

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead held in the Town Hall, Riverhead, New York on Tuesday, August 4, 1992 at 7:00 p.m.

Present: Joseph F. Janoski, Supervisor
James Stark, Councilman
Frank Creighton, Councilman
Victor Prusinowski, Councilman
Harriet Gilliam, Councilwoman

Also Present: Patricia Moore, Town Attorney
Barbara Grattan, Town Clerk

Supervisor Janoski called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

Supervisor Janoski: "Before we take up the business of this meeting I want to issue this proclamation setting the National Night Out in the Town of Riverhead. Lt. Grattan if you would come forward.

WHEREAS the National Association of Town Watch is sponsoring an important Nationwide Crime and Drug Prevention event on August 4th, 1992 called National Night Out; and

WHEREAS National Night Out provides a unique opportunity for Riverhead to join forces with the thousands of other communities across the country in promoting cooperative police community crime and drug prevention efforts; and

WHEREAS the Town of Riverhead plays a vital role in assisting the Riverhead Police Department through joint crime prevention efforts in the Town of Riverhead and it is supporting the National Night Out of 1992 locally; and

WHEREAS, neighborhood awareness and community unity and police community cooperation are the important themes of the National Night Out Program; and

WHEREAS the theme for this year is give neighborhood crime and drugs a going away party.

NOW THEREFORE I Joseph F. Janoski, as Supervisor of the Town of Riverhead do hereby proclaim Tuesday, August 4th, 1992 to be National Night Out in the Town of Riverhead and I do call upon the citizens of Riverhead to support and participate in this event.

IN WITNESS WHEREOF I have hereunto set my hand to cause the great seal of the Town of Riverhead to be affixed this 4th day of August in the year of Our Lord 1992.

Joe it's my pleasure to present this to you with the hope that there is another successful program in the Town this year.

May I have a motion to approve the minutes of the Special Board Meeting of March 31st and May 6th and July 16th, 1992.

Councilman Prusinowski: "So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

The vote: Gilliam, yes; Creighton, yes; Stark, yes; Prusinowski, yes; Janoski, yes. 5 YES

Supervisor Janoski: "Even though it is not on the agenda I have to point out that we have those cookbooks for sale and let me add that we also have the Bicentennial Flags and Riverhead Town Bicentennial Mugs and somebody came up with the idea of a frisbee. So we have frisbees's also. I hope that you will take advantage and take a cookbook home from the Clerk's Office or the Tax Receiver and perhaps buy a mug or two or a whole set and buy a Town Bicentennial Flag and put it away as a souvenir of this 200th birthday of the Town. Reports."

REPORTS

TOWN CLERK	Monthly report for July Landfill Fees - \$9,026.00 Town Clerk - \$6,769.49. Total paid to Supervisor - \$15,795.49
BUILDING DEPT.	Monthly report for July
OPEN BID REPORT	Handguns - Opened 7-27-92 One Bid Received From Glock, Inc., Smyrna, GA - See file for details
OPEN BID REPORT	Heavy Equipment Tires - Opened 7-24-92 No bids received
OPEN BID REPORT	Homogenized Milk - Opened 7-24-92 Two bids received
OPEN BID REPORT	Office Supplies, Furniture & Equipment Opened 7-24-92 - One bid received from Knotoff Office Products, Inc. d/b/a McCabes - see bid for details

APPLICATIONS

SITE PLAN	Site Plan for Chris Mayor, 49-57 West Main St., Riverhead, NY
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CORRESPONDENCE

ALEX HANSON Letter requesting that there be more convenience stores in Wading River

PATRICIA MOORE Letter sent to residents in Terry Place concerning the proposed group home

JUDITH T. TERRY, SOUTHOLD TOWN CLERK Letter sent to residents in Terry Place concerning the proposed group homes

A. W. BROPHY Letter of appreciation to Superintendent of Highways praising Tim Benton and his crew for prompt action and excellent work

N.F.E.C. Thanks Board for supporting and adopting Res. #447 and a special thanks to Councilman Prusinowski for his special efforts in regard to the national recycling standard

Supervisor Janoski: "Let the record show that the hour of 7:13 P.M. has arrived and the Town Clerk will please read the notice of public hearing."

P U B L I C H E A R I N G 7:10 P.M.

Town Clerk, Barbara Grattan: "I have affidavits of posting and publishing of a public notice for a public hearing to be held at Riverhead Town Hall at 7:10 p.m. on Tuesday, August 4th, 1992 to hear all interested persons who wish to be heard regarding: AN AMENDMENT TO CHAPTER 108-8 GENERAL LOT, YARD AND HEIGHT REQUIREMENTS."

Town Attorney, Patricia Moore: "In that the public doesn't have a copy of this ordinance, I'll read part of it and then very briefly explain it. In the hamlet of Wading River we'll be amending the Residence "A" Zoning District. This subsection is intended to provide minimum standards for granting a building permit for lots made nonconforming or continued in a state of nonconformance within the hamlet of Wading River, which lots prior to the adoption of Resolution #243, dated March 21, 1989 were in a Residence "B" Zoning Use District and that were single and separately owned as of the effective date of the subsection. The setback requirements that will be applicable will be those from the Residence "B" Zoning Use District.

The reason for this zoning amendment is that in the hamlet of Wading River when the zone change came about due to the hamlet study there were certain areas in Wading River where they were previously zoned Residence "B" and they went to Residence "A". Under the Residence "A" Zoning Use District the setback requirements were much more restrictive. However, there were many areas in that Residence "A" Zoning District that could not

conform and therefore we created all of these nonconforming lots that required application to the Zoning Board of Appeals. In order to try to address that problem and avoid the expense and the delay that is required in making an application for what is simple setback requirements, avoiding going to the Zoning Board of Appeals the Town Board is proposing this code amendment."

Supervisor Janoski: "So there you have it. Is there anyone present wishing to address the Board on this proposal? Bill."

William Kasperovich, Wading River: "In many areas in Riverhead and especially the west end when zoning was put into effect it was very difficult to label a particular area in a particular zone, because of the area growing up without zoning and without control difficult conditions were made. I happen to live in an area that was zoned "B" and at the time it was zoned it was impossible to maintain "B". But the attitude of the Town Board was because we have so many variations and so many problems it will go to the Board of Appeals and they will in that way resolve this. Well fortunately that is only a half way measure and it only worked halfway. The Board of Appeals doesn't always appreciate or investigate the conditions that are being appealed. If there is no clamor from the public, there is no investigation. I remember one man going out in my neighborhood and he didn't even know which way was west. That was the degree of his intelligence. The zoning as it exists is difficult to enough, but if we try to forcefeed it rather than to allow the flexibility of having a Board of Appeals and having in place where somebody can object to or further the solution that different people want. I say this is not pressing the solution that is a Board of Appeals although it may be costly and time consuming. It is costly because they want to get money enough to pay for their existence and time, because they want things done overnight. People think about a project for a year or more and they expect the Board of Appeals to do it in a week. This is uncontrary to that sort of thing. This is not for the better growth of Riverhead and I say that whoever compiled it and whoever made these modifications should be sent back to school. I say that because it's polite language, but inside me there are very vicious hard words roaming around. Thank you."

Supervisor Janoski: "Cathy."

Cathy Casey, Wading River: "I need some help here."

Supervisor Janoski: "Attorney's make things very complicated. It is a simple thing. When Wading River was first zoned the majority of the residential zoning in Wading River was Residence "B" which was 3/4 acre zoning. So you had to have 3/4 of an acre lot to build a house. In the Hamlet Study which was completed some years ago much of that Residence "B" was changed to Residence "A" which requires a full acre as a building lot. So it occurs that the set back requirements on 3/4 of an acre are less than they would be on a full acre. So to build a house and

to comply with the current zoning you had to go and get an appeal and a variance from the Zoning Board of Appeals. Now that, to those that support this idea, seemed to be a waste of time for the Zoning Board of Appeals, because they have a practical difficulty and the Zoning Board of Appeals is going to grant it and to make someone who already has a subdivided lot which is 3/4 of an acre to through that process is wasteful of time. Their efforts, our efforts, their money, our money. So this proposal is made to recognize that people when it was 3/4 acre zoning, divided lots into 3/4 of an acre and they should not be penalized because of that."

Cathy Casey: "Okay, now this has nothing to do with the few, let's say within the past year, there have been applications where people have been looking to subdivide their existing lots."

Supervisor Janoski: "Not at all. Any subdivision from the time that we enacted the zoning as a result of the Hamlet Study now requires full acre lot size and they would have to comply with zoning. What this addresses is the many, well not that many, but those lots that were subdivided prior to the zone change into 3/4 acre lots and it's a Grandfather Clause, if you will."

Cathy Casey: "Okay. Can you give me an idea of how many lots and approximately where they are or specifically where they are?"

Supervisor Janoski: "Most of them would be north of 25A in that area between Hulse Landing Road and Wading River Manor, which was previously zoned Residence 'B'."

Cathy Casey: "Hulse Landing and Wading River Manor Road. You've got quite a bit of vacant land in there."

Supervisor Janoski: "Well this doesn't affect vacant land. Preexisting lots."

Cathy Casey: "This is strictly lots in existence that some already have a building on it, be it a home or the like and it is an adjoining piece of that house that was previously subdivided?"

Town Attorney, Patricia Moore: "Well in most cases where you have an expansion to a preexisting house or you're building on a vacant lot that was previously subdivided (inaudible-speaking away from microphone)"

Cathy Casey: "You may get a call confirming that. Thank you."

Supervisor Janoski: "Is there anyone else present wishing to address the Board on this proposal? That being the case and without objection I declare the hearing to be closed. I will open the meeting for comment on any subject. Way in the back."

Ray Kreiger, Manorville: "The reason I'm here is about the Day Care Center at Stotzky's Park. I think that the town, for liability purposes, should review the way they issue contracts to the contractors. If you go up there right now you will find that surrounding the building is a lot of debris. Metal strapping that has been cut off of bundles. There is a refuse pile. There is construction debris strewn around. There is an open four foot trench with no barrier around it. What I brought down was, the other day I took this off of a kid who had picked these up laying on the ground. These are charges for a hilding iron."

Supervisor Janoski "For a nail gun?"

Ray Kreiger: "For a nail gun. Alright, they were just hanging around in the area."

Supervisor Janoski: "They were expended."

Ray Kreiger: "No, those were unfired."

Supervisor Janoski: "Those were unfired?"

Ray Kreiger: "Yes. Alright, he had that whole handful on his possession. I took them away from him. What I think should have been done is that the area should have been fenced off with a chain link fence and no access be allowed. Right now he has an orange plastic barrier fence and fifty percent of it is laying on it's side. So anybody can walk right by it. And in the last week and a half the children who accompany their parents who are watching the games that aren't being supervised by their parents are running free through this whole construction site. So as much as the contractor is insured and bonded and whatever else any lawyer that gets a lawsuit out of this is going to drag the Town of Riverhead into it. Plus I'm sure that nobody in the town would like to see a kid pick up a piece of this strapping material and start chasing somebody else and slash them across the face, because it would take a lot of surgery to close it back up. I don't know who is monitoring this, I think it is Mrs. Lohneiss, alright, maybe she doesn't realize the severity of this situation. The town should go up and take a look at it."

Supervisor Janoski: "I thank you for giving us this word. I was up by there today and looked at it from a distance and didn't really get out of the car I just wanted to see how things were coming along, but I guess you really have to take a walk around to see those things and the Town Attorney has now been made aware of it and we will absolutely address those problems and I thank you for coming down. Is there anyone else who wishes to address the Board? Bill."

William Kasperovich, Wading River: "I was very delighted to hear some other citizen in this township concerned with construction as it goes on. But I didn't hear, and I was listening very closely for it, Building Department. He in essence

is accusing the Building Department of not doing their job. And in case anybody missed that point I'm making it very clear, because I've been here time and time again that we do not field inspect the construction work in Riverhead. And when we do we do it with blinders and people that go out there to do it are afraid to do certain things because the Town Board won't support them. Consequently the attitude of contractors coming into Riverhead still prevails and that is we can get away with anything. The price we have to pay we don't have to worry about.

Several weeks ago or when you people were in Wading River I addressed the concern about traffic control outside the entrance and exit to the Post Office and the King Kullen's Shopping Center. The road, I think, has been from Route 25 to 25A has been spelled out exactly as to its speed limit by the D.O.T. Okay, so now the remaining work is left to the town. The Town of Riverhead as I went to the Post Office today I say only one sign that said area speed limit 30 m.p.h. and it was located by somebody certainly who doesn't know traffic control. Now the legality of reducing the speed limit has been accomplished. It now remains for the township to complete the work with traffic control. We have a knowledgeable engineer today which we didn't have in the past. We have a high priced elected Highway Superintendent and your Kasperovich has to get up here and tell you that you are, the town's not doing there job. And it's a helluva state of affairs that things have to exist in this manner. I expect the Town Board to instruct the Highway Superintendent and the Town Engineer to study the area where the Post Office and the entrance to King Kullen's is and put in reasonable traffic controls and after that inform the Police Department that such is the case and the township the people to be made aware of it.

It would appear, enough on my last subject I'll try to make it quick. It would appear that when citizen of this township tries to approach the town on a complaint that he has to engage an attorney to show him how and what to do. All attorney's have in front of them is to take him to court. Now that's not my way. My way is to make sure that everybody knows what is what, the dangers, the hazards the difficulties and the problems. But it seems that I can't accomplish much this way. I herewith ask the Town Board to recognize the problem with stormwater and dumping that was presented to the Town Attorney and who in a very unlady like manner accused me most improperly and this I will not let settle. The only people that require laws are bad people. Good people live well by high standards and we don't have to concern ourself about them. The people who get away with things think that they are in the right and we should not permit it, because this reflects on the conduct of the entire community. It's not right just because you get away with it. I presented a situation where they will not get away with it. Thank you."

Supervisor Janoski: "Thank you Bill. Henry."

Henry Pfeifer, Wading River: "Yesterday the Town of Riverhead took a very firm and positive step in the collection of garbage and in the part of Wading River that I live in I was

amazed at the improvement and the handling of my garbage. The first time in fifteen years the garbage has been absolutely fully emptied and secondly placed back on the side of the road and my garbage can cover was not subject to the traffic conditions. I thank you for it and I hope that any other feed back that you are getting regarding this particular collection system is as favorable as I've seen it and thank you all."

Supervisor Janoski: "Thank you Henry. Steve."

Steve Haizlip, Calverton: "On Resolution #479 about a Special Permit for Calverton Links. Is that Schulman's Golf Course by any chance?"

Supervisor Janoski: "Yes it is."

Steve Haizlip: "Oh, thank you very much, because it had the word links so I had to tie it together. Let me ask you about another one real quick.

There are some fancy words on #484 about Ad Hock Committee and Administrative and Procedural Prerequisites to Economic Development. Can we get a little explanation on that? Boy that's really put together with fifty cent words."

Supervisor Janoski: "Well, it takes a lawyer to do that so I'm going to recognize Harriet to tell you what she means by that."

Councilwoman Harriet Gilliam: "That you for recognizing me Mr. Supervisor. This resolution is designed to address, actually to set up a committee to review some of the existing requirements that are set forth by the County or the Town with regard to setting up a business or economic development or growth. There has been a feeling for a long time that there has been a lot of duplication in terms of layers of government requiring the same types of procedures or requirements before a business can really get off the ground. So the County is taking an approach to a fast track program to help businesses get started in Suffolk County and this is the local initiative to work in conjunction with the County's efforts to remove those artificial barriers or impediments that may serve to dissuade or discourage responsible economic development in our town."

Steve Haizlip: "Okay."

Councilwoman Gilliam: "Is that too many fifty cent words?"

Steve Haizlip: "It's like the old fella said you snowed quite a big storm, but I didn't catch much of the drift.

Mr. Kasperovich spoke about a problem with roads. Me too, I've got a problem with roads, but I'm working on it. I'm doing some calling, talking and some screaming and I think that I'm slowly getting some progress. County Road 94 and Edwards Avenue and County Road 58, by the Highway Barn, slowly getting there. I

always say that it never hurts from the Highway Committee from the Town to give them a little boost once in awhile. Like when we got the yield sign. It takes a little push.

One of the things that I want to find out. I don't know how to address it or how to word it, but I'm going to say as the cowboy says I'm going to shoot from the hip the way I feel about. Yesterday's editorial in NEWSDAY blasting Mr. Behan, Mr. LaValle and Mr. Sawicki, Cochran, etc. it's a Long Island delegation of the Republican Party. The editorial was criticizing LaValle in the for not voting for this 8 1/2% tax increase and bail out. You know Gaffney didn't put those people in office. We put them in office and they are getting the message now that we are tired of them voting and giving everybody money at our expense and we send them to Albany and they are not looking out for us. I called NEWSDAY and I told them, I said they are out of order, I said you have a right to print what you like to print, because it's a free country. But then I got a hold of Senator LaValle's office and I got a hold of Mr. Sawicki's office and I said are you going to take that crap. Well we're thinking about it. I said what have you got to think about. You afraid that they are going to criticize you and knock you down when it's election time. I said no way you are doing your job for us. So I said get in there and rebuttal that thing, because the message is clear that they are looking out for us for a change. Thank you Joe."

Supervisor Janoski: "Thank you Steve. Did you wish to be recognized George? I knew you would say that."

George Schmelzer, Calverton: "I see here that you have some foreign handguns. Can't find the American handguns instead of Glock."

Supervisor Janoski: "That seems to be the selection of most Police Departments."

George Schmelzer: "Everything you buy now is foreign. Pretty soon we will have foreigners on board here. Well, you're a foreigner almost. You come from Pennsylvania."

Supervisor Janoski: "I saw that coming."

George Schmelzer: "You saw that coming. I got no answer. They are pretty arrogant too, they don't like any dealers to advertise prices. They are forbidden to do that. I get all kinds of pamphlets about that stuff and they can't quote prices unless you ask them directly. Anyhow that's the end of that. So you approved it. I noticed that 58 is getting slightly worse all the time and the county doesn't seem to care. It is their responsibility. New York State got thirty billion dollars to spend on roads. Maybe that's the deal with Cuomo. He will run for president and we will give you thirty billion for highway use, I don't know. Could be. So all the pigs went to the trough already. Riverhead didn't bother or the county didn't bother, don't seem to care. When the Expressway was built here it was

intended to go further and you might not get anywheres, but you might as well yell. You have a professional moocher working for the Town, I think to extend the Expressway to where 105 meets Northville Tpke. That would relieve the traffic forever on Route 58 and nobody says a word. Nobody seems to care. Neither does Gaffney with all his gaff. I don't see much difference between the administrations. One is tweedle dee and one is tweedle dum. Our taxes are going up so it might improve the business on Route 58 is we had the Express continued to 105. People passing by could at least turn in. Now they can't. If you would like to write the county or the D.O.T. I'll even give you a couple of stamps."

Supervisor Janoski: "Thank you George."

George Schmelzer: "How about it? You going to do something? At least say something."

Councilman James Stark: "George, I suggested that to Senator Ken LaValle over a year and a half or two years ago. My pal Ken Lavallo."

George Schmelzer: "Mine too. Put an anchor around his neck."

Councilman Stark: "I don't believe anything is going to come of it. I suggested going all the way to Southold."

George Schmelzer: "Maybe that was asking too much."

Councilman Stark: "Well that's probably true, but you start high and you can always come down. I suggested a two lane kind of a bypass with no exit or entrance. No development rights within "X" number of feet on either side of it."

Councilman Vic Prusinowski: "In other words to extend the Expressway to Southold, but don't allow for commercial growth on the side of the road. This would solve the problem of lawsuits and the environmentals. It's not going to happen anyhow. Right now the last time this was discussed unfortunately we have about 3500 acres of Suffolk County Preservation Program that is in the path of the old plot, the old roadway that was designated on the map to connect the road to Southold. You need a 2/3 vote of the county voters to sell off that land back to, I don't know if it is possible to New York State. But the way the charter is written you would have to have some type of authorization."

George Schmelzer: "Best to sell it back the way it was."

Councilman Prusinowski: "Well sell it back to where you can develop it. Let's talk about things that we really can do. We do have state representatives that mooch, they are on the payroll too. They get paid. These are the types of things that they should talk about. We're only Town Councilman. We don't authorize \$18,000,000.00 jobs, bills, roads etc."

8/ 0492minutes

George Schmelzer: "Well a mooch has to start from the bottom."

Councilman Prusinowski: "No, I disagree. You know these guys get elected all the time and they are running around telling you what they are doing for you and I think it is time they hear you as much as we hear you, because they can actually do something about it. They don't listen to our letters. They just throw them in the garbage."

George Schmelzer: "I wrote to one of them not on behalf of myself, but on behalf of the county and the town and they forwarded the letter to the D.O.T. on behalf of me only. That's the kind of response I get."

Councilman Prusinowski: "Well that's because you are an individual citizen."

George Schmelzer: "What did you call them? I didn't get that word."

Councilman Prusinowski: "Well you said before that there were professional moochers on the payroll. So I'm just saying the same type of characterization. People that eat from the trough. Is that what you used?"

George Schmelzer: "Yeah. The swine at the trough. Like Henry said his garbage are not tipped over. I guess that they don't have any raccoons in Wading River."

Supervisor Janoski: "Thank you George. I see a hand."

Pearl Phlindis, Reeves Park, Riverhead: "I'd like to thank the Board for listening to our suggestions concerning the boat ramp at Reeves Beach. And I would like to know if a first step has been taken. I think that the suggestions were going to be presented to an engineer, if I'm correct."

Supervisor Janoski: "Our engineer."

Pearl Phlindis: "Yes. And I would like to know if that was done yet?"

Supervisor Janoski: "Absolutely. We haven't developed anything yet as far as a feasibility or a practical plan. It will be done though."

Pearl Phlindis: "Okay. Thank you very much. Has the engineer gotten back to you?"

Supervisor Janoski: "I haven't physically laid eyes on him since the other day when I said to him we have to sit and talk and he agreed that we do have to sit and talk. But he's involved in the Day Care Center and a number of things that we are doing. But I will rope him in one of these days."

Pearl Phlindis: "Okay. Do you think that at the next public meeting you might have an answer?"

Supervisor Janoski: "I think that by the eighteenth I should be able to tell you something. Something more concrete."

Pearl Phlindis: "Thank you very much."

Supervisor Janoski: "You are very welcome. Well we will take up the resolutions."

R E S O L U T I O N S

#477 AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO CONSIDER THE ESTABLISHMENT OF A COMMUNITY RESIDENTIAL FACILITY OPERATED BY THE LONG ISLAND DEVELOPMENTALLY DISABLED SERVICES OFFICE

Introduced by Councilman Stark and seconded by Councilman Prusinowski. (Councilman Stark asked the Supervisor to elaborate on this resolution)

Supervisor Janoski: "There is a proposal by the State of New York to place four handicapped individuals in a private residence at 25 Terry Place. The state passed some years ago a law which is known as the Patavan Law which regulates the establishment of group residences within the State of New York. It provides that upon official notification which we have received that the town has three options. One of course is to accept it. The second is to object on the basis of over saturation. The third is to suggest alternate sites. We can, we are allowed to have a hearing to establish what people in the community think about the proposal and that's what this hearing is. The individuals housed will be wheelchair bound in this case. I think what concerns of the people in the community, the neighborhood, most is what about the future use of that residence, group residence facility? So we will hold this hearing and seek that kind of input from the community."

The resolution was passed with five yes votes.

#479 APPROVES SPECIAL PERMIT OF CALVERTON LINKS

Introduced by Councilwoman Gilliam and Seconded by Councilman Creighton.

(Town Clerk, Barbara Grattan stated that Rick Hanley (Town Planning Director) requested an amendment to the resolution)

Councilman Stark: "He talked to me. What is what he is basically doing is changing---the fourth page go down to the fourth where it says prior to the consideration. The building permit and the grading permit will be required.

Supervisor Janoski: "That's being added."

Councilman Stark: "That's being added. That means an official amendment. That's the recommendation."

Supervisor Janoski: "Okay. Would you move and second the resolution and then I'll offer the amendment. Before the consideration of a site plan that's the wording that a building permit and a grading permit will be required. That adds building permit and grading permit."

Councilman Creighton: "Maybe you should for a site plan, that's the difference. So we still have final decision on what gets done, because we control the site plan."

Town Attorney, Patricia Moore: (Barely audible - indistinguishable)

Councilwoman Harriet Gilliam: "So moved. (on original)

Councilman Creighton: "Seconded."

Supervisor Janoski: "Recognize Mr. Stark for the purpose of amendment."

Councilman Stark: "It has been recommended." (interrupted)

Councilman Prusinowski: "Second the second amendment."

Supervisor Janoski: "The amendment is moved and seconded. Please call the roll on the amendment."

The vote: Gilliam, yes; Creighton, yes; Stark, yes; Prusinowski, yes; Janoski, yes. 5 YES

Supervisor Janoski: "On the question."

The vote: Gilliam, yes; Creighton, yes; Stark, yes; Prusinowski, yes; Janoski, yes. 5 YES

#490 TERMINATES FRED PHILLIPS AS GATE ATTENDANT AT THE RIVERHEAD LANDFILL

Councilman Creighton: "Is this recommended by the Personnel Committee?"

Councilman Stark: "Are you asking the Chairman of the Personnel Committee? The Personnel Committee doesn't have anything to do with the termination of the employees of the Town of Riverhead where there is no job existing. So we wouldn't even consider it."

Councilwoman Gilliam: "As the other member of the Personnel Committee I would disagree since this is a personnel action falling within the purview of the Personnel Committee."

Councilman Stark: "Okay."

Supervisor Janoski: "Do you want me to explain what this is. We have gone to a five day work week at the landfill. The individual engaged here was a part-time employee who worked weekends. So there is no longer a position to be filled or a job to be done on Saturday and Sunday."

Councilman Creighton: "Since I've been given this to move and I don't really know about it, I'd like to know from the Administrative Officer if this is an administratively correct termination. I see him in the back of the room."

Supervisor Janoski: "Who is the Administrative Officer?"

Councilman Creighton: "Mr. Hansen. Are you aware of this termination of Mr. Fred Phillips do to the elimination of a job in the landfill?"

Jack Hansen, Administrative Officer: "I have not seen the resolution. No."

Councilman Creighton: "Mr. Supervisor, I'm going to table this until it can be discussed."

Supervisor Janoski: "Motion to table."

Councilwoman Gilliam: "Seconded."

Supervisor Janoski: "Motion to table moved and seconded."

The vote: "Gilliam, yes to table; Creighton, yes; Stark, no; Prusinowski, no; Janoski, no. 3 NO 2 YES

Councilman Stark: "I will move the Resolution #492 to Terminate Fred Phillips Gate Attendant at the Landfill, so moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: "Gilliam, no; Creighton, no; Stark, yes; Prusinowski, yes; (see statement) Janoski, yes. 3 YES 2 NO

Councilman Prusinowski: "It's been common knowledge right along as soon as we went to the garbage districts we would scale back the hours at the landfill. This is a proper action and I've been through this before. In fact all the gate attendants will eventually be released. The hours will be cut down at the landfill as a saving to the taxpayers as one of the benefits of the garbage district. I just saw this resolution tonight. I understand it and I don't think there is anything wrong with it. I vote yes."

Resolution #492 APPOINTS PROVISIONAL ASSESSOR ASSISTANT TO THE ASSESSORS OFFICE

Introduced by Councilman Prusinowski and seconded by Councilman Stark.

Supervisor Janoski: "The resolution has been moved and seconded and now we can have a discussion."

Councilwoman Gilliam: "I have discussion on this resolution. The resolution doesn't indicate whether the Civil Service list was exhausted in terms of individuals from that list either declining or not meeting the particular requirements of this job."

Supervisor Janoski: "It was."

Councilwoman Gilliam: "It was what?"

Supervisor Janoski: "It was exhausted."

Councilwoman Gilliam: "Okay, but that is not indicated in from resolution. Since this is a Civil Service position" -----
(interrupted)

Supervisor Janoski: "I have never seen a resolution that states that, but if you would like to add that we can certainly do that. It is a Civil Service requirement that if there is a list existing that we must hire from the list and you cannot appoint a probationary unless that is the case."

Councilwoman Gilliam: "Provisional. There is a legal distinction."

Supervisor Janoski: "What did I say?"

Councilwoman Gilliam: "Probationary."

Supervisor Janoski: "Oh, I'm sorry provisional. Okay. Lets move to second and please call the roll."

The Vote: "Gilliam, yes; Creighton, yes; Stark, yes; Prusinowski, yes; Janoski, yes. 5 YES

EG:ch

**Barbara Grattan
Town Clerk**

Supervisor Janoski called the meeting to order at 7:30 p.m. and the Pledge of Allegiance was recited.

Supervisor Janoski: "The meeting will come in order. I would like to invite Andrea McNight to come to the podium to read in the pledge of allegiance."

The pledge of allegiance was recited.

"Let me also say that Andrea McNight also says for me the SWAN BARKER BARKER. The Town Board attends many events in the community and I as Supervisor go to so many of the events that take place. One of the groups that is always there is the Riverhead Fire Department Band. And over the years that I have been Supervisor I have watched these kids get older, absorbing the joy on the end back there, Macky. He was a kid when he started. But Irvy and Russ Danowski shepherd these kids and take care of them and they are responsible having this group together and of course recruiting new young people as the years go by. And it has become part of the tradition of the town of Riverhead to have the Riverhead Fire Department Band in parades at all events. The occasions that we have here in the Town of Riverhead."

So the Board wanted to recognize the Riverhead Fire Department Band for the outstanding work that they do. The dedication and leadership of Irvy and Russ Danowski and the Fire Department for supporting the Band and having such a great band continue in the community. And your Supervisor always will be at a parade and this young lady will be as old as Irvy and Russ. I am sure that the Riverhead Fire Department Band is young and old and be part of the future of our town. That's what makes a town so distinctive that we can have a children's band in the Fire Department in part of the community and we look forward to you."

So Irvy and Russ, would you please come to the podium and present to you on behalf of the Town Board this resolution in recognition of your service to the community and of course the Fire Department's (independence) here.

WHEREAS, the Riverhead Fire Department was established for nearly half a century as a symbol of the