

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead, held in the Riverhead Town Hall, Riverhead, New York, on Tuesday, January 19, 1993, at 7:00 p.m.

Present:

Joseph F. Janoski,	Supervisor
James Stark,	Councilman
Frank Creighton,	Councilman
Harriet Gilliam,	Councilwoman

Also Present:

Patricia Moore,	Town Attorney
Barbara Grattan,	Town Clerk

Absent:

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

Supervisor Janoski: "The Riverhead Senior Citizen Advisory Council would like to recognize an individual in the community who certainly is well known to people who attend this meeting on a regular basis and is well known throughout the senior community for the involvement and the care and the dedication exhibited. So, why don't I give this to you Evelyn, and you can tell everybody who it is and (inaudible) the presentation."

Evelyn : "Henry, will you step up here please? Henry, on behalf of the Advisory Board, I am happy to present you with this plaque in appreciation of all that you have done for the senior citizens in Riverhead Township, and are still doing. Thank you."

Henry Pfeiffer: "I thank you very much, all of you who were involved in this. I thank you, Evelyn, and the Town Board. I'm a little bit shook up about it, I'm usually one who likes to give these things and it's unusual for me to receive one. But I say thank you to all of you and I expect that this is probably

one of the ways of getting me to continue to work for the seniors, for the community. Thanks again."

Supervisor Janoski: "Councilman Stark wishes to be recognized to present a Resolution out of order. I don't mean that the way it came out, out of sequence, I guess, would be better."

Councilman Stark: "Mr. Supervisor, ladies and gentlemen, fellow Town Board members. We're on the eve of the inauguration of a new President. What I would like to do tonight, is offer congratulations to the United States President,

WHEREAS, the inauguration of the President of the United States is an historic event which represents a change towards a destiny chosen by the people,

WHEREAS, on the eve of this historic occasion the Town Board wishes to recognize the significance of this new Presidency and offer its best wishes.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead on behalf of the citizens of the Town of Riverhead, offers its congratulations to President Clinton and convey its best wishes that the President and his Cabinet shall be able to meet the many challenges confronting this great nation in both domestic and foreign affairs.

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is directed to forward a copy of this Resolution to President Clinton.

I so move this Resolution."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded in a bi-partisan way."

The Vote: Gilliam, yes.

Councilwoman Gilliam: "And I hope that as we embark on a new era with a new President and go forward in the spirit of

rational unity, that our local Town Board can follow in the same spirit and proceed in 1993 with the spirit of unity and address the many challenges that we face with the Town."

The Vote: Creighton, yes; Stark, yes; Janoski, yes.  
4 Yes, 1 Absent.

Supervisor Janoski: "May I have a motion to approve the minutes of the Regular Meeting of November 17, 1992?"

Councilwoman Gilliam: "So moved."

Supervisor Janoski: "Does anybody want to second it?"

Councilman Creighton: "I'll second."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. 4 Yes, 1 Absent.

**REPORTS:**

**TAX RECEIVER** The monthly report as of January 12, 1993, \$14,280,345.26.

**RIVERHEAD TOWN HISTORIAN** Annual report for 1992.

**RIVERHEAD SEWER DISTRICT** The discharge monitoring report for December, 1992

**CORRESPONDENCE:**

**JOHN M. ORMORANTA** He advises the Town that there is disaster assistance available to local governments

**H2M GROUP** Notifying the Town of the total water main footage, which amounts to 881,849 ft.

**MR. AND MRS. NICK PLASTINA** Offering suggestions for changes

to be made in the garbage pick-up schedule.

RAYMOND J. RYDER

Letter commending the Riverhead Town Building Department and in particular, Fran for excellent service.

APPLICATIONS:

ELLEN GABLESTEIN

Temporary greenhouses on Manor Lane in Jamesport.

SITE PLAN

Donald and Mary Lou Fink - a storage building and building addition in Wading River-Manor Road, in Wading River.

DIGGER ODELL

A restaurant and pub.

SITE PLAN

Wendy's Restaurant

Supervisor Janoski: Let the record show that the hour of 7:16 p.m. has arrived. The Town Clerk will please read the Notice of Public Hearing."

Barbara Grattan: "I have affidavits of publishing and posting of a Public Notice for a Public Hearing to be held at Riverhead Town Hall at 7:10 p.m. on Tuesday, January 19, 1993, to hear all interested persons who wish to be heard regarding the granting of the right to use streets, highways, and public places by community organizations and individuals as required by Section 64(7) of the Town Law."

Supervisor Janoski: "This is a yearly Hearing that we have which addresses such things as the Country Fair, Polish Town Fair, and any other events which might come up in the course of the year which utilize public property. Is there anyone present wishing to address the Town Board on this matter? That being the case, and without objection, I declare the Hearing to be closed."

Hearing closed: 7:17 p.m.

Supervisor Janoski: "Let me also note for the record that, without objection, the Hearing on the senior citizens tax exemption was closed officially as of the end of the business day on Friday, the 13th-- the 15th. Is there anyone present wishing to address the Board on any matter? Steve."

Steve Haizlip: "Steve Haizlip of Calverton. At this time, I would like to take the opportunity to thank the Town Board for allowing myself and Mrs. Nancy Mitzman to speak at the December 15th meeting on the blood drive which was held at the Holiday Inn. I guess we could say that we were pretty successful, had 32 donors. And, Mr. Pfeiffer and myself, or should I say Henry, he likes the first name, we both participated as members there. Anyone who come in, help out, talk and so forth. So, again, I thank the Town Board for allowing us to do that. We got coverage and chances are we did get some donors from the area. So, thank you."

Supervisor Janoski: "You're welcome. Yes, ma'am."

Claudia Popolizio: "Good evening. I'd like to address the Town Board-- oh, my name is Claudia Popolizio. I'm very nervous, to let you know, but I'm here to let the Town Board know how grateful I am to be in Two Bears Development, that my house is wonderful, that any problems I've had, have been taken care of through the contractor. But, after watching the tape of the last meeting of the Town Board, I really got very upset, in that I didn't think the Town Board showed anybody who came up here to talk any respect or that they had anything to say to the Town. Such as with Two Bears and any problems that people had had and weren't taken care of, that they were told to go back to the contractor. And unfortunately the people in that lottery did not have a choice of contractor, so many of us relied on the Town. That if there were problems, that we could present them and it would be taken care of somehow. But, after all this time-- I've been in my house over a year now-- and since the drainage problem, there were only two people that came up, and that was Mr. Stark and that was Victor that came up and saw the problem. And that was very impressive, very impressive. But just to let you know that most of the people who live in that development, such as I, have had terrible feelings about going through this lottery. That we had to do whatever anybody asked us to do, whether it was right or wrong. However we felt about

it. We didn't have a choice of saying, gee, you know, this sounds a little, you know, I don't think I'd like to do this, but because of the Town and the developer, we had no choice in anything that we had to say. Are you looking at someone to say that I'm speaking to someone?"

Supervisor Janoski: "When anybody walks in this room, I always check to see who it is."

Claudia Popolizio: "Oh, I'm sorry, I'm sorry."

Supervisor Janoski: "And Neil Fenton just joined us. If you see him standing up, you will recognize why I noticed that he walked into the room."

Claudia Popolizio: "Okay."

Councilman Stark: "He's about six foot nine or ten."

Claudia Popolizio: "Oh, okay. But, anyway, I'm here, you know, it's-- we're all here, everybody up in Two Bears is grateful that they're there. And I know that just by talking to them. But, it's really unfortunate that when we come to a Town meeting or that other people, not just Two Bears, that they aren't treated with respect like they are a person of the community that pay their taxes and they have the right to say-- to come before you and to try and work out differences and whatever. And I just wanted to let you guys know that probably because of people's frustration they came to Town meetings and because of they wouldn't go to private meetings to say, well, you know, this is the problem. They wanted it to come out in public so that everybody could hear it. So that nobody could renege on anything. And it's really unfortunate that, the way I feel and I've spoken to other people and they feel the same way, but they won't come, they won't come down and they won't speak out. But it's kind of sad because the lottery that you had was wonderful and it allowed these people, 120 families to move in. And for anybody on the Board or in the Town to have ever said that they're sorry that they did this development, that was a terrible thing. Because I really think if it was watched by the Town rather than just have the developer come and give you what he had, I think it may have run much better and there wouldn't be as many problems. So, maybe in the next lottery that you have, that you should

have, that maybe there should be someone who's a watchdog for the developer."

Supervisor Janoski: "Well, let me point out because you obviously don't know, I am sorry that you got the impression from the TV tape, what I was saying was that the Town has certain responsibilities in the construction and they have to deal with the enforcement of State building code or Town building code and fire code. If there is something which we will call cosmetic in nature, then you have to go to the developer on that matter, because we have no role to play in that, although I believe that Andrea was involved in a great deal of that undertaking. As far as the oversight of the project, it was our position that we have our own person there, which we did. There was a Town individual who was there and also, of course, the Building Department is responsible for making those accepted inspections with the framing, the plumbing and electrical and foundations. Is that it? So that work is done by the Town. So we have done what we are supposed to do."

Claudia Popolizio: "Who is the person that was there that we could have talked-- spoken to?"

Supervisor Janoski: "Now there was an individual there by the name of Vincent Grodsky who is since deceased."

Claudia Popolizio: "And he was in Two Bears? He was down there in Two Bears?"

Supervisor Janoski: "He was there every day as the eyes and ears of the Town."

Claudia Popolizio: "Because I've been in this since the beginning from the time I got the key from you. And the only people I spoke to at the developer's office was the builder, his wife, his sister, his brother, his mother. And it was real hard getting any straight answer out of anybody. And I came to the Town. I spoke to Andrea Lohneiss many times. I spoke to you. I wrote you a letter because I didn't understand how if I was in the lottery from the beginning, how did I get in at the end? And all I got-- all that was said to me was, well, 'cause everybody else wants to get in, too. You're not the only one. And I understand that. But when somebody next door to me moves in

after just going into it, getting a house, moving in in November, from June to November, it's an (inaudible) of time."

Supervisor Janoski: "But, there was a process as far as which houses got built first and it was done for no other reason than the process that was established."

Claudia Popolizio: "But, like I said, you know, it was very, very difficult, the deal, and by the end of a year of trying to get in to my house, my husband, my family, and a lot of people that know me can tell you, I was-- going to have a nervous breakdown, so, it's taken me a year to come here."

Supervisor Janoski: "Do you believe that it would be any different had you gone out on your own and purchased a lot and built a house?"

Claudia Popolizio: "I did that before. I've done that. I did that 19 years ago. And, so, you know, I didn't have these problems. Because, you know what? I contracted their contractor to do my house and he was responsible to me. And so any problem that I had, I did go to him. I did. And they were solved."

Supervisor Janoski: "It's very interesting that you say that you built a house before."

Claudia Popolizio: "But I did. Because the requirements were that you couldn't have owned a home in three years. Right?"

Supervisor Janoski: "There is some requirement. Well, thank you."

Claudia Popolizio: "Well, okay. Thank you."

Supervisor Janoski: "And for all those people who now own their own home, I feel mighty proud. Did I see your hand up, Bill?"

William Kasperovich: "William Kasperovich, resident of Riverhead Township. I'm here before you to talk about your proposed Resolution #57, which is titled, "Authorizes Acquisition of Rimland Building to Abate Public Nuisance". The Town as it says here, is authorized by this Resolution to execute a contract

and proceed to acquire title of the Rimland property. There is nothing anywhere that I have ever seen of what this would cost the taxpayer. Delinquent taxes, liens, other bills against the property, in addition to the purchase itself. This doesn't fall in the category of abatement. When you are approaching six figures money or maybe more, this is not abatement. It says here it's resolved-- Now, therefore, resolved that in the event the Town Board deems it necessary, the structure will be demolished and removed. This is not abatement. This is six figure money paid for by the taxpayer. It says here, Now, therefore resolved, this Resolution is subject to a permissive referendum. It's not saying that the taxpayer will be entitled to vote on a referendum as to whether to expend this kind of money. It's an after a fact affair. And to put things in the perspective that this is, resolved that it will be published in its entirety once in the Suffolk County Life. Once in a small newspaper. Once in a paper that not everybody in the Township reads. And this to me all falls in the category of underhanded deceptive procedure. And I object to it. I object to a Resolution that brings in information in a very nebulous way for what constituted an inspection by the Building Department that's on file, is a far cry from what a project of this nature requires. The Resolution using the name of the Town Engineer having reviewed and found structurally unsound and yet there is no report in writing and no place that this man has put down his name and his license to. It says here, Whereas the property constitutes a public nuisance, endangering the health, safety, and welfare of the residents of the Town of Riverhead. How about the out of towners? Don't they fall in this category? The public is not used, all of a sudden it's the residents. Excessive cracking to the exterior brick surfaces, erosion of structural columns and beams. There is no responsible party writing any reports for this. There is nobody that is qualified to stand behind such a statement and yet here it's introduced so that you can go and buy an old building without telling the people what it's going to cost them. And it's going to cost them a small fortune. And to do this in this manner, I say is the most underhanded procedure that should not be tolerated."

Supervisor Janoski: "Bill, before you go, I just wanted to ask you one question. Could you identify the newspaper that everybody in Town reads?"

William Kasperovich: "I believe you heard me correctly. I read it as it is written and that is what I see."

Supervisor Janoski: "Thank you, Bill."

William Kasperovich: "Your question is beyond me."

Supervisor Janoski: "Well, you made the statement that it is published in a small paper everybody in Town does not read."

William Kasperovich: "That's correct. We have the News Review. We have Newsday. We have the Suffolk Life. We have a lot of local Hamlet newspapers. There are many newspapers and here is one newspaper, one shot affair, and this-- affair of this magnitude, it is all that the public is going to be reached with. Most inappropriate. Most out of order, out of proportion entirely."

Supervisor Janoski: "Is there anyone else present wishing to address the Town Board on any subject? Steve?"

Councilman Creighton: "While Steve's coming up, lest anybody believe what they just heard, I've only been on the Board for a year and a half and I'm aware of the history of this building going back about eight years, where it's been a nuisance for eight years. I'm aware of engineering studies that have been done over the last five years, as recently as the last few months. I'm aware of extensive research, legal negotiations and so forth that have gone on. So there is, contrary to what was stated, considerable amount of engineering data available on that building and its contents."

Steve Haizlip: "Steve Haizlip of Calverton. I think you've heard me say a few times here that sometimes when I speak maybe some people won't think as much of me, but I hope they won't think as less of me. Now, the lady that was up here before about the Two Bears, no disrespect to her whatsoever, but she mentioned about when the people spoke. I remember the young fellow, Dean, I still remember his first name, I don't know his last name, and if I did, I could probably not pronounce it anyway, so but I do know for a fact that the five minute period that you have, you never mentioned or said anything and you allowed him to stay here 'til every thought in his mind was

exhausted. And Mr. Stark, Vic, was very respectful. They give every opportunity and as far as I'm concerned, they talked to him in a nice low tone. Now, as far as Frank is concerned, Frank spoke. Frank is something like myself. He's went to many charm schools in the service. And he spoke very respectable to him. So I say that the Board was respectable to them. I have to say that because that's the way I observed it. And I observe and listen pretty close on those things. All right, thank you very much."

Supervisor Janoski: "Thank you, Steve. Miss Gilliam, Councilwoman Gilliam."

Councilwoman Gilliam: "Thank you, Mr. Supervisor. I just wanted to follow up on the statement by Councilman Creighton with regard to the Rimlands issue. And I think there can be pretty much of a concensus that the building is in a dilapidated condition, but there are some concerns as to the costs of taking any action with regard to purchasing this building or some legal issues with regard to how payment will be made with regard to the building. There are some unanswered questions out there. I don't think those can be overlooked even though we are concerned about safety and concerned about removing an unsightly condition. That there are still legal issues and fiscal issues out there that have to be addressed before we can move in a proper manner in this issue, I think."

Councilman Creighton: "I understand Harriet is going to offer to lay this Resolution on the table anyway, so we're going to get more time to review it, and I'd just like to say that perhaps I've spent more time reviewing the documentation in an effort that's gone on with respect to this building in the last year or so. So, I feel that I have enough information to move forward. I'm also influenced a great deal by the concerns expressed here over several times by the merchants downtown about the agony that they feel over the eyesore that this building has been and the difficulties that it gives them. And this has gone on for just far too long and I just am going to go along, of course, with laying this on the table. I don't have a problem if people still needed more information, then they should get it. But I think that the time has come to move on the downtown area of Riverhead and this is a major symbol in that regard and that's why I'm prepared to go ahead and I think that it's fully

justified. Thank you."

Supervisor Janoski: "Steve, are you giving up your hand up first, or-- "

Steve Haizlip: "Steve Haizlip of Calverton. I had the thought in my mind when it was here and it momentarily slipped. So I want to pick up on what Councilwoman Gilliam had to say there. I remember in the past that when somebody was read a notice on the Town Board here, dealing with a house that was going to be torn down or a yard that was going to be cleaned up or the garbage had to be got out of the way or abandoned automobiles had to go, it was read, plain and clear and explicit. It will be torn down at the owner's expense or it will be towed away and they will pay for it in their tax bill. That was one way of payment. Now, in this particular situation here of tearing down this building or proposing to tear it down, the Councilwoman says that there are going to be ways to negotiate or talk about ways that it's going to be paid for. That it won't be hit by the taxpayer out of my little pension that I'm getting, to help some big landlord down there to get his property paid for. I mean it's going to go on forever if we're going to talk about ways to pay for this. Is that right, Mr. Supervisor?"

Supervisor Janoski: "Yes. Essentially, yes."

Steve Haizlip: "Thank you very much."

Dick Benedict: "Yes, Dick Benedict, Fanning Blvd. But Steve just beat me to the punch. It seems to me in all the years that I've been coming here, that this building is a nuisance, it's a public safety problem and it should be torn down and paid for by the owner. And I also think that there might be grant money for this type of thing if we looked into it because that comes under public domain, right? And I know periodically we do vote on public grants and government funds for other things and if it's for the good of everybody in Town. But I still can't understand what an ordinance on the book that a farmer has a building that's dilapidated or whatever, he's got to pay to have it torn down. And I don't see why Rimland is any different."

Supervisor Janoski: "Well, it's a little different than a farm building. It is possible for the owners of Rimland to simply

board it up, that addresses a public safety problem. And I think you have to understand, Dick, that the intent of the Board-- "

Dick Benedict: "I'm not against tearing it down, believe me."

Supervisor Janoski: "Okay. The complexity of the ownership of that building and all that's gone on with it, I really couldn't explain to you and I don't know that Pat could, but there is the IRS that's involved in it. Suffolk County is involved in it, as well as the Estate of the Rimlands. I first suggested this probably around 1985 to follow a procedure very similar to this, but not entirely the same as it. Of course, the circumstances were different then. We didn't have the IRS involved and a number of other people. Suffice it to say that that building was sold once and it was sold to an enterprise that wanted to put it into productive use."

Dick Benedict: "Golds Gym?"

Supervisor Janoski: "Pardon me?"

Dick Benedict: "Golds Gym?"

Supervisor Janoski: "No, no. This was a long time ago. It was Grayside Realty, as I recall. And they were going to put it back into productive use. And the building was in much better shape then. The unfortunate thing that happened was that there were two Rimland brothers. Only one of them would sign the contract. Now, part of this mess that we are cutting our way through is that there is a pending lawsuit on that item. The Estate that the building is tied up in is monumental, and I think the Town Board or a majority thereof, wants to do something with the concurrence of the business community because the Chamber has been involved in this as well as the Merchants Association in supporting what we're trying to do, is to remove, once again, a blight from downtown. Few people will remember because some time ago I recognize that I forget that Lombardi Park, there were three building standing there. And the Town tore them down. I think we did a good thing there and we're trying to do the same here, but our intent here is not to create a park but to put it back into active business use, which will be job creating and tax producing. We have had innumerable people inspect that

building, innumerable people. And I am told that it contains steelwork that was once part of an elevated train in Brooklyn. True? But whether we tear down the building or it is repairable, which is a debate-- debatable, our goal is to see that property put back in active use in that it no longer represent what it does on Main Street now, an abandoned building which has been empty for some nine years, I guess, and our intent is to do it in such a way as that there is no cost to the taxpayer at all."

Dick Benedict: "Well, I guess my question is why are they different then the rest of the people? Why the ordinance wouldn't cover them as being the person who would have to pay for the demoliton?"

Supervisor Janoski: "Well as I say, the dangerous and hazardous aspect is simply addressed by doing what they did to the movie theater. Just closing it up, boarding it up and in that way-- "

Dick Benedict: "And that would make it legal to stay there as long as the structure was sound?"

Supervisor Janoski: "Unless things started to fall down, like bricks and that kind of thing, which would happen in time, I'm sure. But it is a masonry building with the wood frame except for those beams that were put in from the elevated train in Brooklyn."

Dick Benedict: "I remember two or three other ones that we tore down and resold the land, and I don't think we made much money on either one of them, but if we could break even, it would be good. Thank you."

Supervisor Janoski: "That's our hope. George?"

George Schmelzer: "Yeah, I remember when you bought the Raspberry Hilton and Hardee's building on Main Street and maybe it's setting a trend. Anybody has a problem building, sit on their butt, wait until the Town buys it and that's a bad trend. We better name Main Street then the Cross Bronx Highway. Maybe we'd be getting the same stuff going on."

Supervisor Janoski: "The Raspberry Hilton was purchased

by the Town in 1978."

George Schmelzer: "Whenever it was."

Supervisor Janoski: "But it was like 16 years ago."

George Schmelzer: "Yeah, Leo owns it, Leo Saxtein, and he (inaudible) done something himself 'cause he didn't want to pay taxes. Same thing (inaudible). Let the owners pay taxes and they be forced to do something."

Supervisor Janoski: "Yes, well, I am happy to say that the Town ultimately sold that property, and there is a beautiful office building sitting on it now. So I think the Town was served."

George Schmelzer: "Yeah, sometimes, but I'm surprised to hear, I'm shocked that people have no respect for people's property. Take it down and let them pay for it. That's a hell of an attitude to me. When a building might be a little decrepit inside and it doesn't endanger anybody, well, what right has the Town got to force an owner to pay to knock it down. I don't go for that. I'm surprised to hear a citizen say that, too. It's a dangerous thought. That's the mentality we have in Europe, not here. Okay."

Supervisor Janoski: "Thank you, George."

George Schmelzer: "Okay. Thank you."

Supervisor Janoski: "Mr. Kasperovich, you're looking for a return, an encore?"

William Kasperovich: "Not an encore. I wish I could do other things in life then spend here and be insulted by Councilman Creighton and I think I have the right to defend my integrity and honesty."

Supervisor Janoski: "I missed the insult but there is the microphone."

Councilman Creighton: "This qualifies me to be Supervisor."

William Kasperovich: "I think with that remark, he should be excused from the podium by the Chairman."

Supervisor Janoski: "Bill, just give us your name."

William Kasperovich: "William Kasperovich. I live in the Township of Riverhead. I don't think I should be surprised at Councilman Creighton's remark when he would publicly refer to my words as crap, but to say don't believe what you've heard, the Chairman should not tolerate this. And if he does tolerate it, it's only because he goes along with it. Now, you want the rights to buy the building, you know how much back taxes are outstanding? You know what liens are in effect? You know what kind of-- where you would have to go for money? And that all adds up. Now, these are not figures that I've fabricated. These are figures that exist and can be spelled out and if Mr. Creighton has gone into it, he should certainly know of their existence. And if this all indicates that we are getting involved in a very costly procedure that would cost the taxpayer considerable money, and they should know what to anticipate before and not after and be stuck with it."

Supervisor Janoski: "We agree, we agree to the extent that what we're doing provides for permissive referendum in which people, if they choose, can place the question on the ballot and then have a Townwide referendum as to whether we should actually do this."

William Kasperovich: "Well, the building isn't falling down. November will come around soon enough. Put it on a referendum then and let the people decide what they want done and what possible limit of expense we want to go to. Now, it stood so long, it will stand another year. I feel quite confident that it will stand another year. So let the people decide if you want a permissive referendum, so do it. But do it before the fact."

Supervisor Janoski: "It is contained in the action that we're taking that a permissive referendum is-- "

William Kasperovich: "This action of abatement is not a legal procedure. I'm not a lawyer. You have two lawyers sitting up there to tell you this action of abatement does not

entitle you to permission to purchase. You cannot go into the real estate business without permission of your constituents, the taxpayer."

Supervisor Janoski: "I just got finished saying that, Bill."

William Kasperovich: "All right."

Supervisor Janoski: "Okay."

Councilman Creighton: "Bill."

William Kasperovich: "Don't call me Bill. My name is William Kasperovich, and if you want to call me Mr. Kasperovich, I'll tolerate it."

Councilman Creighton: "Mr. Kasperovich."

William Kasperovich: "With the way you addressed me in the past, I don't know that you have the-- I should listen to you. Because certainly you turn deaf ears to my words, you don't try to understand anything I am saying or the purpose of my being here. I have nothing to gain personally for myself. I'm certainly giving up a valuable piece of my life to bring this to the attention of the Town officials and the people that live here."

Councilman Creighton: "I just wanted to correct the record where you said there were no engineering studies available on this and point out that the truth is there are engineering studies available on this and they have been going on for a long period of time and it was not a personal attack on you. I just felt the people should know that rather than be informed that there is no engineering study and if you consider that a personal attack on you, I apologize for offending you, Mr. Kasperovich."

William Kasperovich: "When we had a Public Hearing, I searched for whatever reports existed. There were no reports that anybody qualified to make it put their name to it. Now, if a man doesn't put his name to a report, then there is no report. And what I-- the statement I made that there was nothing and there is nothing on file that is written by a qualified person

that put his name to his report."

Supervisor Janoski: "Thank you. Let me recognize Mr. Goodale at this time."

Bob Goodale: "My name is Bob Goodale, President of the Riverhead Chamber of Commerce. I'll make this very short, I don't want to extend this time. I want to make it very clear to the Board, which I think they understand that the downtown business community, the Riverhead business community, is absolutely committed to whatever the Board in its wisdom thinks it can do about this Rimlands building and we appreciate your efforts. We appreciate the concerns about doing it right. So it does not cost the taxpayers of Riverhead Town, but as a matter of fact, again, we stress and we thank you for taking an interest in this matter, we believe now is the time to do something about a building that has been a menace, an economic menace to our Town for years and years and years. And we do appreciate the need to do it correctly. It does not reduce our support for the Town Board in its wisdom to do something about this building and to do it now. Thank you."

Supervisor Janoski: "Thank you, Bob. Henry?"

Henry Pfeiffer: "Henry Pfeiffer, Wading River. I did not intend to touch upon this particular matter, but I think that the final authority, the final arbiters, as to the safety of the Rimland property are still present on there. I understand that the rats have not yet deserted the building. Consequently, a question of safety is pretty well covered there. But what I did want to touch upon was this. Recently we had a no'easter storm which knocked out the power lines and the access to electricity to my home and the homes in the area. When this occurred during the hurricane some years ago, I was without water along with other things for some 10 days. In this particular case, thank God for the extension of the Water District and the fine job that the Water District and its Supervisor, Gary Pendzick, have done, I had water during this particular storm. This is a tremendous improvement, okay? Secondly, I noticed driving in today and as I have in the past couple of weeks, that like the Chisolm Trail and the Oregon Trail, the trail of trash sometimes known as Sound Avenue, no longer serves any purpose. I noticed that there was no garbage along the lot lines and I have noticed

along the streets within the Town and the highways and the streets, that in the past have been littered with discarded garbage and so forth, this is no longer the case. And I appreciate the work that was done by this Town Board and the previous Town Board in bringing about this Garbage District setup. The one question I have in regard to that is this. I don't know whether it's because I'm getting old or what, and forget which Wednesday in our area the newspapers go out or the cans. When you first started this thing, you put out a menu for us."

Supervisor Janoski: "It will be mailed next week, Henry."

Henry Pfeiffer: "Okay, that answers the question. I will be happy to receive it."

Supervisor Janoski: "And I think you will like what was done. It is, you know, a magnetized, what can you call it? It's magnetized, itself, it's magnetized. It will stick right on your refrigerator and I think you'll like the way it's done this year because as you know, it's very confusing when there's a holiday everything gets moved. We have marked the actual day that recyclables will be picked up and they are color coded, and I think you are going to like it. There's an example of it around, but it should be mailed next week."

Henry Pfeiffer: "That's great, that's going to be great for frail elderly like me. Thank you."

Supervisor Janoski: "Let us take up the Resolutions. Oh, another hand."

Councilman Stark: "I got a comment to make, Joe."

Supervisor Janoski: "Did you want to wait?"

Councilman Stark: "Yes."

Desiree Pasentino: "Desiree Pasentino, Wading River. I have a question on Resolution #60, just want to know what and why the Urban Development Corporation trust account is and why would we have to have it set up here?"

Supervisor Janoski: "Well, who wants to handle that?"

Councilman Stark: "Whose Resolution is it?"

Supervisor Janoski: "Here comes Andrea. Is that it?"

Andrea Lohneiss: "Andrea Lohneiss, CD Director. The Urban Development Corporation trust account is established to segregate the repayments of the (inaudible) improvement loans from the original grant funds that were provided to the Town from the state. Those funds are segregated in a different account. Now the facade improvements that have been undertaken are beginning to be repaid and that money must be segregated and returned to the state."

Supervisor Janoski: "Does that, Desiree?"

Desiree Pasentino: "Caught some of it."

Supervisor Janoski: "Okay. Why don't you really pull that microphone down and-- "

Andrea Lohneiss: "Several years ago, the Town of Riverhead received grant funds from the New York State Urban Development Corporation for a facade program. That money must be-- was loaned to property owners and must be returned to the state. It shows up as a special assessment on the tax bills and is beginning to be received now by the Town. It must be segregated and returned to the state."

Supervisor Janoski: "What she's saying is we can't mix it in with our own general funds because this money has to go back to the State of New York and if it was in our general funds, we really couldn't do that. Now, let us take up the Resolutions."

Councilman Stark: "I'd like to make one statement, Mr. Supervisor and Claudia, just to bring you up to date on the Two Bears conversation. Vic and I are having an ongoing conversation with Dean, Barry. Vic was at Dean's house last week and I believe, to set the record straight, there is no flashing behind Dean's stoop. So all the times that Dean has stood up here and said, there is no flashing, now there is tarpaper in the front and nothing in the rear. Am I correct, Dean? It is not a metal flashing (inaudible). Basically, what it is, is there is a tarpaper flashing and that's it. But we have an ongoing conversation

going on. I talked to Barry three times this week. As you know, Victor's grandmother died this past week. Vic is handling most of this and when he returns tomorrow or Thursday he will continue this. We will follow through. We will do everything humanly possible to correct all the problems at Two Bear, either in the homes or in the drainage or whatever. I can only assure that."

Supervisor Janoski: "Thank you."

Claudia Popolizio: "I just want to let you know I appreciate that and I appreciate you and Vic coming up the last time when there was a problem. Thank you very much. And that we could have a conversation about, you know, things that had one on. That's all. And I appreciate that."

Councilman Stark: "Well, we're very conscious of the investment by all the people in Two Bears. If you want to really relate it back to when I first bought my first house, this is not affordable housing as to what I bought. So we realize your investment and in the tremendous amount of money, even affordable housing. So, again, our commendment to trying to solve all the problems within our constraints, our powers, will be done."

Claudia Popolizio: "Thank you very much."

Councilman Stark: "You are welcome."

Supervisor Janoski: "Let's do the Resolutions."

Resolution #32

Councilman Stark: "Resolution 32 authorizes the Town Clerk to advertise for bids for one used articulated double drum vibrator roller. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #33

Councilman Creighton: "This authorizes the Town Clerk to advertise for bids for guide rails and posts. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #34

Councilwoman Gilliam: "Authorizes Town Clerk to advertise for bids for precast concrete drainage rings and associated items. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #35

Councilman Stark: "Authorizes the Town Clerk to advertise for bids for traffic signs and related items. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #36

Councilman Creighton: "Authorizes the Town Clerk to advertise for bids for furnishing-- to furnish heat fused free form pavement markings. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #37

Councilwoman Gilliam: "Authorizes Town Clerk to publish and post notice to bidders for Polishtown street lighting. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #38

Councilman Stark: "Authorizes the Town Clerk to publish and post notice to bidders for purchase of grass seed and other chemicals for the maintenance of Town facilities. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #39

Councilman Creighton: "Authorizes a notice of bidders for purchase of lawnmowers for the use of the Town of Riverhead Building and Grounds Department. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #40

Councilwoman Gilliam: "Appoints aide to the gymnastic instructor for the Riverhead Recreation Department. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #41

Councilman Stark: "Appoints aide to gymnastic instructor for Riverhead Recreation Department. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #42

Councilman Creighton: "This appoints a Recreation aide to the Recreation Department. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #43

Councilwoman Gilliam: "Appoints Recreation aide for the Riverhead Recreation Department. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #44

Councilman Stark: "Appoints aide to the Riverhead Recreation Department. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #45

Councilman Creighton: "This appoints an aide to the gymnastic instructor for the Riverhead Rec Department. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #46

Councilwoman Gilliam: "Appoints aide to gymnastic instructor for the Riverhead Recreation Department. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #47

Councilman Stark: "This is an authorization for transfer of funds. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #48

Councilman Creighton: "Authorize the Town Clerk to publish and post a public notice to consider the demolition of buildings located within the subdivision known as Manors at Baiting Hollow pursuant to Chapter 54 of the Code of the Town of Riverhead, entitled Unsafe Buildings and Collapsed Structures. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #49

Councilwoman Gilliam: "Authorizes Town Clerk to publish notice of a Public Hearing for change of zone and special permit of Kazlin Corporation. So moved."

Councilman Creighton: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #50

Councilman Stark: "Releases performance bond for improvements to Park and accepts maintenance bond of Seacoast Dock Building. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #51

Councilman Creighton: "This amends Resolution #2 which was passed on the 5th of January, 1993, and it just changes some salary amounts which were calculated erroneously in that Resolution. So moved."

Councilman Stark: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #52

Councilwoman Gilliam: "Appoints part-time detention attendant to Police Department. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #53

Councilman Stark: "Approves the site plan of Finks Country Farm. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #54

Councilman Creighton: "This accepts the DEIS Environmental Impact Statement, a draft of Stanley Tanger & Associates on the outlet mall near the end of the expressway. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #55

Councilwoman Gilliam: "Approves site plan of Ellen Gabrielsen temporary greenhouses. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #56

Councilman Stark: "Approves site plan of Town of Riverhead parking lot. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #57

Councilwoman Gilliam: "Mr. Supervisor, I'm going to move to have this Resolution tabled at this time."

Supervisor Janoski: "I recognize Councilwoman Gilliam

for the purpose of making a motion to table."

Councilwoman Gilliam: "So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded on the motion to table."

Councilman Creighton: "The Resolution we're talking about is the one that authorizes acquisition of Rimland building as a public nuisance."

The Vote: Gilliam; yes; Creighton, to table, yes; Stark, yes; Janoski, yes. Resolution is adopted to table.

Resolution #58

Councilwoman Gilliam: "Authorizes Town Clerk to advertise for bids to furnish and install one five to six yard dump body. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #59

Councilman Stark: "Authorizes Town Clerk to advertise for bids for one pneumatic demolition breaker. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #60

Councilman Creighton: "This authorizes the Town Accountant

Accounting Department to establish an interest bearing account for the Urban Development Corporation trust account. So moved."

Councilwoman Gilliam: "I second it."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, abstain; Janoski, yes. Resolution is adopted.

Resolution #61 - We did.

Resolution #62

Councilman Stark: "Will accept the resignation of Mr. William Klett. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #63

Councilman Creighton: "This approves the site plan of Digger O'Dell. So moved."

Councilwoman Gilliam: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Supervisor Janoski: "Digger O'Dell is the name of what will be a fine Irish Pub and Restaurant on Main Street. It is also the name of the character in the Great Gildersleeve radio program, for those of you who are that old."

Resolution #64

*[Faint handwritten signatures and notes at the bottom of the page]*

Councilwoman Gilliam: "Approve special permit of Wenco Corporation. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yet; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Resolution #65

Councilman Stark: "Approves the site plan of Wendy's Restaurant. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Supervisor Janoski: "May I have a motion to pay the bills?"

Councilman Stark: "So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Janoski, yes. Resolution is adopted.

Supervisor Janoski: "Henry and anyone else, this is the magnetic material which will now become the recycling calendar for the year 1993. I don't know what the material is called. All I know is that it's magnetic. It's color coded so you will know what to put out on what day and exactly what day. You should be receiving these starting next week, but I'm sure we will have a supply of them on hand here at Town Hall should we not have your name and address. Without objection, this meeting is adjourned."

Meeting adjourned: 8:15 p.m.

*Barbara Gattan*  
Town Clerk