

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, February 26, 1985 at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor
John Lombardi, Councilman
Vincent Artale, Councilman
Louis Boschetti, Councilman

Also Present: Peter Danowski, Deputy Town Attorney

Absent: Richard Ehlers, Town Attorney
Victor Prusinowski, Councilman

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

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

RESOLVED, that the Minutes of the Special Board Meeting held on January 29 and Regular Board Meeting held February 5, and Public Hearings held February 11, 1985 are dispensed without objection and be approved.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent. Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

BILLS

Bills submitted on abstract dated February 26, 1985 as follows:

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.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "The department heads are with us this evening should anyone have any question of them. Reports Mrs. Pendzick."

REPORTS

Tax Receiver - Collections as of February 13, 1985 \$12,025,738.94.	Filed.
Police Department - January monthly report.	Filed.
Suffolk County Treasurer - Payments made to Supervisor for 1984.	Filed.
Recreation Department - January 1985 monthly report.	Filed.
Draft Environmental Impact Statement - Seawatch Landing.	Filed.
Open Bid - 1985 Pick-Up Truck for Dog Warden.	Filed.
Open Bid - Police Uniforms.	Filed.
Open Bid - Street Lights.	Filed.
Open Bid - Used Walter Snow Fighter.	Filed.
Open Bid - Mini Van for Assessors.	Filed.

OPEN BID REPORT - MINI VAN FOR ASSESSORS

Bid Date: February 26, 1985 at 11:30 a.m.
4 Bids Submitted

#1	NAME:	<u>KINNEY CHEVROLET OLDS, INC.</u>
	ADDRESS:	<u>EAST MAIN STREET, RIVERHEAD, NY</u>
	TOTAL BID:	<u>\$9,998.00</u>
#2	NAME:	<u>RIVERHEAD DODGE, INC.</u>
	ADDRESS:	<u>642 WEST MAIN STREET, RIVERHEAD</u>
	TOTAL BID:	<u>\$10,044.00</u>

REPORTS Continued

#3 NAME: HERB OBSER MOTORS
 ADDRESS: ROUTE 58, RIVERHEAD, NY
 TOTAL BID: \$9,477.00

#4 NAME: REESE BROS, INC.
 ADDRESS: 855 SUNRISE HIGHWAY, LYNBROOK, NY 11564
 TOTAL BID: \$9,900.00

OPEN BID REPORT - POLICE UNIFORMS

Bid Date: February 19, 1985
 3 Bids Submitted

#1 NAME: CHARLES GREENBLATT INC.
 ADDRESS: P.O. BOX 11057, 130 VANDERBILT MOTOR PARKWAY, HAUPPAUGE
 TOTAL BID: Long Sleeve Shirt: \$22.50
Short Sleeve Shirt: \$19.06
Trousers: \$26.40

#2 NAME: STANDARD LAW ENFORCEMENT SUPPLY CO.
 ADDRESS: 957 WILLIS AVENUE, ALBERTSON, NY
 TOTAL BID: Long Sleeve Shirt: \$22.95
Short Sleeve Shirt: \$20.95
Trousers: \$25.75

#3 NAME: MANNO UNIFORMS
 ADDRESS: 3876 MERRICK ROAD, SEAFORD, NY
 TOTAL BID: Long Sleeve Shirt: \$22.65
Short Sleeve Shirt: \$20.50
Trousers: \$27.95

OPEN BID REPORT - STREET LIGHTS

Bid Date: February 19, 1985
 3 Bids Submitted

REPORTS Continued

#1 NAME: SHOREBROOK ELECTRIC CORP.
 ADDRESS: 281 EAST MAIN STREET, EAST ISLIP, NY
 TOTAL BID: \$11,042.55

#2 NAME: NASSAU ELECTRIC EAST
 ADDRESS: P.O. BOX 500, 1595 OCEAN AVENUE, PATCHOGUE, NY
 TOTAL BID: \$10,848.91

#3 NAME: SUFFOLK LIGHTING SUPPLY
 ADDRESS: 550 EAST MAIN STREET, RIVERHEAD
 TOTAL BID: \$11,206.42

OPEN BID REPORT - USED WALTER SNOW FIGHTER

Bid Date: February 19, 1985
 1 Bid Submitted

#1 NAME: HAMPTON LANDSCAPING INC.
 ADDRESS: MONTAUK HIGHWAY, AMAGANSETT, NY
 TOTAL BID: \$8,500.00

OPEN BID REPORT - 1985 PICK-UP TRUCK FOR DOG WARDEN

Bid Date: February 19, 1985
 3 Bids Submitted

#1 NAME: KINNEY CHEVROLET-OLDS INC.
 ADDRESS: EAST MAIN STREET, RIVERHEAD, NY
 TOTAL BID: \$9,439.00 exc. #10
\$11,347.00 inc. #10

#2 NAME: RIVERHEAD DODGE, INC.
 ADDRESS: 642 WEST MAIN STREET, RIVERHEAD, NY
 TOTAL BID: \$9,471.00 exc. #10
\$11,922.00 inc. #10

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REPORTS Continued

#3 NAME: HERB OBSER MOTORS, INC.
ADDRESS: ROUTE 58, RIVERHEAD, NY
TOTAL BID: \$N/A exc. #10
\$11,700.00 inc. #10

Irene Pendzick, "That concludes Reports."

Supervisor Janoski, "Thank you Mrs. Pendzick. Applications and Petitions."

APPLICATIONS AND PETITIONS

David R. and Janice Sczesny - Site Plan for retail store, Old Country Road, Riverhead.

Filed

Supervisor Janoski, "Correspondence."

CORRESPONDENCE

Town of Brookhaven, 2/20/85-Adoption Notice to Chapter 85 of the Code deletes Chapter 85-14D and adds Chapter 16-4C "Temporary Certificates of Occupancy".

Filed

N.Y.S. Dept. of Environmental Conservation, 2/13/85-Notice of Public Hearing for a map review regarding wetlands.

Filed

U.S. Army Corps of Engineers, 2/8/85-Public Notice for maintenance dredge with beach nourishment in Jamesport.

Filed

Caroleen J. Naugles, 2/15/85-Requesting Leave of Absence as "Dial-A-Ride" Driver beginning March 5, 1985.

Filed

Jessie Mayer, 2/13/85-Expressing concern for the preservation of the bluffs on Dolphin Way and future development to the north end of Dolphin Way.

Filed

Old Steeple Church, 2/12/85-Requesting not to be designated as a "Landmark".

Filed

Landmark's Preservation Commission, 2/6/85-Re: "East Lawn" Being a town museum and its recycled use.

Filed

Dept. of Transportation, 2/11/85-Designation of Route 25 Bridge over Long Island Railroad be designated a restricted highway due to rehabilitation of such bridge.

Filed

Town of Brookhaven, 2/15/85-Notice of Public Hearing to amend Chapter 85.

Filed

UNFINISHED BUSINESS

Supervisor Janoski, "Thank you. The time for the first public hearing has not yet arrived. Under Unfinished Business:

UNFINISHED BUSINESS

Old River Road Recreational Park-Change of Zone for Recreational Use.

Robert Celic-Change of Zone and Special Permit for Nursery in Aquebogue. Soon to be withdrawn I hope.

Kimbrooke Enterprises-Special Permit for condominiums on Sound Avenue. The Town Board will be declaring itself Lead Agency on the environmental statement this evening.

Joseph Trocchio-Special Permit for mobile home in Manorville. That is before the Town Board.

August Rosano (Valmont Homes)-Site Plan for Office Building, Roanoke Avenue. That is presently before the Town Board.

Henry Taca-Change of Zone from Res. C and Ind. B to Res. A Fresh Pond Avenue. That is under consideration by the Town Board.

George Nunnara-Site Plan for storage of Gas/Welding supplies. We are still awaiting information from the applicant.

Steve Tsontakis-Site Plan for gas station facade, Route 25A and Route 25. I am sure that will be acted upon as soon as he cleans up the place.

North Fork Plumbing Supplies-Site Plan for warehouse, 1414 West Main Street. That will be acted upon by the Town Board this evening.

Riverhead Honda-Site Plan for Office Building, Route 25A. That is under consideration by the Town Board."

Supervisor Janoski, "There are about 3 minutes remaining before the first public hearing. Mr. Pfeiffer."

Henry Pfeiffer, Wading River, "Mr. Janoski, usually it requires maximum vexation or extreme indignation for me to bother to comment on the performance or attitudes of trade folks, bureaucrats, or government employees. However, in this instance, I am so impelled by the recognition of the outstanding job Charlie Bloss has done and has continued to do in a never ending struggle against the mischief of Jack Frost and Walter Winter."

Supervisor Janoski, "And for truth, justice and the American way."

PERSONAL APPEARANCES Continued

Henry Pfeiffer, "Further, the members of the North Shore Senior Citizen Club have repeatedly asked that we express their appreciation of the excellent conditions of the Wading River Community Center at Camp DeWolfe resulting from the hard work of Joe Celic and his crew. We enjoy in-house luncheons and various arts and crafts. Currently we are fashioning decoupage pictures for the June Recreation Department Arts and Crafts Exhibit. Our unreserved satisfaction with this site is a tribute to this administration and to the concerned efforts by all the members of the Town Board and we thank you."

Supervisor Janoski, "Thank you Henry. Way to go Charlie. There's about a minute left. Does anyone want to fill that? Rich Spanburgh."

Richard Spanburgh, Union Avenue, "Just an inquiry. Is there to be a hearing tonight regarding the rezoning of the area that was contemplated for campus office or have we misunderstood when that hearing was to take place?"

Supervisor Janoski, "The hearing was recessed until the regular meeting of March the 5th which is the next regularly scheduled meeting of the Town Board."

Richard Spanburgh, "So it was never scheduled for February 26?"

Supervisor Janoski, "No."

Richard Spanburgh, "Well, I can do 15 minutes on it."

Supervisor Janoski, "Well, go ahead. No. Let the record show that the hour of 7:45 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 7:45 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, February 26, 1985, at 7:45 p.m. at Riverhead Town Hall to hear all interested persons regarding: The Proposed Local Law Adding a Local Fee of \$2.50 to Dog Licenses.

Supervisor Janoski, "Thank you Mrs. Pendzick. Would anyone wish to address the Town Board on the matter of a local fee for dog licenses. I see a dog owner in the back."

Bill Nohejl, Wading River, "I think there's many dog owners. Mrs. Pendzick, may I ask how many dogs are registered in the town?"

Irene Pendzick, "4076 last time I looked."

Bill Nohejl, "That will be about 10 thousand dollars that would be added to the town revenue. I can see bid headlines that say Riverhead is going to the dogs." Inaudible.

PUBLIC HEARING Continued

Irene Pendzick, "Well, the state says we are going to the dogs because we lost a lot of dogs since we don't enumerate. A lot of people aren't reporting them."

Bill Nohejl, "Yes, but 2 dollars and 50 cents more isn't going to bring them in. It's going to make more of them go away."

Supervisor Janoski, "Bill, you've been here long enough to know that you're supposed to address the Town Board."

Bill Nohejl, "Well, I knew she had the figures so I bypassed you."

Supervisor Janoski, "Well, you're starting to argue with her and I don't want you to argue with her."

Bill Nohejl, "I think there's a better way of doing it then just imposing on the dog owners. You know you're trying to get money from just certain type of people. I don't think that's fair. Next thing it will be something else. You wouldn't dare impose a fee on every car in the Town of Riverhead. You would have your head handed to you."

Supervisor Janoski, "Well, the state has already got that tied up."

Bill Nohejl, "You'd have your head handed to you. Next thing is the only thing left is how many times you go to the bathroom. The sex part. That's the only thing left. Maybe you ought to do that. I don't see..."

Councilman Artale, "I wouldn't suggest..."

Bill Nohejl, "I don't see you going to..."

Supervisor Janoski, "Well, I can see you wouldn't have to pay too much on that one."

Bill Nohejl, "No. I'm over the hill."

Councilman Lombardi, "Since the state has taken over, they have messed up this dog ordinance so bad. We sent a letter back saying my dog is missing. Right. I sent a letter back to the State that my dog is missing. You know, they sent a letter back to me. They put me that I owed for my license 7 months later. Since they have taken over, they have messed up the whole system. The town used to run it. The Town Clerk used to run it. We knew who had dogs and who didn't have dogs. We had enumerators and all that. Today we're in such a mess. Every person that is on that list that we have is automatically a 25 dollar fine. And what we have been doing is we have been calling up the people to tell them to come in for their license. The state demands that we take it and give a summons. Don't even ask questions. Give a summons. And how do you do that? We got people to deal with. So we've been calling them up. The dog warden has been going to see these people trying to get them to come in for their license. We got a problem. A real bad problem."

PUBLIC HEARING Continued

Bill Nohejl, "But you're imposing it all on one type of people. What's next?"

Supervisor Janoski, "True enough Bill. I just asked Irene what the town realizes from a dog license and she tells me it is 50¢."

Bill Nohejl, "That's from the state."

Supervisor Janoski, "It is not fair for the rest of the non dog owner taxpayers to subsidize the services of the Town Clerk in issuing dog licenses, keeping records, doing the mailings that have to be done. So we are asking the dog owners to finance that."

Bill Nohejl, "That was simply my next question what you just answered. But now that you go to impose another \$2.50 on top of what is already mandatory and the Town Clerk says the enrollment has been falling off, it's going to fall off more yet."

Supervisor Janoski, "Well, it's up to the Town Board to do a couple of things. John has raised the question of enumerators. Maybe that has to be done in the near future. Anyone who does not, is breaking the law. It's not a critical thing."

Bill Nohejl, "I'm also concerned about what you are going to put a fee on next. A dog... A few people have dogs. Now you're picking on that certain type of person."

Supervisor Janoski, "I know better than to argue in a public hearing but I am going to."

Bill Nohejl, "Go ahead."

Supervisor Janoski, "It's a specious argument to say what are you going to do next. The law provides for a dog license. The State of New York does that. We carry out the administration of dog licenses. We get 53¢ for doing something that probably costs us a few bucks to do. And what we are doing is financing the operation that we provide as a service to the people of the town, not asking non-dog owner taxpayers to finance it."

John Lombardi, "How many dogs you got Bill?"

Bill Nohejl, "One."

John Lombardi, "Oh."

Bill Nohejl, "You better not go near him."

John Lombardi, "I thought he liked Italians."

Bill Nohejl, "I still don't like the idea of hitting just one class of people."

Supervisor Janoski, "Thank you Bill. Yes Steve."

PUBLIC HEARING Continued

Steve Haizlip, Calverton, "Mr. Janoski and the other Board members. May I ask is this the LeValle bill that allows the town to charge \$2.50 additional above the \$5 and so forth? Or whatever the male and female dog registration fees are."

Irene Pendzick, "I don't know if it was Senator LeValle but the state does provide that the town can add a local fee as long as there is a \$5 spread between the neutered and spayed and the unneutered and unspayed."

Steve Haizlip, "That's the LaValle bill then."

Supervisor Janoski, "Yes. You have 3 minutes."

Jack Webster, Madison Street, Rhd., "Evidently I'm not up on my civic duty because I was not aware..."

Irene Pendzick, "Jack. You have to say your name and address."

Jack Webster, "I'm sorry. My name is Jack Webster, 22 Madison Street, Riverhead. You're right. I'm very sorry. This is the first time I've addressed the Town Board so I'm not familiar with it. I'm not aware of this pending ordinance. I definitely am against it. I think that it is definitely not called for. I think that the town should follow through and those people... Don't feel sorry for those people. If they can afford to have a dog, then they should also afford to pay the fees for this dog. And if they don't want to abide by the law,... This law was established because it was going to save money and that's why they changed the law from the old enumerators which I had the occasion to be one myself one year. I did all of Wading River. I did all of Calverton and part of another section which I can't recall. And I enumerated numerous thousands of people. Not numerous thousands. Over a thousand people anyhow. And I still say that this law is not called for. If the state requires that you issue summons, but all means go right ahead and issue it. I don't care whose feet you step on or whose friend you affect. Enforce the law. And then the people, if they have to pay 25 dollars, I'm sure they will never pay 25 dollars again."

Supervisor Janoski, "Thank you Jack. We have about 2 minutes before the next public hearing. Would anyone wish to address the Board on the matter of local fees for dog licenses? That being the case, I declare the hearing closed."

7:45 PUBLIC HEARING CLOSED AT 7:54

Supervisor Janoski, "I would (in the minute remaining) recognize anyone wishing to be heard on any subject. Anything on the agenda. Mr. Webster."

Jack Webster, "It will be a fast one. I'll get one out at a time."

Supervisor Janoski, "You have to tell us who you are again Jack."

PERSONAL APPEARANCES Continued

Jack Webster, "Alright. You have a case of Maple Avenue at the intersection of Main Street and Maple on the west of Maple Avenue. You have a Dr. Doroska in that building. He now has a sign "Dr.'s Parking" there. I don't believe this man... He may and he may not be in practice. I am not sure. But I thought that he was retired. But it seems like that is a very obstructing parking situation. That is certainly the parking zone should be moved back 100 feet so you leave your intersection clear. When you are parked there waiting for that light to change, (call me when it's a minute) you have to violate the center of the road. You have to stay to the left of the center of the road. And now, if a car wants to make a turn in there, you are really obstructing the right-of-way of that car making a turn into Maple Avenue and you're still waiting for that light to change. So therefore, I would like to see that parking zone made a no parking. And if the doctor requires parking, just move it further north 100 feet."

Supervisor Janoski, "Thank you. Let the record show that the hour of 7:55 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 7:55 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, February 26, 1985 at 7:45 p.m. at Riverhead Town Hall, to hear all interested persons regarding: The Proposed Amendment to Chapter 107 of the Town Code, Wetlands, Floodplains, and Drainage.

Supervisor Janoski, "Mr. Deputy Town Attorney do you have anything to add."

Peter Danowski, Dep. Town Attorney, "No I don't think I have anything."

Supervisor Janoski, "Don't you want to explain what is... No. Does anyone want to explain what this is? Does anyone wish to address the... The public hearing adds violations for penalties and offenses in addition to any penalties, fines, forfeitures, injunctions that may be imposed pursuant to this section. An applicant who files an application for a permit pursuant to section 107-7 after a violation of this chapter has occurred, shall pay an application fee of 100 dollars in lieu of the 10 dollar application fee provided for in section 107-6. Don't send us a bill for this. It provides a penalty. Would anyone wish to address the Town Board on this matter? Joe Baier. Thank you very much."

Joe Baier, "I am chairman of the Conservation Advisory Council to say that we support this resolution and we are in favor of this. In addition to what's there, we would suggest that you go beyond this point and put it into law, that you perhaps consider an effective date of not immediately but give a grace period of perhaps 30 or 60 days to allow anyone who has done anything to perhaps file an application before they are subject to any penalty of the law."

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PUBLIC HEARING Continued

Supervisor Janoski, "Thank you Joe. Does anyone else wish to address the Board on the proposal? Mr. Kasperovich."

William Kasperovich, "I have a question gentleman. Why must we have a dollar penalty? You know, for a hundred bucks you get fined for not picking up your dog's droppings on the sidewalk or street. They charge you a hundred bucks if you don't walk around and pick up behind your dog. Now, here you're going to charge a hundred bucks. Why the minotary penalty?"

Supervisor Janoski, "Are you for or against the penalty Mr. Kasperovich?"

William Kasperovich, "I am against it."

Supervisor Janoski, "State your reasons why please."

William Kasperovich, "Reason; that the offense is far in excess of a hundred dollar value. Now, if the offense is there, it's because you people in your departments permit it or are going to permit it. Now, if it's serious enough to deter or to put a stop to it, then we should write the law that we don't allow it in Riverhead period. This business of acting "hoity toity" and putting a hundred dollar fine on it is just playing games with the lives of the people. You don't want to stop it. This business of knit-picking with a hundred dollar fine is just making a lot of paper work and clerical effort."

Supervisor Janoski, "Thank you Mr. Kasperovich. Is there anyone else who wishes to address the Board on the matter of the fine? That being the case, I declare the hearing closed."

7:55 PUBLIC HEARING CLOSED AT 8:00

Supervisor Janoski, "Thank you Mr. Kasperovich. Is there anyone else who wishes to address the Board on any matter on the agenda? Mr. Pfeiffer."

Henry Pfeiffer, "I noticed that we have 2 hearings on water extensions this evening. While I do not wish to address those directly or specifically, I remember reading recently in the newspaper saying that Sag Harbor had been accorded a substantial grant to alleviate the conditions that they have there. That is contamination of the ground water. And I know that Mr. Bob Scheiner is famous for his ability to secure grants. I am wondering, are you aware of this and is Mr. Scheiner making some attempt to get some dough for us?"

Supervisor Janoski, "We sure are aware and we are investigating with the federal government through the super fund provision for financial assistance and any help that might be forth coming to help us address problems in Riverhead as far as the extension of public water. Is there anything else on the agenda that anyone wishes to address? Why don't we take up a couple of the resolutions."

RESOLUTIONS#143 ACCEPTS RESIGNATION OF JOHN DUNLEAVY FROM EMERGENCY MEDICAL SERVICES AND DISASTER PLANNING COMMITTEE.

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

WHEREAS, John Dunleavy has served as Coordinator of the Emergency Medical Services and Disaster Planning Committee, and

WHEREAS, Mr. Dunleavy has submitted his resignation from that position as well as from that Committee due to family and professional commitments in accordance with the attached resignation request,

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board regrettably accepts the resignation of Mr. John Dunleavy from the Emergency Medical Services and Disaster Planning Committee, and be it further

RESOLVED, that this Town Board wishes to publicly thank Mr. Dunleavy for his effort to make that Committee function efficiently.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#144 ESTABLISHES TWO NEW OFFICER POSITIONS OF CO-COORDINATOR, AND SECRETARY, EMS COMMITTEE, AND FILLS SAID POSITIONS.

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

WHEREAS, the Emergency Medical Services and Disaster Planning Committee performs the vital function of integrating and arranging the implementation of providing literally lifesaving actions for the residents of this Town, and

WHEREAS, the Coordinator of that Committee has resigned and his resignation has been accepted by this Board, and

WHEREAS, this Board has considered recommendations to improve upon the organization of the said Committee,

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board authorizes the creation of two new officer positions on the EMS Committee in addition to that of Coordinator, and be it further

RESOLVED, that the new positions shall be known as Co-Coordinator, who shall possess the powers and authority of the Coordinator only in the event of the Coordinator's absence or inability to perform, and Secretary, who shall be responsible for compiling minutes of meetings, correspondence, meeting notices, etc., and for the proper filing and safekeeping of same, and for writing and submitting reports as may be required from time to time; and be it further

RESOLVED, that Dennis Hamill, John Hansen and Jeanne Keillor are hereby authorized to assume the duties of the respective positions of Coordinator, Co-Coordinator and Secretary, and which individuals are to serve on a voluntary, non-compensated basis for individual terms that will extend until their respective successor is appointed.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

PUBLIC HEARING

Supervisor Janoski, "Let the record show that the hour of 8:05 p.m. has arrived. The Town Clerk will please read a notice of Public Hearing."

PUBLIC HEARING - 8:05 p.m.

I have affidavits of publishing and posting of a public notice of a public hearing to be held on Tuesday, February 26, 1985 at 8:05 p.m. at Riverhead Town Hall to hear all interested persons regarding: The Proposed Amendment to Section 101-10.1 of the Town Code, Parking, Standing and Stopping Prohibited at the Riverhead Shopping Plaza.

Supervisor Janoski, "Thank you. This proposal would prohibit parking, standing, or stopping at locations adjacent to any buildings or along fencing located at the rear of the building. Does anyone wish to address the Town Board on this proposal? That being the case, I declare the hearing closed. Oh wait. Mr. Kasperovich."

William Kasperovich, "If the business of not having cars in the shopping center at areas that shouldn't become a hazard or a problem, we are talking in an overall sense and consequently losing respect of these laws by the people. You're making a broad, general coverage. And there are areas, where if you left the car parked for a month, wouldn't bother anybody or anything. Now, if we are going to put a law in, we should be serious enough that we expect the law to be enforced to the letter. If we are not, then let's not just add more words to our town code."

Supervisor Janoski, "Mr. Kasperovich, are you for or against the proposal and tell us why?"

William Kasperovich, "I'll talk in my own manner in my own way Mr. Supervisor. And if you don't like it, you can drag me before a judge and put me in jail. I am old enough to know what the h--- I am talking about and I know what I'm saying. And if you can't interpret if I'm for or against something, that's your problem. You're not running a classroom here. These people are all passed the school age. So don't give me this nonsense are you for or against it because you can't understand what I'm talking about."

Supervisor Janoski, "Mr. Kasperovich. The purpose of a public hearing..."

William Kasperovich, "I know what the purpose is. Maybe you don't because you don't pay enough attention to the public when it gets up here to stand here and talk to you."

Supervisor Janoski, "Would you please state your position."

William Kasperovich, "I am here to speak at a public hearing. I am entitled by law to speak. You don't like my wordage, tough. You're trying to make Riverhead...."

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PUBLIC HEARING Continued

Supervisor Janoski, "Mr. Kasperovich, please address the matter before the Town Board."

William Kasperovich, "Parking, standing, and stopping. If you want to stand in a particular spot when it's raining so that somebody can come and put a few bags in the car rather than walk out into the rain to get wet, I should feel (under certain conditions for a period of time) I should be entitled to do this. Now you're proposing a broad sweep to cover all conditions because you're not stipulating. And so I am against it and that's for your benefit. I hope you gentlemen know what I am saying and don't have to say that I am against it. You write the law and you lose respect from the people because the law doesn't cover the hazardous, difficult or problem-like situations. You just make it easy for the lawyer to give him a broad scope and you're not addressing the problem. So I'm against it because of the way you put it and the wordage and the fact that you haven't specifically addressed the problem at the Riverhead shopping plaza."

Supervisor Janoski, "Walter. I'm sorry Jack Webster."

Jack Webster, "You can correct me if I am wrong. Are you talking about amending the vehicle and traffic law of the State of New York?"

Irene Pendzick, "Jack."

Jack Webster, "Oh I'm sorry. I'm sorry. I'll never get used to that. I don't mean it disrespectfully. In no way do I mean it that way. I have before me a copy in regards to.... I have another matter to bring up later on some place along the line here but it just happened to tie right in with what you've got here. I have my own copy of the vehicle traffic and vehicle traffic law of the State of New York. Let's refer to section 1202 page 122 paragraph (we'll start with paragraph) A. Stopping, standing and parking prohibited in specific places. Is this what you're referring to?"

Supervisor Janoski, "Yes we are. We are adding to the town ordinance this specific location."

Jack Webster, "I am sorry to interrupt you because I did ask you a question. Well, then let me ask another question. Am I right in saying that the basic standards established by the State of New York may be.... These standards can be added to but you can't subtract therefrom?"

Supervisor Janoski, "I think so."

Jack Webster, "That, roughly is the...."

Councilman Lombardi, "This is a town ordinance."

Peter Danowski, Dep. Town Attorney, "This is a town ordinance amendment. And Mr. Webster had approached another issue earlier this evening outside this room and he is raising some questions about the New York State vehicle and traffic law. In particular, those sections which deal with parking near fire hydrants. You're not allowed to park within so many feet of a fire hydrant. That is one of the points that he was bringing up before and...."

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PUBLIC HEARING Continued

Jack Webster, "This wasn't a matter of public record then. I don't think it has any place. It's only heresay. You have no cooperation then."

Peter Danowski, "Whatever he says, the man is right."

Jack Webster, "Don't get into it then."

Supervisor Janoski, "Jack."

Jack Webster, "Let's address the situation at hand."

Supervisor Janoski, "Jack, this is a public hearing as to whether the town should add to its ordinances prohibiting standing, parking..."

Jack Webster, "Yes but...."

Supervisor Janoski, ".... (Jack) standing or stopping at a specific location adjacent to buildings, along fences and I don't even remember the name of the area."

Jack Webster, "Joe, can I just.... Does it pertain.... Is it tying in with the state...."

Supervisor Janoski, "It's similar but it's a town ordinance. It prohibits parking...."

Jack Webster, "Yes but it's derived.... It's based on a state law."

Supervisor Janoski, "You're right. The town gets the authority to do that from the state."

Jack Webster, "That's right. Well, this is what I'm trying to drive at. Now the attorney can continue if he'd get into the subject. I haven't raised that issue yet."

Peter Danowski, "I have no further comment."

Jack Webster, "Is it out of order to continue with the other problem?"

Supervisor Janoski, "Yes it is. Are you for or against us putting this no parking in? What shopping center is it? Riverhead shopping plaza."

Jack Webster, "You're very fuzzy. I had to ask you a few questions. Just what are you referring to? You're referring to the Riverhead shopping plaza. That's Caldor plaza you're talking about. Is that right?"

Supervisor Janoski, "Yes."

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PUBLIC HEARING Continued

Jack Webster, "Well why didn't you say Caldor plaza? That's what it's known as. Unofficially it's known as the Caldor plaza. Officially it's known as what you're referring to. But if you say Caldor, everybody knows (or you say King Kullen) what you're talking about. Don't beat around the bush. Standing and Stopping: what do you refer to? The roadways that direct traffic?"

Councilman Lombardi, "Where the sidewalks are."

Jack Webster, "Now, whose it stopping... Now, you're talking about.... I didn't even get that."

Supervisor Janoski, "Jack. The whole law says: along curbs immediately adjacent to the building at the Riverhead shopping plaza. What we are adding is this; as well as adjacent to any building or along any fencing located at the rear of those buildings."

Jack Webster, "Are you referring to the loading zone or unloading zones? I don't know what you're.... Now you've got me into the rear of the building."

JACK WEBSTER SPEAKS SIMULTANEOUSLY WITH THE TOWN BOARD AND COMMENTS ARE UNDECIPHERABLE.

Councilman Lombardi, "Where the fire hydrants are Jack. In the back and all that. That's what's taken in."

Jack Webster, "In order for people to pick up there.... If you got certain size packages like a lawn mower or a large shed, you got to slip...."

Supervisor Janoski, "It's not loading zones are parking spaces."

Jack Webster, "Well, you guys are not explicit enough. You're not communicating in the proper manner. It's not coming across the way you think it is."

Supervisor Janoski, "If Caldors has a pick up location to the rear of the building, this does not include that. This includes areas..."

Jack Webster, "Are you just talking fire zones?"

Supervisor Janoski, "Yes."

Jack Webster, "Then why don't you say fire zones? I'm all for it then."

Supervisor Janoski, "Thank you. Is there anyone else who wishes to address the Town Board on the matter of no parking, standing and stopping? That being the case, I declare that hearing closed."

8:05 PUBLIC HEARING CLOSED AT 8:16

Supervisor Janoski, "Let the record show that the hour of 8:16 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

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PUBLIC HEARING

PUBLIC HEARING 8:15 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, February 26, 1985, at 8:15 p.m. at Riverhead Town Hall to hear all interested persons regarding: The Proposed Deletion to Section 101-25 of the Town Code, Both Sides of Peconic Avenue Between Main Street and the Southampton Town Line.

Supervisor Janoski, "We are removing from the code what was created as a parking zone on Peconic Avenue, both sides of the street between the intersection with Main Street (Route 25) and the Riverhead Southampton town line. Peconic Avenue, removing the parking meter zone. Does anyone wish to address the Town Board? Jack doesn't. Does anyone else. Steve."

Steve Haizlip, "Mr. Janoski and the other Board members. Just like Jack had to have an explanation there with the fire zones in the back of the building. I want an explanation. If these meters are coming out, no cars can park there no more. It's going to be for traffic only."

Supervisor Janoski, "The Town Board had passed a local law (last year I believe) prohibiting parking, stopping and standing on Peconic Avenue. We had also caused the removal of the parking meters. We had also worked in conjunction with the County and the restriping that they have done there. What we are doing is removing from the town code a parking meter zone which no longer exists."

Steve Haizlip, "Ok."

Supervisor Janoski, "Is there anyone else who wishes to address the Board? You don't have to rush."

Jack Webster, "A little clarification on that. This is a section of the town parking code you're talking about. A zone where you said a zone fits in. I take it that you're referring there are zones within the parking meter set up?"

Supervisor Janoski, "Yes."

Jack Webster, "Oh. Alright."

Supervisor Janoski, "Does anyone else wish to address the Board on the matter of the removal of Peconic Avenue from the parking zone? That being the case, I declare the hearing closed."

8:15 PUBLIC HEARING CLOSED AT 8:19

Supervisor Janoski, "Let's do a couple of resolutions until the next public hearing."

RESOLUTIONS Continued

#145 AUTHORIZES TIME AND ONE HALF OVERTIME FOR SEWER DISTRICT.
(See Sewer District Minutes)

#146 AUTHORIZES TIME AND ONE HALF OVERTIME FOR SEWER DISTRICT.
(See Sewer District Minutes)

#147 AUTHORIZES OVERTIME COMPENSATION FOR WATER DISTRICT.
(See Water District Minutes)

#148 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS,
RE: TRICKLING FILTER PUMP REPLACEMENT AND WET WELL, RE:
RIVERHEAD SEWER DISTRICT.
(See Sewer District Minutes)

#149 AUTHORIZES OVERTIME COMPENSATION FOR TOWN CLERK EMPLOYEE.

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

RESOLVED, that the following employee in the Town Clerk's Office be paid overtime compensation as follows:

Nadia Moore-----7½ hrs.-----\$77.69

to be charged to the Town Clerk's Account 1410.110 and an explanatory report be filed with the Town Clerk.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#150 AWARDS BID FOR ONE (1) USED WALTER SNOW FIGHTER.

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

WHEREAS, the Town Clerk was authorized to advertise for bids for one (1) Used Walter Snow Fighter for the use of the Highway Department, and

WHEREAS, on the 19th day of February 1985, all bids received were opened and read aloud, and

WHEREAS, the Highway Superintendent has recommended the purchase of one 1964 Used Walter Snow Fighter.

NOW, THEREFORE BE IT

RESOLVED, that the bid for one (1) Used Walter Snow Fighter be and is hereby awarded to Hampton Landscaping Inc., Montauk Highway Amagansett, N.Y. 11930, in the amount of \$8,500.00

RESOLUTIONS Continued

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

#151 AUTHORIZES OVERTIME FOR HIGHWAY DEPARTMENT.

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

RESOLVED, that the Superintendent of Highways be and is hereby authorized to pay time and one-half compensation for overtime for a total of 785½ hours in the amount of \$6,064.31, in accordance with personal services abstract submitted and filed in the office of the Town Clerk.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

#152 ESTABLISHES RECREATION DEPARTMENT PETTY CASH ACCOUNT.

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

RESOLVED, that an impressed petty cash account in the amount of \$100 be established for the Recreation Department to be payable to and accounted by Stanley Grodski, Recreation Superintendent.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

#153 TRANSFER OF FUNDS - GENERAL TOWN.

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

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

	<u>GENERAL FUND</u>	<u>FROM</u>	<u>TO</u>
A1220.201	Supervisor Office Equipment	\$200.00	
	A1220.202 Supervisor Secretary Equip.		\$200.00
A1990.400	Contingency Account	\$1,925.00	
	A1010.200 Town Board Equipment		\$1,925.00

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

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RESOLUTIONS Continued

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#154 APPROVES LEAVE OF ABSENCE OF CAROLEEN NAUGLES.

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

WHEREAS, Caroleen Naugles did submit a written request for a leave of absence of up to one (1) year from her position as Mini Bus Driver,

NOW, THEREFORE, BE IT

RESOLVED, that a leave of absence of up to one (1) year be and is hereby granted to Caroleen Naugles from her position as Mini Bus Driver effective March 5, 1985.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Let the record show that the hour of 8:25 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 8:25 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, February 26, 1985 at 8:25 p.m. at Riverhead Town Hall to hear all interested persons regarding: The Authority to Impound Vehicles.

Supervisor Janoski, "Thank you. Would anyone wish to address the Town Board on this proposal? Mr. Kasperovich."

William Kasperovich, "I would appreciate an answer to a question. What condition or what statistics does the Police Department have to warrant this addition to the town code? Is there an answer to that question? Mr. Councilmen, Supervisor? We have a good efficient well working Police Department that enforces the meters and the parking. Now, what statistics are there for parking in such a bad manner or improper manner or unacceptable manner to warrant that the occasional car that is left over a period of time be towed away? There is silence. No answer. So it can't be a very important solution if you gentlemen have no answer to that question. Another question. Have you gentlemen considered the alternatives to towing a car away? Granted, if you're going to impound it, you've got to tow it away. Other cities have other manners of doing it. Are you gentlemen influenced by New York City where they tow you away at a drop of a hat? Silence? No answers?"

Councilman Artale, "Mr. Kasperovich, we're looking for input from you."

William Kasperovich, "You're looking for me..."

Councilman Artale, "We're looking for input from you. This is a public hearing."

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PUBLIC HEARING Continued

Supervisor Janoski, Continued

casual in our proceedings, this is a legal function. A town hearing on a matter of a proposed addition to the town law. And I am not really talking to you Mr. Webster. But let me explain the ground rules that have been set down by those people who established the law. And the law is that this is a legal proceeding and not to be taken lightly. That it is your opportunity to tell the Town Board (who is listening) how you feel about the proposal. Not to ask rhetorical questions. Not to be estoric in your deliberations or your discussion. But to say I am against it, I am for it and these are the reasons why. Thank you very much."

Jack Webster, "Thank you. Well, I think I'm for it but you don't allow me the right to get clarification on what.... I'm for it if it means that this is going to oppose feeding the meters. Is that what you're.... Do you know what that expression means? Is that what you.... I have to ask you some questions about what you are talking about. In other words, what I'm saying is this, that you haven't prescribed for one nickel, you have prescribed for one hour. The way it works is (in any other community that is running the proper way) that these people are not allowed to run out there and put another nickel in the meter."

Supervisor Janoski, "It happens to be against the law to put another nickel in the meter once you have...."

Jack Webster, "Well this is going on constantly. Is that what this new resolution shall handle this problem? That these vehicles will be identified. That if I make a complaint that a vehicle was there at such and such a time and I should come back one hour and a half later.... We'll give him a half hour leeway. We'll give him a total of 2 hours. And if that vehicle is still there, I can make a complaint to the Police Department and they will so instruct their officer in charge of parking meters to issue a summons and have that vehicle towed away."

Supervisor Janoski, "I would say Mr. Webster, that the town will not enforce this authority friviously. That is a tool we would use when a severe problem arises. It is now, I guess, generally understood that after you put a nickel in you can not...."

TAPE ENDED

Jack Webster, "I can't remember his name. I have it down on the page somewhere but I'm not going to refer to it. Anyhow, the officer in charge of parking meters... Peace officer I believe he is. Anyhow, I talked to him about this meter and I said why don't you go along with colored chalk. And the colored chalk would simply work like this. That at a given hour, you use one color. At a given another hour, you use another color. That way you go back and as soon as you find the wrong color on that car, then you issue him a summons for being over parked. Now, if that car still remains there for an additional hour, that's when your tow away ordinance should be put into effect. And tow that man away by all means. I'm all for it. This is the whole problem down with the merchants of the Riverhead district. That's their biggest problem. They park out

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PUBLIC HEARING Continued

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William Kasperovich, "Alright."

Councilman Artale, "How do you feel about this proposed law?"

William Kasperovich, "Whoever proposed this law should decide that public service is not his area of involvement."

Councilman Artale, "I take it you're against it."

William Kasperovich, "Definitely. Now, if I'm on Main Street, I'm there for a purpose. Either to do business or to receive services. If for some reason (justifiable or not) I can not return to my car, this attitude of taking my car away from where I left it, is a nasty, horrible thing to do. If you ever had your car stolen and you go back to the spot where you parked it, you'd know what it does to an individual to look and say where's my car. Now, we're not New York City and we don't have that large an element of people that disobey this particular law of parking. And a non-moving violation is no big thing. Now, if I have to be at the doctors or the optometrist or my dentist all on Main Street and I have to take care of my personal needs, it's more important that I take care of my needs than to be worried about that I'm over parked. What the h--- is the big thing about being over parked? Now, you want to come in there and tow the car away. Now, it reflects on your attitude towards the people that live here. And all of us that live here need a car to come to Main Street. Granted we want the cars to move. We don't want cars to fill up the curb area so that traffic can't be flexible and move but at the same time, the people that are parked there, the people that violate the meters are people that live here."

Supervisor Janoski, "Mr. Kasperovich, you have just about expended your five minutes. Would you please give us a summation to your statement."

William Kasperovich, "If you're going to enforce the five minutes....."

Supervisor Janoski, "I intend to Mr. Kasperovich."

William Kasperovich, "You intend to. Do I have a privilege to come back after everybody has spoken to return to the podium? Alright. Then I'll return to the podium."

Supervisor Janoski, "Mr. Webster."

Jack Webster, "Does this law tie in with the ..."

Supervisor Janoski, "Jack, let me interrupt you just for a minute. There is a chance that I am going to raise Mr. Kasperovich's ire. Let me explain to the people assembled here what the purpose of a public hearing is. And I have twice tonight asked Mr. Kasperovich to say whether he is for or against it and give his reasons. That is the purpose for a public hearing. For the people to stand up to that microphone and say; I'm against it, I'm for it and these are the reasons why. The Town Board does not serve the function of answering questions during that public hearing. While we tend to be

PUBLIC HEARING ContinuedJack Webster, Continued

there in their own vehicles and they occupy those zones and they actually cut their own throats. And then they cry to the town that they have no parking facilities. That they are restricted in their business because of the parking facilities. Sure they are restricted because they violate the parking rules themselves. I can go down and find them every day of the week where they do this. They feed the meters. It's a known fact and nobody does anything about it. Now you're making a strong resolution to tow the people away and you tell me now you're going to overlook 2 hours. Don't overlook nothing. If it's one hour, enforce it one hour. Like they said before, if you're going to make a law, make it with intention of enforcing that law. A law is no good if it isn't enforced. Just because you put a law on the books, don't make it a good law. If you're going to enforce the law, enforce it all the way."

Supervisor Janoski, "I guess you won. Just a minute. I'm going to have to ask you to hold off. I'm going to recess this public hearing and we will take up the subject matter again."

8:25 PUBLIC HEARING RECESSED AT 8:37

Supervisor Janoski, "Let the record show that the hour of 8:37 has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 8:35 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, February 26, 1985 at 8:35 p.m. at Riverhead Town Hall, to hear all interested persons regarding: The Proposed Extension to the Riverhead Water District to be known as Extension No. 29. West Main Street - Blackman Riverhead Corp.

(SEE WATER DISTRICT MINUTES)

8:35 PUBLIC HEARING WAS RECESSED AT 8:48

Supervisor Janoski, "Let the record show that the hour of 8:45 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 8:45 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, February 26, 1985 at 8:45 p.m. at Riverhead Town Hall, to hear all interested persons regarding: The Purchase of a Diesel Tractor with Hydraulic Backhoe and Front - Loader, for Excavation and Construction Purposes.

(SEE WATER DISTRICT MINUTES)

PUBLIC HEARINGPUBLIC HEARING - 8:45 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, February 26, 1985 at 8:45 p.m. at Riverhead Town Hall, to hear all interested persons regarding: The Increase and Improvement of Facilities of the Riverhead Water District.

(SEE WATER DISTRICT MINUTES)

PUBLIC HEARING - 8:55 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, February 26, 1985 at 8:55 p.m. at Riverhead Town Hall, to hear all interested persons regarding: The Establishment of Proposed Extension to the Riverhead Water District to be known as Extension #30. (Palane North, East (Off Warner Court) an Extension of #22.

(SEE WATER DISTRICT MINUTES)

All Water District Hearings closed at 9:10 and the meeting was recessed until 9:25.

MEETING RECESSED AT 9:10 p.m.
MEETING RECONVENED AT 9:25 p.m.

Supervisor Janoski, "We will re-open the hearing on the addition to section 101-21, "Authority to Impound Vehicles. Is there anyone present who wishes to address the Board on that proposal. Mr. Pfeiffer."

Henry Pfeiffer, "I oppose the additional authority to impound vehicles perhaps because of a misconception. To impound a vehicle involves towing and towing charges by the town tow truck or by private vehicle. It includes storage, storage charges whether in the town compound or in a private sector. The cost must be recovered by the town to make it worth while. These fees and these penalties are automatically levied. In other words, they must be paid to recover the vehicle. And this appears to me to circumvent the legal appeal that everyone of us should be offered. Maybe my conception of this process is not correct. But these are my thoughts on it. Thank you."

Supervisor Janoski, "Thank you Henry. Is there anyone else who wishes to address the Board on this subject? Yes sir."

Bob Skinner, Wading River, "I use the ramp at Wading River quite a bit. It's a limited parking area as you know. I do a lot of fishing by myself. Every weekend I'm down there and I see vehicles with no stickers. I'll come back and I'll see the vehicles with tickets on them. I know some of these people. They go and bud- get it into their fishing that they are going to have to pay whatever

PUBLIC HEARING ContinuedBob Skinner, Continued

it is. Ten or twenty-five dollars. Ten dollars from what I understand. And paying ten dollars for somebody from Shoreham or from Ridge who doesn't want to wait on line at Mount Sinai, they are going to dump it in down there and they are going to pay the money. I don't have a place to park and can't run it back up to the auxiliary lot because I'm by myself and I'm not going to leave my rig down there. So I would love to see this thing in town. I am 100% for 'it."

Supervisor Janoski, "Thank you. Is there anyone else present who wishes to address the Board on this subject? Steve."

Steve Haizlip, "Mr. Janoski and the other Board members. This (impoundment) authority to impound vehicles can take place anywhere within the town? In other words, if it's on Route 25 or 58 or Edwards Avenue or what have you."

Supervisor Janoski, "The proposal is at parking meters."

Steve Haizlip, "Oh. At parking meters. Ok. I figured I had to get up to that and get it cleared. Now, we are not programmed like robots where we can just function in and out. Now, one time I had to go to the doctor's there and myself on Roanoke and there was a waiting line in there and I was a little bit longer in there than I had anticipated. Now, is this going to be precisely right when that hand falls one hour or do we get the additional hour? I'm just trying to clear up some stuff here. You want my input and I'm just trying to clear it up."

Supervisor Janoski, "I do Steve. And I guess what you did not hear because it's phrased kind of difficult, is that it is one hour after the hour that has expired."

Steve Haizlip, "Alright. Very good. Alright. I wanted to get that point cleared up."

Supervisor Janoski, "Thank you. Is there anyone else who wishes to address the Board? Mr. Kasperovich, you had requested to speak again on this subject."

William Kasperovich, "Gentlemen, when you put something in motion to impound my vehicle which is part of my essence and I can not live without a vehicle and I tried for 2 years. There's no way to lead a normal life without a vehicle. You threaten that vehicle, you threaten my existence and I haven't heard you justify such an act. What may be used as a tool is not your business. If you do not know that, you have a competent attorney sitting there to tell you about it. The enforcement agency reads what you put in print and this is what we're talking about tonight. And I from the public, don't want this in print. That in the future you may impound my vehicle. If I have to leave my vehicle and go to the emergency door of the hospital, nobody is going to be sympathetic in helping me pay the towing and impounding and penalty for overparked. When it's put in print, you're job is finished. How it's interpreted, is somebody else's job. You're not paying enough attention to that and I say that to each and every one of you. You have not considered

PUBLIC HEARING ContinuedWilliam Kasperovich, Continued

different times of areas that 2 hours should be permitted. Areas where permitted, would be permitted at a higher price. Instead of nickels, put dimes or quarters or other further extended periods. You're trying to say that after the hour has passed, there's no way out. You're nailed to the cross. And brother, I'm not going to permit you to hammer nails into anything. Especially a vehicle that is part of living in Riverhead. Before you put this in print, you have to review the areas that need short periods, normal periods that could tolerate extended periods. Without undo influence by the merchants and the peddlers in the town. There are many good business people in town and we have to consider all of them. But there are some guys that come here and take an hour of your time and all they are interested in is their own profit. Well, I'm not here for profit. I am here for the well being of the people that have to come to Main Street with their vehicle. And in no way do I want to see you people impound my vehicle. Now, if you want to get the driver of the vehicle as opposed to getting the vehicle itself, that it could be done and is done in many cities in this country. But all you are passing here is to impound the vehicle. And you don't indicate that this is over, above, and beyond the other available alternatives. Since you apparently have not done that, I say no way should you be allowed to put in print impounding my vehicle. Thank you."

Supervisor Janoski, "Jack."

Jack Webster, "In all do respect to my fellow citizens, I think he's a little off base. Simply because I still maintain that this proposal is a good proposal. And if you want to be lenient as far as giving 2 hours in place of one, this is perfectly alright as far as I'm concerned. But I think that the Board (as it sits) has been duly elected by the citizens of the Town of Riverhead and they are sufficiently versed in what is good and what is bad for the Town of Riverhead. And if you propose such a tow away ordinance, then by all means take it into consideration and act the proper way and I say vote for it."

Supervisor Janoski, "Thank you. Is there anyone else present who wishes to address the Board? That being the case, I declare the hearing closed."

8:25 PUBLIC HEARING CLOSED AT 9:50

Supervisor Janoski, "I will no re-open the hearing dealing with the establishment of proposed Water District no. 29. Is there anyone present who wishes to address the Board on that matter? Mr. Kasperovich."

(SEE WATER DISTRICT MINUTES)

PUBLIC HEARING

8:35 PUBLIC HEARING CLOSED AT 9:50 (Water District)

Supervisor Janoski, "I will re-open the hearing on the proposed increase and improvement of the Water District facilities. Sam."

(SEE WATER DISTRICT MINUTES)

8:45 PUBLIC HEARING CLOSED AT 9:51 (Water District)

Supervisor Janoski, "We will now proceed with the resolutions."

RESOLUTIONS

#155 APPOINTS LARRY GORMAN TO THE POSITION OF P/T CUSTODIAL WORKER WITH THE RIVERHEAD NUTRITION CENTER.

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

WHEREAS, a vacancy presently exists in the position of part-time Custodial Worker with the Riverhead Nutrition Center, and

WHEREAS, this vacancy was duly advertised, and

WHEREAS, interviews of all applicants for the position were held.

NOW, THEREFORE, BE IT

RESOLVED, that Larry Gorman be and is hereby appointed to the position of part-time Custodial Worker with the Riverhead Nutrition Center at the hourly rate of compensation of \$4.50 effective February 25, 1985.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#156 APPOINTS JUANITA JONES TO THE POSITION OF P/T DRIVER FOR THE "MEALS ON WHEELS" PROGRAM.

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

WHEREAS, a vacancy presently exists in the position of part-time Driver with the "Meals on Wheels" Program, and

WHEREAS, this vacancy was duly advertised, and

WHEREAS, interviews of all applicants for the position were held.

NOW, THEREFORE, BE IT

RESOLVED, that Juanita Jones be and is hereby appointed to the position of part-time Driver with the "Meals on Wheels" Program at the hourly rate of compensation of \$4.50 effective February 27, 1985.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#157 PROCLAIMS THE MONTH OF MARCH NATIONAL NUTRITION MONTH IN THE TOWN OF RIVERHEAD.

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

WHEREAS, nutrition is the substance of which life is made and which life is sustained; and

WHEREAS, there is a need for continuing nutrition education and an effort to promote family nutrition practices; and

WHEREAS, the month of March has been designated as NATIONAL NUTRITION TIME throughout the United States of America.

NOW, THEREFORE, We, the members of the Riverhead Town Board, do hereby proclaim the month March as National Nutrition Month in the Town of Riverhead, and we encourage all citizens to become concerned and informed about nutrition in their daily lives in the hope of achieving optimum health for both today and tomorrow, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded Susan Delane, R.D., Public Information Chair, Long Island Dietetic Association, 50 Bellport Lane, Bellport, NY.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#158 AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS ON ONE (1) USED DYNAHOE OR EQUAL, 1978 OR NEWER - HIGHWAY DEPARTMENT.

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

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for the purchase of one (1) Used Dynahoe or Equal, 1978 or Newer for the use of the Town of Riverhead Highway Department, and be it

RESOLVED, that specifications and forms for bidding be prepared by the Superintendent of Highways and bids to be returnable up to 11:00 a.m. on March 12, 1985, and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby designated to open publicly and read aloud on March 2, 1985 at 11:00 a.m. at the Town Clerk's Office, Town Hall, 200 Howell Avenue Riverhead, New York all sealed bids bearing the designation "Bid on One (1) Used Dynahoe or Equal, 1978 or Newer".

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#159 DESIGNATES THE TOWN BOARD OF THE TOWN OF RIVERHEAD AS LEAD AGENCY, RE: KIMBROOKE ENTERPRISES, INC.

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

RESOLVED, that the Town Board of the Town of Riverhead be and is hereby designated Lead Agency with regard to the application of Kimbrooke Enterprises, Inc., pursuant to Part 617 of the State Environmental Quality Review Act.

RESOLUTIONS Continued

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution."

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#160 AUTHORIZES TOWN ATTORNEY TO NOTIFY INVOLVED AGENCIES, RE: DESIGNATION OF LEAD AGENCY, THE FARMS AT BAITING HOLLOW.

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

RESOLVED, that the Town Attorney be and is hereby authorized to notify all involved agencies regarding the application of Altrium Group Ltd., for the Farms at Baiting Hollow, indicating that the Town Board of the Town of Riverhead wishes to be designated as Lead Agency pursuant to Part 617 of the State Environmental Quality Review Act.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#161 AUTHORIZES OVERTIME COMPENSATION FOR THADDEUS KRUKOSKI.

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

WHEREAS, due to recent snowfall it was necessary to call in additional personnel for its removal, and

WHEREAS, Thaddues Krukoski, Superintendent of the Sanitation Department did lend his assistance during this period.

NOW, THEREFORE, BE IT

RESOLVED, that Thaddeus Krukoski be paid time and one-half overtime compensation as follows:

26 hours @\$20.56 = \$534.56

BE IT FURTHER RESOLVED, that the explanatory report relating to aforesaid overtime be filed in the Office of the Town Clerk.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#162 AUTHORIZES SUPERVISOR TO EXECUTE ALL NECESSARY DOCUMENTS RE: MIAMOGUE LAGOON.

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

RESOLUTIONS Continued

WHEREAS, the Town of Riverhead has requested the County of Suffolk to dredge a navigation channel in Miamogue Lagoon, Town of Riverhead; and

WHEREAS, the County of Suffolk proposes to do said dredging of Miamogue Lagoon, in the Town of Riverhead at a nominal cost to the Town of Riverhead; and

WHEREAS, in order to accomplish said dredging, plans, specifications, agreements and other documents must be executed on behalf of the Town of Riverhead; and

WHEREAS, this approval shall remain in effect for the period of the required permits (Expiration Date: December, 1985).

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute, on behalf of the Town of Riverhead all necessary plans and specifications, spoil area agreements, assurances to the County of Suffolk, license and/or dredging permit applications to Federal and State Agencies and all other documents that may be required to accomplish said dredging work, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be prepared and forwarded to John R. Guldi, P.E., L.S., Principal Engineer, Division of Waterways, County of Suffolk Department of Public Works.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#163 APPROVES SITE PLAN OF NORTH FORK PLUMBING AND HEATING SUPPLIES.

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

WHEREAS, a site plan was submitted by North Fork Plumbing and Heating Supplies for a building permit for a storage building to be located on Route 25, (West Main Street) Riverhead, New York, and

WHEREAS, this Town Board has reviewed the site plan submitted as prepared by Ira Haspel, Architect, dated January 19, 1985,

NOW, THEREFORE, BE IT

RESOLVED, that the site plan submitted by North Fork Plumbing and Heating Supplies for a building permit for a storage building to be located on Route 25 (West Main Street), Riverhead, New York, as prepared by Ira Haspel, Architect, dated January 19, 1985, be and is hereby approved, subject to the following:

1. That the provisions of the Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times be complied with by the owner of the property covered by this site plan.

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a certified copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk.

RESOLUTIONS Continued

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval or disapproval prior to being installed at the property. All signage so proposed shall be coordinated in appearance and design.

4. That the Declarant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same.

5. Trash receptacles of a decorative design shall be maintained at the premises.

6. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a station stating, "No Parking, Handicap Only", and the universal symbol affixed thereto.

7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code, with regard to type, thickness, and grade.

8. That the Town Board may designate fire zones as they may see fit and it is agreed that the owner of the premises shall sign any and all documents as may be required.

9. That a planting buffer at the rear of the building be provided, and such planting be approved by the Town Board before installation.

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to North Fork Plumbing and Heating Supplies and the Riverhead Building Department.

DECLARATION AND COVENANT

THIS DECLARATION made the _____ day of _____, 1985, by North Fork Plumbing and Heating Supplies by _____ residing at _____ Declarant,

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in Schedule A annexed hereto as provided by the Declarant, and

WHEREAS, for an in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead and the owner and prospective owners of said parcel that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan, said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office, and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel,

NOW THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed do hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors, and assigns, to wit;

RESOLUTIONS Continued

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

WHEREAS, the Power Authority Act of 1931, provides that New York State's hydropower resources should be used primarily for the benefit of the people of the State as a whole, and particularly the domestic and rural consumers; and

WHEREAS, the Niagara Redevelopment Act enacted by Congress in 1957 provides that at least 50% of power from the Niagara Hydropower Project be made available for sale and distribution primarily for the benefit of the people of the State as consumers; and

WHEREAS, the Niagara Redevelopment Act further provides that the New York Power Authority shall dispose of the Niagara Project power in such a manner as to encourage the widest possible use and shall give preference and priority to public bodies and non-profit cooperatives within economic transmission distance; and

WHEREAS, the Power Authority currently sells and distributes power within New York State to forty-seven (47) Municipal Electric Utilities, four (4) Electric Cooperatives and to the residents of Vermont, Ohio and Pennsylvania, and proposes to sell low-cost power to the residents of New Jersey, Connecticut, Massachusetts and Rhode Island; and

WHEREAS, long-term contracts for the sale and distribution of a disproportionate share of the Power Authority's power to these Municipal Electric Utilities and Cooperatives will expire on June 30, 1985; and

WHEREAS, the County of Suffolk and 48 other municipalities and/or political subdivisions of the State have recently formed Municipal Distribution Agencies for the purpose of acquiring a fair share of the Power Authority's power for the benefit of their residents as consumers; and

WHEREAS, the Chairman of the Power Authority has recently proposed a plan that would exclude all of the newly formed Municipal Distribution Agencies in the downstate region from acquiring their fair share of Niagara and St. Lawrence power for their residents as consumers, but would sell and distribute 134,000 KW of power to the newly formed Municipal Distribution Agencies in the upstate region; and

WHEREAS, the residents of the Town of Riverhead and the County of Suffolk are currently paying one of the highest electric rates in the country and would save at least \$2.50 per month per family if they received their fair share of the Power Authority's power as recommended by Chairman Dyson's proposal to the New York State Legislature in 1981 for a Residential and Rural Energy Authority.

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board, based upon the intent of legislation that created both the New York Power Authority and the redevelopment of the Niagara Hydropower Project, hereby strongly urges Governor Cuomo to reject any Power Authority Plan and disapprove any new Power Authority contracts which would continue to favor Municipal Distribution Agencies in the upstate region at the expense of New York residents in the downstate region from receiving their fair share of Power Authority power as consumers, and

RESOLUTIONS Continued

BE IT FURTHER RESOLVED, that the Riverhead Town Board calls upon Governor Cuomo and the New York State Legislature to immediately enact a statewide allocation system that will distribute the State's low-cost power resources to all of New York's Municipal Electric Utilities, Cooperatives and Distribution Agencies so that all of New York's residents can share the benefits of the State's power on any equal basis, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Town Supervisors of Suffolk County, Governor Cuomo, and the Chairman of the New York State Power Authority, Assemblyman Sawicki and Senator LaValle.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#165 AWARDS BID FOR POLICE UNIFORMS.

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

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders to accept bids for police uniforms, and

WHEREAS, on the 19th day of February, 1985, all bids received were opened and read aloud, and

WHEREAS, three bids were received,

WHEREAS, only one bid met the bid specifications.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for police uniforms be and is hereby awarded to Standard Law Enforcement Supply Co. in amounts as set forth in the Open Bid Report of the Town Clerk dated February 19, 1985, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Sergeant Joseph Grattan and Standard Law Enforcement Supply Co.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#166 AUTHORIZES RECREATION AIDE TO NYS RECREATION AND PARKS CONVENTION AND EXHIBITION.

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

WHEREAS, the 1985 New York State Recreation and Parks Convention and Exhibition shall be held in Monticello New York from March 31 to April 3, 1985, and

WHEREAS, it is the recommendation of the Superintendent of the Recreation Department that a member of his staff attend said Convention and Exhibition.

RESOLUTIONS Continued

NOW, THEREFORE, BE IT

RESOLVED, that Richard Boden, Recreation Aide, is hereby authorized to attend the 1985 New York State Recreation and Parks Convention and Exhibition from March 31 to April 3, 1985 at the Kutsher's Country Club in Monticello, New York, and

BE IT FURTHER RESOLVED, that Richard Boden be and is hereby authorized to receive an advance in the amount of \$364.00 to cover necessary fees and expenses, and

BE IT FURTHER RESOLVED, that all expenses shall be fully receipted upon the return of Richard Boden.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#167 AWARDS BIDS - STREET LIGHTS.

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

WHEREAS, the Town Clerk was authorized to advertise for bids for Street Lights, for the use of the Street Lighting District, and

WHEREAS, on the 19th day of February 1985, all bids received were opened and read aloud, and

WHEREAS, three bids were received, and

WHEREAS, Nassau Electric East submitted the lowest bid

NOW, THEREFORE, BE IT

RESOLVED, that the bid for Street Lights be and is hereby awarded to Nassau Electric East, 1595 Ocean Avenue, Bohemia, NY, in the amount of \$10,848.91.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#168 AUTHORIZES THE PURCHASE OF LIFESAVER IDENTIFICATION CARDS.

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

WHEREAS, the Shoe-Tag "Lifesaver Identification Card" Program has been highly successful in several communities throughout the country in assisting in the rapid identification of children who have become lost or require medical treatment, and

WHEREAS, such tags, which are made of a special materials that is virtually indestructible, when tied to the child's shoe provides such information as the child's name, location of parents through three emergency telephone numbers, medical information, and

WHEREAS, it is the consensus of the Town Board that the purchase of said tags for the use of parents shall provide a great service.

NOW, THEREFORE, BE IT

RESOLVED, that the purchase of 7,500 from Finn Products of Buena Park, California at a cost not to exceed \$225 plus shipping be and is hereby authorized.

RESOLUTIONS Continued

Councilman Artale, "Most of you will be seeing pictures of these in the newspaper. Suffolk Life has them and so of the other newspapers have taken pictures of them."

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

Supervisor Janoski, "I just want to recess for one minute."

THE MEETING RECESSED AT 10:04
THE MEETING RECONVENED AT 10:06

Supervisor Janoski, "We will return to order."

RESOLUTIONS

#169 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: ESTABLISHMENT OF TOWN HEALTH DEPARTMENT.

Supervisor Janoski offered the following resolution which was seconded by Councilman Lombardi and read by Town Clerk, Irene Pendzick.

WHEREAS, County Charter provides for the establishment of a Town Health Department, and

WHEREAS, it may be wise to investigate the establishment of such Health Department in the Town of Riverhead.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to the establishment of a Town Health Department.

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the 19th day of March, 1985, 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 establishment of a Town Health Department.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Steve, did you want to address the Town Board before we adjourn?"

Steve Haizlip, "Ladies before gentlemen."

PERSONAL APPEARANCES Continued

Kelly Nudeck, Oliver Street, "Mr. Janoski, I would like to ask you what's happening with the investigation..."

Irene Pendzick, "I know your name but my girl doesn't."

Kelly Nudeck, "Kelly Nudeck. I live on Oliver Street. The investigation of the handling of the nerve gas on Main Street."

Supervisor Janoski, "What in particular did you want to know?"

Kelly Nudeck, "When it was asked before what was happening, you said it was under investigation."

Supervisor Janoski, "Ok. Members of the Board have visited the site. Building Department has visited the site. Fire Inspector has visited the site. Congressman Carney has visited the site. The matter has been referred to the Chemical Society of America which is chartered by the Congress of New York State. Carney informs me (and we should have it in white paper form soon) that the amount of liquid present at that location does not present a threat to the community."

Kelly Nudeck, "Ok. Could you tell me what you thought of the paper evacuation at Shoreham which you were invited to? You didn't state in the papers what you thought about it."

Supervisor Janoski, "Sure I did."

Kelly Nudeck, "You did?"

Supervisor Janoski, "I was not impressed by it. Newsday did carry the story. Off the record I could tell you what I told some people and I would like to keep it off the record. I saw a great many problems with L.I.L.C.O. conducting and being in charge of its own evacuation plant. One of the things that have happened recently and something that I stated; which was L.I.L.C.O. doesn't have police authority in such matters. The judge of course has ruled on that. But there were many problems that I observed. Not so much within what would be the control room of the plant but externally. Quite honestly, it was my impression that it could not work."

Kelly Nudeck, "Could you tell me what's happening with the rezoning on Oliver Street because I missed one meeting and it was all taken care of. I read in the paper that it has already been rezoned."

Supervisor Janoski, "Mrs. Nudeck, I think you're a little misinformed here. The Town Board did have a hearing on the matter of the rezoning. Was that last Town Board Meeting? I'm sorry. February 11th. We are not going to take any action for at least another month and it has not been taken care of."

Kelly Nudeck, "It said in the newspaper that it was conditionally done. Or whatever that means."

PERSONAL APPEARANCES Continued

Supervisor Janoski, "What newspaper did you see that in?"

Kelly Nudeck, "I can't remember. I read a lot of newspapers."

Supervisor Janoski, "I'm not responsible for what they write in the newspapers. But no action has been taken by the Town Board. A great deal of information was received at that public hearing. We have to go over that."

Kelly Nudeck, "And the lawyer of the people from that block asked you to get together with him to draw up what they would like. It sounds like it was already done."

Supervisor Janoski, "You are making statements which (quite honestly) are levying charges against the Town Board."

Kelly Nudeck, "No I'm not. I asked you. I came to every meeting and I would like to ask about it....."

Supervisor Janoski, "If you would like,...."

Kelly Nudeck, ".... because it was always under unfinished business and then it was done. It never came under public hearings."

Supervisor Janoski, "A public hearing was held. Nothing has been enacted. Nothing has been done. Now, let me have my say because you have (on tape) made certain statements and you are indicating that this and a number of other matters before this Town Board are handled in a fashion that you're charging that I don't appreciate. We are going through proper procedure. We held a public hearing. I don't know why you weren't here."

Kelly Nudeck, "Neither do I but it wasn't the regular hearing. I do not go to every one of them. I'm not paid to be here."

Supervisor Janoski, "Well fine. That's your desire whether you want to be here or not. But we did have a public hearing on the proposed rezoning. The public was invited to attend. Everyone who wanted to speak spoke. We have not taken any action. We still have it under consideration."

Kelly Nudeck, "Then what is conditionally rezoned?"

Supervisor Janoski, "Ma'am you read that in the paper and we have not....."

Kelly Nudeck, "Ok. I have a petition from 100% of the homeowners in that area (asking) telling you that you that they are 100% against the rezoning."

Supervisor Janoski, "Mrs. Nudeck, you have a little habit of throwing in little jives that I don't know if they aren't noticed."

PERSONAL APPEARANCES Continued

Kelly Nudeck, "I'm very honest I think."

Supervisor Janoski, "Well, Ma'am I'm going to be very honest with you. This is a legislative meeting. This Board is elected by the people in the town. You will treat this Board with respect. I do not appreciate some of the comments you have made here this evening. We are charged with a very heavy responsibility. We are acting (hopefully) in the best interest of the town. Not of you maybe Mrs. Nudeck but in the general best interest of the town. We have not taken any action. We have not enacted anything. We had a public hearing. Those who wished to address the Town Board were heard. If you have any input that you would like to add, the hearing will be reopened on March 5th. And at that time, you can say whatever it is you would like to say."

Kelly Nudeck, "Can I ask you about the 250 units of affordable housing that's going up on 58 and Northville Turnpike? Have you made any decisions on that?"

Supervisor Janoski, "No Ma'am."

Kelly Nudeck, "Because I was wondering if that is affordable as in 821 or 414. Ok. One thing I never understood.... Oh you don't understand that?"

Supervisor Janoski, "No I don't quite honestly. You know, if you could explain it, maybe I could answer it."

Kelly Nudeck, "Well you live here. You must have realized that there was a problem at 821."

Supervisor Janoski, "Yes indeed."

Kelly Nudeck, "Well there was a Strawberry motel that was affordable..."

Supervisor Janoski, "Raspberry."

Kelly Nudeck, "Raspberry Motel. And there's 414. That was very popular before your re-election. You spoke about that a lot. Well, it's still there."

Supervisor Janoski, "It won't be for long."

Kelly Nudeck, "Right. Ok. This fee we're paying at the dump. Aren't we being double taxed?"

Supervisor Janoski, "Did you want to talk about the apartment proposal or did you just...."

Kelly Nudeck, "I thought you weren't interested in that."

Supervisor Janoski, "Did you have a question about the apartment?"

PERSONAL APPEARANCES, Continued

Kelly Nudeck, "Yes I did. I said is there any chance it's going to turn into a problem like the other areas?"

Supervisor Janoski, "Well Ma'am, you come here as the investor of money in a home. You appear here as a person who wants to protect your property rights and the value of your home. Do you think that any investor in property in construction would do the same thing? Or do you think they would allow it to be something else?"

Kelly Nudeck, "Well it does happen a lot in Riverhead. It has happened and I guess it could happen again."

Supervisor Janoski, "Possible."

Kelly Nudeck, "Alright."

Supervisor Janoski, "It's also possible that you might move out of town and rent your house out."

Kelly Nudeck, "When I am surrounded by a whole lot of stores, I probably will. Now, the new fee we're paying at the dump. Aren't we being double taxed. We pay taxes to use the dump when we pay our town taxes and then each time we go, we're now billed a dollar, fifty cents?"

Supervisor Janoski, "Well, the cost (part of the cost) of operating the landfill was removed from the property tax bill and the fee at the dump (instead of charging the property tax) is being generated this way."

Kelly Nudeck, "It's not in our taxes at all?"

Supervisor Janoski, "Not the full amount of operating the landfill."

Kelly Nudeck, "But it's in our taxes."

Supervisor Janoski, "Part of the operating expenses."

Kelly Nudeck, "And we're taxed to use it also."

Supervisor Janoski, "If you would like us to reduce the landfill, that's a proposal you could make. It cost a certain amount of money to operate a landfill in the Town of Riverhead as it does in any other community. The money must be generated to pay said expenses. Now, if you don't want a landfill, say so and that would make your position clear."

Kelly Nudeck, "Well, I thought it was already in our taxes. Most people think so."

Supervisor Janoski, "Well, is there anyone else? Steve."

PERSONAL APPEARANCES Continued

Steve Haizlip, "Mr. Janoski and the other Board members. There's plenty of times you have said that a person in this town would be allowed to speak on any subject. The subject that I would like to speak on now is; in the newspapers this past week and a half, I took notice that a newly appointed judge (Sal Wachtler) has said that the grand jury is no good. It will indict a ham sandwich. And Mr. "Tom KcKeckny"; I think he's got something to do with the subway offices. He apparently agrees with it and don't like it either. Now, I don't know if these gentlemen have ever sat on grand juries. I've sat on three of them. Now, this here about indicting a ham sandwich is entirely wrong because I believe, Mr. Janoski there knows that the criminal proceedings of a grand jury is penal code 6050. That's the number of the law. And you can not indict someone without collaboration from witnesses and the police and detectives. So when they charge you and they leave you and when the DA and so forth goes out, you are bound by the law that is given to you. This one gentleman here Mr. Webb just kept on talking about let's obey the law. Now, you're bound and charged for that law. You can not intercept any of your thoughts or any ideas that the guy is wrong, it shouldn't be. You're just about compelled that you have to indict this party or this person. I've even went to the extent of asking a state trooper that brought a fellow in for DWI. And I've asked him how often and what methods and procedures do they use to calibrate and for what to what percentage (and plus or minus tolerance) for this sobriety test and the drunken test. Now when the man gives you the procedures and when it's done and who does it and how often it does and a doctor and so forth is approving it and authorizing it and the guy is brought in to the grand jury, that's a number 2 trip in there. Because the first time was a felony. And when all that evidence is there, you've got to indict this fellow. Now, I take exception to what they said. I'm proud of the grand jury. I've served on it. I know how it works and I think it's fairly good justice and we're getting little justice as it is now. And I don't want it to go that we get no justice. And Mr. Artale. Mr. Janoski, may I talk to Mr. Artale?"

Supervisor Janoski, "I'm sure he can hear you."

Steve Haizlip, "On the 16th of October 1983, resolution #634 was brought it up."

Councilman Artale, "We know it well."

Steve Haizlip, "I believe that was you were instrumental. You were instrumental in bringing it up and it was bought for the Town Board. I myself, have been in contact with Mr. Dyson and read the letter here. You know what it is. Now, I agree whole heartedly with what you're saying today and I know you've worked hard on it. But I'm very surprised to find out that they could supply Ohio and Jersey and Vermont."

Councilman Artale, "And Vermont and some of the others."

PERSONAL APPEARANCES Continued

Steve Haizlip, "And some of the others. And we can't get it in here because Long Island Lighting is sort of protecting it so that they can get the big bundle for the "misbargo" that they did in construction over there."

Councilman Artale, "I didn't say that Steve."

Steve Haizlip, "I'm saying it because it's in Suffolk Life and it's in the Newsday and several other papers. Even the PSC has also found this. Now, I just want to elaborate one little farther. I have been in the aircraft business for 47 years. And out of 22 years of that, I've been a quality control man. Now, this past revealing of Mr. Henry (I believe it was) and Mr. Stanfill" in there, I know what they're doing, how they're doing it and where they're coming from and I support their inspections and findings. They don't dislike or like anything. They have to operate by standards, specs, M or R's which is known material review required, correct of action reports and so forth and higher engineer has to sign them all. And they should be done before somebody else gets there to hide them."

Councilman Artale, "Steve, if you would remember, that resolution was to bring the Marcy South line to Long Island. That is the other front that we're heading for is PASNY is one line and the other front was Marcy South line. One of them has got to come through and bring cheaper hydroelectric power to the people on Long Island."

Steve Haizlip, "Thanks Vince for reiterating on that because if they can send down it in down to Jersey and Ohio, they can definitely send it down here without any problem."

Councilman Artale, "I made a copy of this for you."

Steve Haizlip, "Thank you."

Supervisor Janoski, "Yes sir."

Bill Stillwagon, Main Road, Aquebogue, "I just want to offer an apology for my outburst before. I didn't mean to lower myself to the depths of the man who attacked me. I try to place myself above that. To get on my main issue here, Mr. Janoski for the first hour tonight, you answered all kinds of questions because it seemed to suit you. You even came close to (in your own words) a debate and then all of a sudden, you wouldn't answer questions because it didn't suit you. It seems that the Supervisor is making up the rules as he is going along here. You also attempted to intimidate some of the people here with their legal rights under a public hearing. I've seen it before, You've answered questions and sometimes you'll say; oh, we're not going to answer questions because we're here to hear you and not answer questions. But when a question seems to suit you, you seem to answer it."

Supervisor Janoski, "You're absolutely right Mr. Stillwagon."

PERSONAL APPEARANCES Continued

Bill Stillwagon, "Could you tell us our rights under the law exactly what it is."

Supervisor Janoski, "I certainly will. Surely. First of all, one of the jobs I have is to preside over this meeting. And if I feel a question will add something to the information and the understanding of the subject at hand, I do allow it. I specifically said rhetorical questions or esoteric discussions. I remember exactly what I said. Your right under the law at this legislative meeting is to observe it, to scrutinize the activity. Not to participate in it. As far as a public hearing, you have the right to speak and address the Town Board. It is very clearly stated in a book which I will give you copies of what the individual testifying should say. Not what they should say but how they should proceed. And that is, what the Town Board is interested in, is whether you are for or against a proposal and to then explain why or why not. And it's exactly that. We do have a five minute rule. It is one that was in place when I became Supervisor. It is one that is recommended by the association of towns as being a reasonable time limit. And your right is (indeed) to speak at a public hearing and you should be recognized and to address the Board on the subject of the public hearing."

Bill Stillwagon, "Is that in a publication? Is that a law? Specifically a law? A legal right for a person up here to speak?"

Supervisor Janoski, "Certainly. At a hearing. A public hearing. And a Town Board meeting which is the other part of our proceeding, there is no right."

Bill Stillwagon, "Ok. Do you have the name of that publication so I can see or can you make that available to me?"

Supervisor Janoski, "I will make you a copy of it tomorrow."

Bill Stillwagon, "I appreciate that very much. One last thing I would like to say is; this young lady back here had a lot of questions for you that affected her life. Ok. And you were claiming that she was making little jives at the Town Board and you resented that."

Supervisor Janoski, "Mr. Stillwagon, what you have missed in my discussion is that this is a legislative meeting. We are sitting here (these five gentlemen) the five of us here are like the congress of the United States. The State Legislature in Albany. You can not walk into those bodies and say some of the things or some of the innuendos that she has. We, as a matter of policy, do open the Board meetings up to discussions on several occasions during the course of the evening because it's a matter of the way we want to conduct ourselves. But you have no right to stand up here and sinuate that we have done something illegal or wrong or that we have not conducted ourselves properly in the process of a rezoning which is her question. And after all, we're duly sworn to do some things here. And whether she is opposed to it or not is certainly valid points. But she has

PERSONAL APPEARANCES ContinuedSupervisor Janoski, Continued

no right to say that we have taken care of it as we have other things. We are following a procedure of law as we must and she can oppose it. She can bring in petitions and I can understand her concern. But it should not be personal. I don't own the property that the mall is proposed on. I will not make a nickel nor will any other member of this Board make a nickel out of it. We do what seems in our judgement, the right thing to do. Do not question the legality of our motives. I think that's wrong. We are proceeding and conducting ourselves as we must. Legally. And I would really take offense. This job is tough enough without somebody insinuating that we are doing something wrong. We are not. I mean you ask questions like what are your rights. I know what your rights are and I think we bend over backwards. This man speaks and is recognized on an average of 4 or 5 times at a Town Board meeting and we do that."

Bill Stillwagon, "I couldn't have said it better myself."

Supervisor Janoski, "Thank you."

Bill Stillwagon, "Ok. Getting back to little jibes. You are claiming this woman was jibing the Town Board."

Supervisor Janoski, "I'm not claiming. It's recorded on tape if you want to play it back."

Bill Stillwagon, "It's on there. Ok. It seems to be a double standard. You seem to jibe us. If we are supposed to respect you, shouldn't you respect us back? I don't like the double standard. I don't like you taking jibes at me and I don't like you telling the lady that she can't take jibes at you. How about nobody take jibes at anybody."

TAPE ENDED

Jack Webster, "On this other matter."

Supervisor Janoski, "Wait a minute. If I have to stay, you guys have to stay. We're going to make that a rule."

Jack Webster, "I want to address the Town Board and at the same time..... What I have here is a campaign that's putting out by somebody called the PAC organization. What it means I don't know. I'm addressing the Town Board but alright."

Supervisor Janoski, "I'm trying to remember what PAC stands for because I know."

Jack Webster, "I know what it....."

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PERSONAL APPEARANCES Continued

Supervisor Janoski, "Well it's not a package."

Jack Webster, "We're not sure though. We determined that probably it stands for Public Awareness...."

Supervisor Janoski, "That's it."

Jack Webster, "Public Awareness Campaign but it doesn't so state in so many words. It states in their literature but down here they put down there the PAC staff. The entire PAC staff."

Supervisor Janoski, "It is Public Awareness Campaign."

Jack Webster, "Then you are aware of this literature and you approve of it."

Supervisor Janoski, "I never said that."

Jack Webster, "If you're aware of it, why hasn't the Town Board taken any action to make a resolution to the effect that this type of literature is not proper for the Town of Riverhead."

Supervisor Janoski, "There is something called a first amendment. A subject which has come up previously and these people can in fact print that and distribute it. And if you don't like it, don't want to subscribe to it, you don't do so."

Jack Webster, "Can I interject another.... I'm perfectly aware that the supreme court no longer has given a complete consent to go along these avenues. We can not dictate morals to the public. But I still say this. Your authority as elected officials... I'm using the wrong term as far as resolution. What I propose is; that you make a statement or whatever it is to the affect that you do not take a position that is not in the best interest of the Town of Riverhead. That any merchant in the Town of Riverhead would distribute hate material. This is only hate material. It's material that's promoting that everyone should walk around with a gun in his pocket even though they say it's a joke. I don't take it as a joke. The material that comes in here has been expressed by interviews on the street. New York City policemen express the same views. And this is not so. This is not what our government consists of today. We're not going to revert back to the old western days of everybody carrying a six shooter and let's shoot it out and have a OK Corral shoot out here. We don't want this."

Supervisor Janoski, "Did you watch that on TV yesterday?"

Jack Webster, "No."

Supervisor Janoski, "I did."

Jack Webster, "I'm not even aware of that. I didn't even see it. I've been so busy lately I haven't seen a lot of things."

PERSONAL APPEARANCES Continued

Supervisor Janoski, "Well, I would tend to agree with your statement."

Jack Webster, "You mean to tell me that the Town Board could not so state and make a proclamation? You could make a proclamation by yourself but I would rather see all elected officials on that proclamation to the effect that we have a perfectly good rapport amongst... I'm trying to say to stay within..."

Supervisor Janoski, "I know what you're trying to say is that we have duly appointed law enforcement officials and it should be their job to..."

Jack Webster, "Yes. Amongst all segments of our society and we certainly want to maintain it that way. We've had a darn good record and we certainly want to maintain it that way. We've had a darn good record because I know. I've been here 32 years and the record has been fine. But I can go back before I got here and tell you a few stories but I won't because it takes up too much time. But it certainly was not that way then before 32 years ago but it's been good now and it should continue that way. For anybody to deliberately go out and promote such material, you're going to lead down the wrong road, you're going to have trouble. And I can see riots in the streets. You're promoting now and people smile and it's a big joke. It's not a joke. It's something very serious. And I was not aware that you were aware of what was going on."

Supervisor Janoski, "Let me just say that I'm not part of that. There are a lot of things...."

Jack Webster, "No. No. I didn't mean it that way. It come out the wrong way. But you did say you were aware of the material, right?" Of the organization. Do you have any information that just who it represents?"

Superviosr Janoski, "Public awareness."

Jack Webster, "Yes that but do you know who is actually the persons behind it?"

Supervisor Janoski, "Somebody who has figured out a great way to make some money."

Jack Webster, "This is true. That's the bottom line. But I think the bottom line is more than just that. If it's a case of making money, come on now. Just because a man is going to make some money and promote anarchy throughout the United States, I don't think we should go along with it."

Supervisor Janoski, "I agree with you."

Jack Webster, "Well then let's use our power to take whatever steps we can take legally and still stay within the bounds of the constitution of the United States and within the bounds of the ruling of the supreme court of the United States. That is all. Thank you very much."

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PERSONAL APPEARANCES Continued

Supervisor Janoski, "Thank you Jack. Without objection adjourned."

There being no further business on motion or vote, the meeting adjourned at 10:40 p.m.

IJP:nm

Irene J. Pendzick
Irene J. Pendzick
Town Clerk