accounting Department be paid time and one-half overtime compensation.

| | | |
|------------------|---------|-----------|
| Janice R. Carney | 1/26/83 | 1.25 hrs. |
| | 1/31/83 | 1.00 hrs. |
| | 2/03/83 | 1.50 hrs. |
| | 2/04/83 | 1.50 hrs. |

5.25 hrs. at \$12.3543 -\$64.86

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#91 AWARDS BID FOR ONE (1) FIFTEEN PASSENGER VAN TO
RIVERHEAD DODGE, INC.

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

WHEREAS, the Town Clerk was authorized to advertise for bids for one (1) fifteen passenger van, and

WHEREAS, on the 14th day of February, 1983, at 11:00 A.M. all bids received were opened and read aloud, and

WHEREAS, only two bids were received, and

RESOLUTIONS - continued

WHEREAS, the Town of Riverhead Nutrition Program is funded by the County of Suffolk, which funding includes a grant in the amount of \$13,000 for the purchase of a new van for the Nutrition Program,

NOW, THEREFORE, be it

RESOLVED, that the bid for one (1) new fifteen passenger van be and is hereby awarded to Riverhead Dodge, Inc., in the amount of \$12,943.62, which price includes specification #24.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#92 APPOINTS TEMPORARY CLERK TO THE POLICE DEPARTMENT TO
FILL VACANCY

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

WHEREAS, LAURA DANIELS has resigned from her position of 90-day temporary Clerk in the Riverhead Police Department to which she was appointed due to the one-year leave of absence granted to the Clerk-Typist of the Police Department, and

WHEREAS, therefore, a vacancy presently exists in the position,

NOW, THEREFORE, be it

RESOLVED, that DOROTHY PODLAS be and is hereby appointed 90-day temporary clerk in the Riverhead Police Department at the hourly rate of compensation of \$4.50 effective February 15, 1983.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#93 AWARDS BID FOR ONE (1) 1983 AUTOMOBILE WITH OPTION TO
PURCHASE ADDITIONAL VEHICLES, IF NECESSARY

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

WHEREAS, The Town Clerk was authorized to publish and post a notice with regard to bidding one (1) 1983 automobile with option to purchase additional vehicles, if necessary, and

WHEREAS, on the 31st day of January, 1983 at 11:00 a.m., the bids received were opened and read aloud, and

WHEREAS, bids were received from Garsten Motors, Inc., and Riverhead Dodge, Inc.,

NOW, THEREFORE, be it

RESOLVED, that the bid for one (1) 1983 automobile with option to purchase additional vehicles if necessary, submitted by Garsten Motors, Inc., 1375 Old Country Road, Riverhead, for the total sum of \$7,995 is hereby accepted as the lowest responsible bid.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

#94 APPROVES SPECIAL PERMIT APPLICATION OF GEORGE, GARY, AND WAYNE FALTIN, RE: INDOOR TENNIS COURT

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, George, Gary and Wayne Faltin, by application dated the 7th day of December, 1982, applied to this Town Board for a special permit to operate an indoor tennis court in the northern of two buildings located at the intersection of Doctors Path and Middle Road, Riverhead, New York, and

WHEREAS, this matter was referred to the Planning Board for their recommendation and review, and

WHEREAS, by letter dated January 7, 1983, the Town of Riverhead Planning Board recommended the approval of the special permit application of George, Gary, and Wayne Faltin, subject to any restrictions, requirements, and/or limitations as detailed in the Riverhead Town Code, Chapter 108, and

WHEREAS, a public hearing was held by this Town Board on the 1st day of February, 1983, and all those persons wishing to be heard were heard,

NOW, THEREFORE, be it

RESOLVED, that the special permit application of George, Gary and Wayne Faltin to operate an indoor tennis court in the northern of two buildings located at the intersection of Doctors Path and Middle Road, Riverhead, New York, be approved subject to any restrictions, requirements, and/or limitations as detailed in the Riverhead Town Code, and be it

FURTHER RESOLVED, that the Town Clerk is authorized to notify said applicants of the approval of their application for a special permit, and be it

FURTHER RESOLVED, that the applicants shall furnish a site plan in accordance with the requirements of §108-31.1 of the Riverhead Town Code for review and approval by this Town Board before the construction begins.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#95 APPROVES SPECIAL PERMIT APPLICATION OF FERNANDO B. AND MARIA LOURDES S. ALCASID ESCANO, M.D.

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

WHEREAS, by application dated the 10th day of November, 1982, Fernando B. and Maria Lourdes S. Alcasid Escano applied to this Town Board for a special permit for a change of zone from Residence C to Business PB for professional offices at 982 Roanoke Avenue, Riverhead, New York, and

WHEREAS, this matter was referred to the Planning Board

RESOLUTIONS - continued

for their recommendation and review, and

WHEREAS, by letter dated January 7, 1983, the Planning Board recommended the approval of this special permit, subject to several restrictions, and

WHEREAS, on the 1st day of February, 1983, this Town Board held a public hearing wherein all those persons wishing to be heard were heard,

NOW, THEREFORE, be it

RESOLVED, that the special permit application of Fernando B. and Maria Lourdes S. Alcasid Escano for a change of zone from Residence C to Business PB for professional offices at 982 Roanoke Avenue, Riverhead, New York be approved subject to the following:

1. That the use of the premises be for professional offices of medical doctors exclusively;
2. That the northern driveway be eliminated;
3. Subject to any and all restrictions and/or limitations as outlined in the Riverhead Town Code, Chapter 108.

and be it

FURTHER RESOLVED, that a copy of this resolution approving the special permit shall be forwarded to the applicants and/or their representatives.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#96 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: ADDITION TO SECTION 108-3A OF THE RIVERHEAD TOWN CODE, "POSTING OF SPECIAL PERMIT APPLICATION"

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Notice of Public Hearing with regard to an addition to the Riverhead Town Code, to be known as section 108-3A(5), "Posting of special permit application" under the definition of SPECIAL PERMIT.

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the 1st day of March, 1983, at 7:55 o'clock P.M. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the following addition to Section 108-3A of the Riverhead Town Code under the definition of SPECIAL PERMIT:

RESOLUTIONS - continued

Special Permit

§108-3A(5) Posting of special permit application. The applicant shall erect a sign giving notice that a special permit application has been filed with the Town of Riverhead. This sign will be furnished by the Town of Riverhead. It shall be posted at the subject premises and shall not be set back more than ten (10) feet from the property line and shall not be less than two (2) nor more than six (6) feet above the grade at the property line. It shall be displayed for a period commencing at the time of filing of the special permit application and shall remain displayed until a determination is made by the Town Board of the Town of Riverhead or withdrawal of the application by the applicant. The applicant shall file with the Town Clerk an affidavit that he/she has complied with the provisions of this section. No determination will be made by the Town Board unless such affidavit has been filed.

*Underscore indicates addition.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#97 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: AMENDMENT TO SECTION 58-4 OF THE RIVERHEAD TOWN CODE, "REDEMPTION OF IMPOUNDED DOGS"

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Notice of Public Hearing with regard to the amendment of Section 58-4 of the Riverhead Town Code, "Redemption of Impounded dogs".

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the 1st day of March, 1983, at 7:45 o'clock P.M. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the following amendment to Section 58-4 of the Riverhead Town Code:

§58-4 Redemption of impounded dogs.

A. Redemption of impounded dogs shall be pursuant to §114 and §114-a of the Agriculture and Markets Law: Undentified Dogs. Each dog which is not identified, whether or not licensed, shall be held for a period of ten (10) days from the day seized during which time the dog may be redeemed by its owner, provided

RESOLUTIONS - continued

that such owner produces proof that the dog has been licensed and has been identified pursuant to the provisions of Article 7 of the New York State Agriculture and Markets Law, as well as paying any fees imposed by this chapter.

B. In addition to any fees imposed by §114 and §114-a of the Agriculture and Markets Law, a fee of three dollars (\$3.00) per day shall be paid to the Dog Warden for the redemption of an impounded dog. Identified Dogs. Promptly upon seizure of any identified dog, the owner of record of such dog shall be notified personally or by certified mail, return receipt requested, of the facts of seizure and the procedure for redemption. If notification is personally given, such dog shall be held for a period of ten (10) days after day of notice, during which period the dog may be redeemed by the owner upon the payment of any fees imposed by this chapter. If such notification is made by mail, such dog shall be held for a period of twelve (12) days from the date of mailing, during which period the dog may be redeemed by the owner upon the payment of any fees imposed by this chapter.

C. In addition to any fees imposed by §114 and §114-a of the Agriculture and Markets Law, a fee of five dollars (\$5.00) shall be paid to the Town Clerk for the redemption of a licensed impounded dog. A fee of seven dollars (\$7.00) shall be paid to the Town Clerk for the redemption of an unlicensed impounded dog. A dog shall be determined "unlicensed" if at the time of impoundment a valid license is not filed with the Town Clerk of the Town of Riverhead. A boarding fee of five dollars (\$5.00) per day shall be paid to the Town Clerk at the time of redemption for all dogs redeemed whether or not they are licensed at the time of impoundment.

D. A fee of five dollars (\$5.00) shall be paid to the Town Clerk for the adoption of an impounded dog, along with the daily boarding fee of five dollars (\$5.00). No redemption fee shall be charged in addition to such adoption fee.

E. Such fees shall be in addition to any criminal penalties as may be imposed by law.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#98 DESIGNATES RIVERHEAD MEDICAL SPECIALISTS, INC. AS
TOWN DOCTOR

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, the current contracts covering Town employees

RESOLUTIONS - continued

mention a Town doctor for the purposes of physicals pursuant to the terms of the various contracts, and

WHEREAS, it is necessary for the Town to designate such a Town doctor,

NOW, THEREFORE, be it

RESOLVED, that the Riverhead Medical Specialists, Inc. are hereby appointed as the Town doctor for the purpose of performing any and all necessary services to be performed by the Town under the respective contracts now in effect and hereinafter in force and effect, and be it

FURTHER RESOLVED, that this designation shall remain in effect until revoked by the Town Board, and be it

FURTHER RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Riverhead Medical Specialists, Inc.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#99 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: AMENDMENTS TO CHAPTER 108 OF THE RIVERHEAD TOWN CODE CHANGING MINIMUM REQUIREMENT FROM AGRICULTURE A TO RESIDENCE C

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Notice of Public Hearing with regard to amending Chapter 108 of the Riverhead Town Code by deleting the minimum requirement of Agriculture A to Residence C in the various zoning district.

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the 1st day of March, 1983, at 8:05 o'clock P.M. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the following amendments to Chapter 108 of the Riverhead Town Code wherein the minimum requirement of Agriculture A shall be changed to the minimum requirement of Residence C in the various zoning districts:

§108-31, Residential use (Business A)

Any residential use in the Business A District shall conform to all requirements for a residential use in the agricultural-use Residence C District.

RESOLUTIONS - continued

§108-36, Residential use (Business B)

A. Any lots subsequently divided to leave a non-conformity residential use as a separate lot must be divided so that such residential lot complies with provisions for lot area, width, and yard requirements of Agriculture-A Residence C District of this chapter. Any subsequent alterations or enlargements of the building shall comply with the Agriculture-A-Residence C District of this chapter.

B. Any lot in nonconforming residential use or subsequently divided to leave a nonconformity residential use as a separate lot must be divided so that such residential lot complies with the provisions for lot area, width and yard requirements of Agriculture-A Residence C District of this chapter. Any subsequent alterations or enlargements of the building shall comply with the requirements of Agriculture-A Residence C District of this chapter.

§108-40, General lot, yard and height requirements. (Business C)

B. Any lot in nonconforming residential use or subsequently divided to leave a nonconforming residential use as a separate lot must be divided so that such residential lot complies with the provisions for lot area, width and yard requirements of Agriculture-A Residence C District of this chapter. Any subsequent alterations or enlargements of the building shall comply with the requirements of Agriculture-A Residence C District of this chapter.

§108-43, General lot, yard and height requirements. (Business D)

B. Any lot in nonconforming residential use or subsequently divided to leave a nonconforming residential use as a separate lot must be divided so that such residential lot complies with the provisions for lot area, width and yard requirements of the Agriculture-A Residence C District of this chapter. Any subsequent alterations or enlargements of the building shall comply with the requirements of the Agriculture-A Residence C District of this chapter.

§108-46, General lot, yard and height requirements. (Industrial A)

B. Any lot in nonconforming residential use or subsequently divided to leave a nonconforming residential use as a separate lot must be divided so that such residential lot complies with the provisions for lot area, width and yard requirements of Agriculture A Residence C District of this chapter. Any subsequent alterations or enlargements of the building shall comply with the requirements of Agriculture-A Residence C District of this chapter.

RESOLUTIONS - continued

§108-49, General lot, yard and height requirements. (Industrial B)

B. Any lot in nonconforming residential use or subsequently divided to leave a nonconforming residential use as a separate lot must be divided so that such residential lot complies with the provisions for lot area, width and yard requirements of Agriculture A Residence C District of this chapter. Any subsequent alterations or enlargements of the building shall comply with the requirements of Agriculture-A Residence C District of this chapter.

*Underscore indicates addition
Running line indicates deletion.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#100 AUTHORIZES SUPERVISOR TO EXECUTE CONTRACT OF SALE,
RE: ELMORE AND LUCY BROWN
Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

NOTICE IS HEREBY GIVEN that at a regular meeting held on the 15th day of February, 1983, the Town Board of the Town of Riverhead duly adopted a resolution, an abstract of which follows, which resolution is subject to a permissive referendum pursuant to Article 7 of the Town Law of the State of New York.

WHEREAS, the Town of Riverhead has expressed its desire to purchase property located on Horton Avenue, Riverhead, New York, for the purpose of relocating residents and clearing delapidated buildings in that area through the Community Development Agency, and

WHEREAS, Elmore and Lucy Brown have expressed their desire to sell the real property located in that area, and NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to execute the subject contract wherein said sale is subject to a permissive referendum, and wherein the price of sale parcel is \$9,650.00 to be paid from Community Development funds, and be it

FURTHER RESOLVED, that the Town Clerk is authorized to publish and post this resolution.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued
 #101 AUTHORIZES SUPERVISOR TO EXECUTE CONTRACT OF SALE,
RE: ESAU LANGHORNE

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

NOTICE IS HEREBY GIVEN that at a regular meeting held on the 15th day of February, 1983, the Town Board of the Town of Riverhead duly adopted a resolution, an abstract of which follows, which resolution is subject to a permissive referendum pursuant to Article 7 of the Town Law of the State of New York.

WHEREAS, the Town of Riverhead has expressed its desire to purchase property located on Horton Avenue, Riverhead, New York, for the purpose of relocating residents and clearing delapidated buildings in that area through the Community Development Agency, and

WHEREAS, Esau Langhorne has expressed his desire to sell the real property located in that area, and

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to execute the subject contract wherein said sale is subject to a permissive referendum, and wherein the price of sale parcel is \$7,000.00 to be paid from Community Development funds, and be it

FURTHER RESOLVED, that the Town Clerk is authorized to publish and post this resolution.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#102 AUTHORIZES PUBLICATION OF NOTICE TO BIDDERS RE:
SCAVENGER WASTE FACILITY

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the Town Clerk is hereby authorized to publish and post the following NOTICE TO BIDDERS:

Sealed proposals will be received by the Town of Riverhead at the Office of the Town Clerk, Town Hall, 200 Howell Avenue, Riverhead, New York until 2:00 P.M. prevailing time on Thursday, March 24, 1983, at which time they will be publicly opened and read aloud, for the

RESOLUTIONS - continued

TOWN OF RIVERHEAD
SCAVENGER WASTE IMPROVEMENT DISTRICT
TREATMENT FACILITY
RIVERHEAD, NEW YORK
FEDERAL PROJECT NO. C-36-0977-03-0

The work includes furnishing of all labor, materials and equipment necessary for construction of the treatment facility which consists of the following:

- CONTRACT NO. 1 - SITE WORK AND LANDSCAPING
- CONTRACT NO. 2 - GENERAL CONSTRUCTION AND MECHANICAL WORK
- CONTRACT NO. 3 - HEATING, VENTILATION AND AIR CONDITIONING
(H.V.A.C.)
- CONTRACT NO. 4 - PLUMBING
- CONTRACT NO. 5 - ELECTRICAL

The Town Board reserves the right to reject any or all bids or to award the contract to such bidder who, in their judgment, makes the most advantageous proposal.

Bidders on this work shall be required to comply with the President's Executive Orders No. 11,246 and 11,375. The requirements for bidders and contractors under this order, which contains non-discrimination in employment, and prohibits discrimination in employment regarding race, creed, color, sex or national origin are explained in the specifications.

Each bid must be made on the form furnished in the Proposal of these specifications and each bidder must deposit with his bid, a certified check or bid bond in an amount not less than 5% of the base bid made payable to Joseph F. Janoski, Supervisor, Town of Riverhead, N.Y., in the form and subject to the conditions set forth in the Instructions to Bidders.

Plans and Specifications may be obtained on the deposit of One Hundred Dollars (\$100.00) for each set furnished at the Office of the Consulting Engineer, HOLZMACHER, McLENDON & MURRELL, P.C., 125 Baylis Rd., Melville, N.Y. 11747, or the Town Clerk's Office, Town Hall, 200 Howell Avenue, Riverhead, New York 11901. Deposits will be returned upon the return of plans and specification in good conditions within ten (10) days of the bid date to bidders, and others will be partially or not refunded. Deposit checks or money orders shall be made payable to the "TOWN OF RIVERHEAD". Cash will not be accepted.

The Environmental Protection Agency of the United States Government, as a matter of policy, determined the grantees and their contractors shall endeavor to attain a minimum goal of expenditures with qualified minority business enterprises, as sub-contractors, located within the reasonable trade area determined in relations to the matter of services or supplies intended to be procured. The minimum goal sought to be attained for this contract

RESOLUTIONS - continued
will be in the amount of 10% of the Total Bid.

Prior to the award of contract, the apparent low bidder must be prepared to demonstrate the manner in which it proposes to attain the minority business enterprise goal set forth above. The purpose of such a demonstration is to enable the Town to determine whether or not the apparent low bidder is, as well as being low bidder, a responsible bidder. In the demonstration required, the apparent low bidder will be required to submit, among other things, the following information: the names of the minority business enterprise it intends to give work to, the trades in which the enterprises are engaged, the amount intended to be expended with each minority upon which the minority business enterprises will commence work, and the latest date by which the apparent low bidder intends to have a signed binding contract with the minority business enterprise or enterprises.

The low bidder who has successfully demonstrated his program for sub-contracting to minority business enterprises in an endeavor to reach the above stated goal shall be required, pursuant to EPA policy in guidelines as promulgated in the EPA policy statement as published in the Federal Register, Vol. 43, No. 248 - Tuesday, December 26, 1978 and EPA Region II policy and guidelines as stated in Guidance & Procedures for Compliance with Minority Business Enterprise Requirements, Pages 1-13 and Appendix II, and attached to the bid documents for this project, to prepare and file quarterly reports detailing its efforts and action taken in regard to attaining the goal stated.

Each bidder commits himself by submitting a properly signed bid to make a responsive submission and, if awarded the contract, to perform positive efforts to achieve such goal for minority business participation and to comply with all other requirements, terms and condition of the EPA policy statement.

This contract includes, among other things, the standard form of contract used by the Town of Riverhead and certain standard terms and conditions of the United States Environmental Protection Agency. In the event of a conflict, the latter shall apply.

The following names and addresses are made available to assist prospective bidders in meeting the requirements of Minority Business Enterprises:

Mr. Robert Scheiner
Community Development Supervisor
Town of Riverhead
Town Hall
Riverhead, New York 11901
Area Code 516-727-3200

Ms. Lartharee Jones
New York State Department of
Environmental Conservation
Affirmative Action Office
50 Wolf Road
Albany, New York 12233
Area Code 518-457-0759

RESOLUTIONS - continued

Any Contract or Contracts awarded under this Notice for Bids are expected to be funded in part by a grant from the United States Environmental Protection Agency. Neither the United States nor any of its departments, agencies or employees are or will be a party to this Notice for Bids or any resulting Contract. This procurement will be subject to regulations contained in 40 CFR 35.936, 39.938 and 35.939.

Attention of the bidders is specifically directed to the minimum wage rates to be paid under the contract, as well as to other provisions set forth in the Instruction for Bidders, General Conditions, and Supplementary and Special Conditions.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

Before resolution #103 was offered, Councilman Prusinowski stated: Accompanying this resolution, I have an internal correspondence from the Chief of Police recommending that this resolution be passed."

#103 RESOLUTION APPOINTMENT TIMOTHY HUBBARD AS PERMANENT
PARKING METER OFFICER

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

WHEREAS, by resolution dated August 3, 1982, Timothy Hubbard was appointed to the position of Parking Meter Officer for a probationary period of six months, and

WHEREAS, six months has now passed, and

WHEREAS, by letter dated February 14, 1983, from Chief Roscoe C. Palmer, the Chief of Police recommended to this Town Board that Timothy Hubbard be appointed permanently to the position of Parking Meter Officer,

NOW, THEREFORE, be it

RESOLVED, that Timothy Hubbard be and is hereby appointed to the permanent position of Parking Meter Officer, effective January 27, 1983 at the annual salary of \$12,910.92 as set forth in the Salary Administration Schedule, Group 2, Step 1.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

#104 EXTENDS PROBATIONARY PERIOD OF DONALD ZLATNISKI

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

RESOLVED, that the probationary period of Donald Zlatniski, Parking Meter Officer, shall be terminated on August 15, 1983,

RESOLUTIONS - continued

and be it

FURTHER RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Roscoe C. Palmer, Chief of Police and Donald Zlatniski.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Absent.

The resolution was thereupon declared duly adopted.

Councilman Prusinowski: "Before we have a motion to pay the bills, is there anyone else in the audience who would like to address the Town Board? Mr. Kasperovich."

William Kasperovich, 15th Street, Wading River, in the great Township of Riverhead. "Once again, I have to bring something that is old hat and that you have heard this from me on several occasions. But I want to get my lick in early this time, you'll pardon the expression. You resolved resolution #96 where you'll have a public hearing for the posting where a special permit is involved. And you're proposing the sign will be furnished by the Town of Riverhead and posted not less than ten feet from the property line, not less than two feet and six feet and it'll be displayed for a period commencing so forth and so forth. Gentlemen, once again, I plead with you to make some arrangement where the Town reaches not only the adjoining properties and the specifically concerned people, make an effort to reach them directly.

Most agencies in other Towns, state where you have a County, do this as a matter of cost. We, in Riverhead, seem to feel we can encompass everybody by a second hand approach. I say it's the responsibility of the Town to make an attempt first handed to reach the people who are mostly or specifically involved in such a special permit. I feel the day that we have to read the fine print in the News-Review every week in order to keep up with things has passed us. That important things do come up and people on occasion are not fully informed and it's unfortunate. But I say, the Town should have an arrangement to reach first handed whether it does any good or not, who knows. But at least we will have in our procedure reaching first handed to inform apparent people that would be interested and concerned.

It seems that when we have public hearings, these things are hashed somehow it's a little late all the time. So I felt, well let me get in before the public hearing and give you some food for thought on this direction because this would be an opportunity to include it in such a change of things. Thank you gentlemen."

PERSONAL APPEARANCES - continued

Councilman Prusinowski: "Thank you very much Bill for that constructive suggestion. Yes, Bill Nohejl."

Bill Nohejl, Wading River; "I agree with Bill Kasperovich because in Brookhaven Town I went for a rezoning. And my attorney had to send out certified letters to every property owner adjacent to my properties with a return receipt, their name saying that they have received it. And that way everyone within the boundaries of the property are notified of the intended change."

Councilman Prusinowski: "Bill, was that a zoning change or a special permit? What type of action was that?"

Bill Nohejl: "Zoning."

Councilman Prusinowski: "That was a zoning change action."

Councilman Lombardi: "You paid for it Bill?"

Bill Nohejl: "Yeah, I had to pay."

Councilman Prusinowski: "Yeah, the applicant would have to pay for it."

Bill Nohejl: "I had to pay for it. And I feel as though, that way, as Bill said, everybody is notified in the area, that it is changed. Thank you."

Councilman Prusinowski: "Okay. Is there anyone else who would like to address the Town Board on any matter? Any complaints, praises. John, would you like to say something to us?"

I would like to call a five minutes recess to consider something."

Councilman Prusinowski recess the meeting at 8:09 P.M. after which the meeting reconvened at 8:11 P.M.

PERSONAL APPEARANCES - continued

Councilman Prusinowski: "We'll call the meeting back to order.

Bart, in considering your request, here's what we're going to do. The Board unanimously is — agrees with your position and what we want to do is get the Supervisor involved, meet with the School Board and work out the appropriate language so we do it the right way, okay. Cause we were trying to do something in the hall and that's not really the place to do it off the top of our heads. So we'd like to cooperate with the School Board. We think it's a good idea. The Supervisor's not here tonight, so we'll have it ready for you."

Councilman Artale: "But I might add that Shelter Island just passed it, too, I guess I read it in Newsday today."

Councilman Prsinowski: "So we feel that's the proper way to act instead of off the top of our head. Is there anyone else tonight who would like to address the Town Board on any matter? If not, I close the meeting."

No one else wished to be heard at this time.

Councilman Boschetti: "Good night."

Councilman Prusinowski: "Thank you for coming."

There being no further business on motion and vote, the meeting adjourned at 8:12 P.M.

Irene J. Pendzick

IJP/vlv

Irene J. Pendzick, Town Clerk