

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead, held in the Jamesport Community Center, Jamesport, New York, on Tuesday, August 17, 1993, at 7:00 p.m.

Present:

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

Also Present:

Patricia Moore,	Town Attorney
Barbara Grattan,	Town Clerk

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

Supervisor Janoski: "Thank you gentlemen. I hope that this evening's proceedings will be instructive as you learn about American democracy in action.

I would like to take out of order Resolution 539. It's a Resolution of the Riverhead Town Board which recognizes the work performance of Oliver Miles of the Town of Riverhead.

WHEREAS, it is both fitting and proper that the Town of Riverhead recognize those who serve its citizens; and

WHEREAS, it has been brought to the attention of the Town Board by the Jamesport community that town employee Oliver Miles has performed above and beyond his duties in caring for the Jamesport Community Center thereby bringing a renewed sense of pride to the residents of Jamesport; and

WHEREAS, Oliver Miles is applauded for his efforts in the maintenance of the Jamesport Community Center;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of

Riverhead wishes to present this Resolution in appreciation of Oliver Miles to recognize his accomplishments and dedicated service to the Town of Riverhead.

IN WITNESS WHEREOF, the great Town seal of the Town of Riverhead has hereunto been set by the Riverhead Town Board this 17th day of August in the year of Our Lord, nineteen hundred and ninety-three.

May I have a motion?

Councilman Stark: "So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded. I request by acclamation."

Councilman Stark: "So moved."

Supervisor Janoski: "So ordered by acclamation. Oliver, if you would step forward with your-- ."

I am proud to present this to you on behalf of the Town Board and the people of the town of Riverhead and, of course, the community of Jamesport. And I know that you have something to say."

Oliver Miles: "First, always giving honor to God, to the officials of the town of Riverhead, Buildings and Grounds, all my good friends, those assembled here, not last and least my lovely wife. Indeed I count this a great privilege and a great honor just to be amongst you all this evening. This is a Resolution that God has blessed me with. The officials in the town of Riverhead, I don't feel that I'm really worthy of this, knowing through it all, they've worked hand in hand with me and God allowed me to receive this Resolution this evening.

By the same hands that it is given, in the same spirit I accept."

Supervisor Janoski: "May I have a motion to approve the minutes of the Regular Town Board Meeting of August 3rd?"

Councilman Prusinowski: "So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

REPORTS:

Open Bid Report

Requests for proposals from Rimland. Bid opening was on August 19, 1993. One bid was received from Riverhead Enterprises

Sewer District

Monthly report for July, 1993

CORRESPONDENCE:

Seven Letters from Residents

All favoring music at the Osborne Inn

Abraham Chathaparampil, P.E.

Thanking Mr. Gary Pendzick, Superintendent of the Riverhead Water District for a professional job well done in an emergency situation

Theodore R. Kucin

A letter informing Mr. Hudgins and the Riverhead Town Board of the many bus loads of nonresidents at the Riverhead Town Pier Avenue Beach who come onto our parking lot for a fee of \$10 for about 65 people

Philip J. Kenter, Relay Communications Center, Inc.

Writes in reference to parking spaces and unrestricted parking in the Griffing Avenue parking lot

A letter in regards to the parking situation in the Griffing Avenue parking lot and in regard to a traffic summons

Petition

Signed by 40 residents of Tuthills Lane in Aquebogue and Jamesport to bring in town water

APPLICATIONS:**Site Plan**

Little Bay Shopping Center for Garden Center, Route 25A in Wading River

Site Plan

T.J. Maxx - Roanoke Shopping Plaza, Route 58, Riverhead, New York

Site Plan

Dr. John Franzone - handicap ramp, Northern Parkway, Riverhead, New York

Supervisor Janoski: "In the minute that we have before the hour of 7:10, at which time the first Public Hearing is scheduled, I would like to point out that Miles' colleagues on the Buildings and Grounds crew are here with him on this special night. I see Charlie Brown, and I saw Danny, Peter is here and I think it's great that you guys came out to be with Miles tonight."

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

Supervisor Janoski: "Let the record show that the hour of 7:10 p.m. has arrived. The Town Clerk will please read the notice of Public Hearing."

Barbara Grattan: "I have affidavits of publishing and posting of a Public Hearing to be held at Jamesport Community Center at 7:10 p.m. on Tuesday, August 17, 1993, to hear all interested persons who wish to be heard regarding the consideration of Local Law #5 of 1993, entitled, Transfer of Development Rights."

Supervisor Janoski: "Rick, when it is 7:15, we will open up the second Hearing because they're inter-related and we will have the two of them proceed concurrently."

Richard Hanley: "Good evening, Richard Hanley, Planning Director, Town of Riverhead. Joe, I'm going to give a short presentation which

is going to include the subject of both Public Hearings-- I think it's important that I give a little history on the subject matter of both these Public Hearings tonight.

The Town Board established the Jamesport Hamlet Study Task Force and charged them with the responsibility of describing or providing to the Town Board a report for revisions to the Master Plan for Jamesport Hamlet. The last look at Jamesport was done in 1973 when the Town Board had completed a comprehensive land use plan for the entire town and since '73 there have been significant changes in land use dynamics as well as environmental regulation and the Board was proper and responsible in charging a new Hamlet Study for Jamesport.

The reasons why the Town Board did that were to provide the comprehensive planning necessary for the Town Board's responsibility to manage growth in Jamesport as well as the other Hamlets they're working on, and also there was a successful Hamlet Study in Wading River which was implemented through changes to the zoning ordinance.

So giving that success in that approach, the Task Force began its work and the first task it took on was a statement of goals and objectives for the Jamesport Hamlet. Of particular importance in terms of those goals and objectives, I think were three which relate to tonight's hearing. First that there was a goal to conserve prime soils in Jamesport Hamlet. There was a stated goal to promote the existing agricultural industry in the Hamlet, and there was a goal to maintain the Hamlet's rural character.

Subsequent to a land use study that was done, or inventory that was done by the Planning Department, it was concluded that the Hamlet Task Force submit a report to the Town Board on its policy for agricultural-- development of agricultural lands in Jamesport Hamlet. The basis for that decision was the fact that the Hamlet has a significant area of lands which are presently in agricultural production, that the Hamlet has more than 50% of the agriculturally zoned property deeded to Suffolk County through the Development Rights Program. Ostensibly those parcels are to be in agricultural production into perpetuity.

And, third, that there existed a unique opportunity to create a very large agricultural area in Jamesport, given that Suffolk County procedure on deeding. And that there was a desire to state or describe some new land use management techniques to allow that agricultural area

to exist.

So given that report, the Task Force identified a number of new land use techniques that it would like the Town Board to consider in the Jamesport Hamlet, probably the most important of those being the transfer of development rights. The Task Force did not invent this approach, as most of the people on the Board know. This TDR program was part of an exhaustive study that was done in the later 80's by several Town Boards and but for some predication on upzoning, I think that TDR would probably be in the town code today.

But that was then and this is now and the Task Force thought it important to get TDR for your consideration once more. Generally TDR has been used in many parts of the country to conserve agricultural land. The concept generally is that a development right is separable from a piece of real property, and because it is separable, it can be transferred and it can be marketed.

It differs from cluster development which is an approach that has already been used in the town of Riverhead to transfer lands in that property-- the properties involved do not have to be owned by the same individual or corporation. So it allows for a market approach for transfer.

The Jamesport Plan is designed to eventually create a core agricultural area between Sound Avenue and the Main Road. And to allow the development rights existing within that area to be transferred through a procedure at the Planning Board and the Town Board level to lands both north of Sound Avenue and south of Peconic Bay Blvd.

I think it's important to note that this Plan will not result in one single additional development right for residential property use, which is not already allowed in the zoning ordinance. It merely redistributes these development rights to other parts of the Hamlet and the thought is to more desirable areas.

In addition, the program is strictly voluntary on the part of all landowners and does not rely on an upzoning for (inaudible) areas for it to work. Joe, I'd like to take some time to go to the maps on the wall and go through-- "

Supervisor Janoski: "Why don't I take this time while you're getting there to point out that the time is 7:17 p.m. and the Town

Clerk will please read the notice of Public Hearing."

P U B L I C H E A R I N G O P E N E D : 7 : 1 7 P . M .

Barbara Grattan: "I have affidavits of publishing and posting of a Public Hearing to be held at Jamesport Community Center at 7:15 p.m. on Tuesday, August 17, 1993, to hear all interested persons who wish to be heard regarding the consideration of a local law entitled, Transfer of Development Rights Map of the Town of Riverhead."

Supervisor Janoski: "Okay, we have-- "

Rick Hanley: "Wasn't it wonderful how my presentation (inaudible) to the next Hearing?"

Councilman Stark: "I just want to excuse you-- maybe Danny can give Charlie a hand and we can get a few chairs up here up front so the people on the left could sit down if we have enough. A packed crowd here tonight. Thanks, Dan."

Rick Hanley: "I'm going to have to yell, I guess."

Supervisor Janoski: "Would you please whisper if you have to converse so that we might hear the presentation which is being made."

Rick Hanley: "The map on the wall here, I'm not sure everyone can see it as closely as I can or as well as I can, but I'll do my best to describe it to you. The intent of this Hearing is to describe a proposed map for the transfer of development rights in the Hamlet of Jamesport.

The map relies on a zoning ordinance which the Town Attorney has drafted which would give the legal basis for what I am about to describe to take place. Presently there is no ability to transfer development rights in the town of Riverhead from one piece of property to another and it's the intent of the local law to allow that to happen and to allow the marketplace to do just that.

The ordinance that was drafted by the Town Attorney relies upon legislation that the state of New York created in 1991 which gave towns the power and authority to create an ordinance to allow transfer of development rights. After that enabling legislation was written, in my mind what it did was, it made certain or it proved

beyond a shadow of a doubt that a development right itself is transferable and it's an (inaudible) real property and can be moved from one property to another. With that enabling legislation, I think it gives attorneys and developers some certainty that that is, in fact, true. And it's not just the town of Riverhead saying it on their own.

The map that's to the left of the zoning map is the TDR map, and I'll try to describe it for you, you probably can't see the colors. The proposal is that the properties north of Main Road and south of Sound Avenue that are shaded would have the ability with this ordinance, to make an application to Riverhead Planning Board to have a calculation of development rights for each parcel, each landowner could make an application for a decision by the Planning Board on the number of development rights that exist on each property.

The ordinance that the town has drafted has specifics as to how that calculation is made. Once the Planning Board has reviewed that, they will or would create certificates for each development right existing on a particular piece of property. The owner of that property could then take those certificates and do one or two things with them -- actually three. The certificates could be held and put in a safety deposit box and kept until such time as they wished to be used, or they could be immediately transferred to a parcel that is a receiving parcel on this map. The receiving properties are those properties north of Sound Avenue which is characterized mostly by the Lilco property, and a couple of properties south of the MTA right of way and north of the bullhorn.

The intent is to avoid development of these properties in the core area and to move the development rights from that to areas which we consider to be more desirable for residential development. This program and this ordinance would have a number of effects. I think one of the most important effects is that it would give property owners that have parcels or properties that have prime agricultural soils the ability to get cash through transfer to keep the fee title of the property and to use the property for agricultural purposes. That is the intent of this transfer program.

It also would allow the town to better manage growth in this area in as you can see by this map there are a number of properties that have development rights on them, which are wholly surrounded by Suffolk County properties, where the development rights have been deeded to the County.

These parcels that are in white we expect will be in agricultural forever because the County has the development rights. What we want to avoid is a situation where (inaudible) are forced to develop land for subdivision which is totally surrounded by agricultural land and I think it's pretty clear in the literature and a lot of the work that we've done, that there is a problem with the compatibility of residential development totally surrounded by agricultural land uses. It's clear that residential development is affected by agricultural practices, (inaudible) dust, noise, irrigation pumps, all those things that are part and parcel of agricultural industry have affects on residential development.

So in the main what we're attempting to do is to provide just one more mechanism to give growers in this area the ability to renew their development rights for it to avoid subdivision and to retain their agricultural properties or continue agricultural use.

The reasons why we thought about receiving areas north of Sound Avenue and south of the MTA property have to do with the desirability of these pieces for subdivision. Clearly the major property north of Sound Avenue is the Long Island Lighting Company property and when we were doing our work in the Hamlet Study, we contacted Long Island Lighting Company and it's pretty clear from at least the people I've spoken to there, that there is not an assumption that they expect to build that out with the nuclear power plant. That was once proposed in this town and it was never able to get the approvals necessary and given the Shoreham situation, we don't expect-- Long Island Lighting Company doesn't expect to use that property for nuclear power. Given that fact, it's a waterfront piece and it happens to be a beautiful piece of property and we expect that it has great potential for resort development.

What we would like to see is the development rights from these agricultural lands be shifted to encourage that resort use. We believe that the town would have a (inaudible) situation there in that they would be encouraging a use here that is a tourist destination point that would not affect the school district and simultaneously would provide for a way in which (inaudible) could keep their property (inaudible).

The second area that we're considering is south of the MTA property and north of the bullhorn and the thought there is to allow for subdivision of land with TDR such that the pattern that was

by the (inaudible) subdivision which was lots of about 25,000 square feet could be continued to the town line. Apparently that's a fairly desirable area for residential development in that it's in the (inaudible) school district and we've had some indications from local (inaudible) that that is an area that people are desirable-- or it's desirable for residential development.

The important point here is that there is no proposal to increase yields overall in the Hamlet. This is strictly a mechanism that would allow for the town to better arrange the residential growth and to redistribute populations throughout the Hamlet without having additional density. And clearly the most important parcel in the whole concept, this whole scheme, is the Long Island Lighting Company property, and given the existing zoning that's there, which is Industrial A, there is no potential at all for residential development. So this scheme would rely on the Town Board dealing with the overlay zone for the Lilco piece to allow for resort development, hotels, motels, possibly marina development on the site.

We've established through our work a balance between the number of rights that exist on these properties, agricultural that have development rights. There is a balance between these areas and the number of acres where there are receiving areas. So we believe that this is a straightforward, truthful TDR plan. It doesn't imagine anything, it's well balanced and what this Board has to consider is the merits of it relative to the overlay zones and how they would like to integrate this with other Hamlets that (inaudible) being done as far as an overall approach to the TDR.

The procedures for applications to the Planning Board are already established. The ordinance as proposed would merely add to those and allow for this to take place.

Joe, I think that's all I've got."

Supervisor Janoski: "Thank you. I would once again point out that-- I was about to say that I would just remind everyone present that both Public Hearings are open. The Public Hearing on the Local Law Transfer of Development Rights and the Public Hearing on the Local Law Establishing the Map. And I would recognize the first person who wishes to be heard. Mr. Pfeiffer."

Henry Pfeiffer: "Henry Pfeiffer, Wading River. I just have a

question or two about this procedure, the first of which is that when there's a transfer of development rights, the one who loses its development right, (inaudible), is there a law or a part of the law that stipulates that this piece that has been removed from development remains so and perpetuity and, if not, is it possible to include language in there so some subsequent Town Board or County legislation would put some specific language in there which says that only for the benefit of the general good or something of that nature?"

Supervisor Janoski: "Yeah, all right, absolutely Henry. As a matter of fact, we did do a transfer of development rights about five years ago, at least five years ago, and what we did then is something that I would like to have considered now. We turned the land over to Suffolk County Farmland Preservation Program for its management of the property so, therefore, the Town Board would not have anything to do with relaxing the restrictions that were placed on it. It would take an act of the Suffolk County legislature and even with a good thing, you know how hard that is."

Henry Pfeiffer: "Fine, thanks, that's the protection I was looking for."

Rick Hanely: "The ordinance has a provision for the Town Board requiring a conservation easement or an agricultural easement on the property that would be involved with the (inaudible). That easement could-- language could be anything the Town Board wants and, I believe that the Town Board could add language to it which would restrict future Town Boards from amending that covenant."

Patricia Moore: "In fact, there's a provision in this local law that makes it an irrevocable transfer of development rights. So that in other words, it can never be turned back to a sending area. Once it's sent the development rights, that piece of property is forever prohibited from receiving the transfer back."

Rick Hanely: "The issue about the Suffolk County development rights be considered too and we got from the Farm Bureau, (inaudible) representatives here, I doubt it, they were somewhat concerned about the County review agricultural uses and-- "

Supervisor Janoski: "The County lost, I think, touch with what its purpose was in that it was created to be a farmland preservation program and to allow farming pursuits to take place. They kind of

turned it into an open space program in which they were not allowing fences and barns and those agricultural type of things to take place. But, certainly, the answer to the question is we're going to put something in place that will protect it.

I will recognize anyone else who wishes to be heard on either one of the-- yes, ma'am. Please state your name and tell us where you're from for the record."

(unidentified) "My name is (inaudible). I'm on Herrick Road, Herricks Lane. I would like to know how many acreage are in the receiving and how many are in the giving. How many acres?"

Rick Hanely: "We've calculated that there are 1400 acres of real property within the sending area and 960 acres of real property in the receiving. So this program is designed around a transfer of one development right per acre in the sending area. Each owner within the sending area is entitled to the one development right per 43,560 square feet. The Town Board when it considers how it will overlay zone receiving area will have to, because it's not perfectly balanced in terms of number of square feet or acres, but it is balanced in terms of development rights and can be built in the receiving areas, the Lilco property would be built out in something greater than one unit per acre."

(unidentified) "What I would like to know also, is if Lilco is really interested in buying those rights, and are they interested in developing?"

Supervisor Janoski: "I don't think so, but I'll let Rick answer that."

Rick Hanley: "We had made some inquiries to Long Island Lighting Company when we were doing this. In fact, I got an unsolicited phone call from a real estate person from Smithtown who wanted to know what was happening in the Town of Riverhead relative to the property. And he came out and he's done an appraisal and I can't say unequivocally that Long Island Lighting Company wants to excess that property, but I spoke with the Director of Real Estate there and there's no question that they don't expect to build it out for nuclear power plant. So, I guess it's up in the air really what Long Island Lighting Company wants to do with that piece. The important thing to keep in mind I think at this point is that presently it's zoned Industrial A, and at this

point, Long Island Lighting Company could dispose of that property to anybody else and that anybody else could, in fact, build out anything or any use that's listed as permitted in the Industrial A zoning use district. So we had a concern about the existing zoning. Obviously it was proper zoning for Long Island Lighting Company for their power plants, but it might not be appropriate for another owner. So that is not clear as to what the behavior of the Long Island Lighting Company will be but our thoughts are that if Long Island Lighting Company is determined to make a profit and they're going to sit with a piece of property for years and years and years waiting for cold water fusion to take place, then they might want to think about developing the piece and making a profit on it."

Supervisor Janoski: "I recognize anyone else who wishes to address the Board on the two local laws. Sherri."

Sherri Johnson: "Good evening, ladies and gentlemen of the Board. My name is Sherri Johnson and I'm here tonight representing the North Fork Environmental Council. I would like to say that I was pleased to hear that Rick acknowledged all the previous work that has been done for parkland preservation as well as the work that's been done as a result of the Jamesport Task Force. NFEC did have the opportunity to be involved in the earlier work in the 1980's. We participated rather actively but this was our first opportunity to review the new program. So I hope that the comments that we make will be taken back to the Committee for consideration."

I'd also like to say, or at least maybe throw out the concept that perhaps as several of us at the NFEC are involved in the other Hamlet Task Forces that are ongoing at this time also, that perhaps the Town Board might consider bringing all the Hamlet Task Forces together in some form, so that they can work on concepts such as this that they are developing individually to be applied across the Town on a broader scale. We think that it provides a better scope in planning and makes more sense that if we can implement some of these ideas that are coming out of the Task Force at once across the town. Having said that, I'd like to make my statement on the TDR program."

While the North Fork Environmental Council supports the concept of the transfer of development rights and it has encouraged implementing such a program in this town for many years, we feel that in order to gain the most benefit from a TDR program, it must be adopted on a town wide basis and incorporate other techniques to save farmland at

the same time.

A TDR program, by itself will not save farmland any more than an across the board upzoning will. A serious plan for preserving farmland should include allowing uses on farms that increase economic opportunities and tax-- that increase economic opportunities for the farmers and includes tax incentives. It must also look at preserving rural character by limiting the overall population of the town.

We don't feel that there is a need for a pilot program. TDR's have already been used for two projects in the town, the Henry Lee Project and the Racquet Club. With more work on a proposed program to incorporate the entire town and add other necessary components that will enhance the program's chances of success, there is no reason to limit the TDR Program to Jamesport.

The Jamesport Hamlet Study TDR map, as drafted, does not give us flexibility. Sending and receiving areas must be designated for the entire town in order to better direct development to places that can adequately handle increased densities. The ability to convert some of the residential rights to another zoning value that could be used in the commercial or industrial districts, or in re-development projects are opportunities that don't exist in Jamesport.

Further, the NFEC feels that the map has several serious flaws. In designating the receiving zones several important factors were either not considered or ignored. The formula for a successful TDR program was not followed and the criteria in the proposed law for designating receiving areas is not met.

Experts have found that a TDR program has a much greater rate of success when the following issues are taken into consideration:

1. The receiving districts must be well sited for immediate development.
2. You must be able to assure developers that they will be able to build the higher densities.
3. TDR should be mandatory on land designated to be preserved.
4. Is there a market demand for the type of development that can be accommodated in the receiving area?

There's already one strike against this program because of the choice to operate on a voluntary basis. But I don't believe that this map delivers on the other three points either.

The Lilco property which is almost 90% of the total receiving area is simply not available, and may never be as it is on several acquisition lists. There is a very strong feeling that the site should be set aside for recreational uses including increased public access to the Sound. The NFEC agrees with that sentiment.

Both receiving zones are in coastal areas designated under the National Estuary Program and covered by, or shortly to be covered by, comprehensive conservation and management plans. High density development for these areas is not likely to be listed as a recommendation of either program. Therefore, you cannot guarantee that other agencies will accept higher densities in the proposed receiving areas.

As for market demand, currently the residential market is flooded with both new and older homes that are waiting to be sold.

Further, the proposed sites do not even meet the criteria within the proposed law for determining receiving areas. Adequate transportation on Sound Avenue and the Boulevard? There's no public transportation on either and they are both at capacity for handling existing traffic. It makes no sense to increase development in the areas that are the farthest from the infrastructure already in place -- schools, retail centers and bus routes. And, because of the two sites' environmentally sensitive coastal locations, within National Estuary study areas, there is likely to be significant environmentally damaging consequences from increasing the intensity of development.

Other problems with the proposed receiving areas are -- the area west of Laurel Lane is divided between two school districts. So not only is it in the farthest possible point from the Riverhead Schools, but half the area is in the Laurel School District which cannot handle any additional growth without being forced to expand.

While we support preserving farmland and want to see a TDR program implemented, we do not support sacrificing the entire Jamesport coast to do so. We urge you to instead work on adopting a town wide program and map that moves the receiving areas closer to existing infrastructure and allows the flexibility of converting some of the residential units to other uses. We regret that we cannot support the

the Jamesport TDR map or the TDR draft legislation at this time, but we feel that they are both incomplete and should not be adopted.

We've waited over seven years for a TDR program, surely we can wait a little longer for all the Hamlet studies to be completed so that the kind of program that can be implemented will not only save farmland, but will also be less harmful to our coastal resources, help save tax dollars, and will preserve our rural character.

Thank you."

Councilman Creighton: "I'd just like to respond before Rick does to some of the technical questions, to one or two of the general issues that were raised. The-- at least the director of the North Fork Environmental Council has seen this product before it actually came out of the Task Force, had an opportunity to come sit down with the Task Force and provide detailed questioning and discussion on the subject. So the suggestion that this is the first time the North Fork Environmental Council has had an opportunity to see this, is not completely accurate, Sherri.

Secondly, I would just comment that it was in 1989 that a Task Force set up by the Supervisor recommended that Riverhead adopt not only a TDR program implementing the state enabling legislation, but also that we go into a pilot program so we could learn from it. So the idea of doing a pilot project in Jamesport because we seem to be -- we have I think the largest percentage interest in agricultural lands here in Jamesport compared to the other Hamlets, is not just, you know, a creation of the Task Force, but is something that was suggested years ago and it is entirely possible for us to continue to try to perfect this and it will be another seven years before we have such program in effect. And I think that the clause, if they are such, are hardly sufficient for us to continue postponing. At least getting the code on the book so that when opportunity presents itself and from time to time we do get inquiries from people who would like to get involved in a TDR program. In fact, one grower in Jamesport came in and said I would like to offer up my development rights so I don't have to go out of farming, or run the risk of losing my equity. And he was told we didn't have a program in effect, so he went and subdivided his land.

It's that kind of thing that we would like to have something on the book so that people who want to participate can begin to do so,

and we can begin to learn from the process. This map is by no means a lifelong map, it's merely the first map and the code provides that the Board can modify it from time to time. In fact, we would encourage growers and other landowners who want to participate either in a receiving or sending area petition the Board to modify the map from time to time. And we certainly encourage the other Hamlet Studies to produce their portion of the Riverhead map for sending and receiving areas and we look forward to the inclusion of things like commercial areas in receiving areas so we won't go strictly from transferring development rights from one piece of open land to another piece of open land but, in fact, will transfer to-- for example, downtown Riverhead for elevation variances and that sort of thing.

So while we don't claim that this is the end all and be all, that we have a perfect program or a perfect map, we do believe that the effort that went into this over a period of two years, involving all spectrums of the local community and here in Jamesport with a great deal of debate, a great deal of agony, a great deal of research, that we really should go forward and take this first step, and recognizing that we can modify it or add to it as we go down the road and, hopefully, it won't be another four to seven years before we-- to get to that point.

Rick, if you would like to address some of the technical questions."

Rick Hanley: "I guess the first comment that was made by Sherri involved the voluntary nature of this program. If we're going to cite literature, we should cite literature. I mean there's no question that (inaudible) articles will discuss that a voluntary TDR program is much more successful than one which is forced down people's throats. We struggled with that issue from the beginning. If you recall, the first time around on this issue, the Town Board was dealing with a mandatory program and that was a mandatory program that involved an upzoning of land.

I'm not sure if the suggestion is that by not providing for a voluntary program, but by having a mandatory program, are we suggesting an upzoning. That's a question I have.

Secondly, we have a problem in this town in that the Jamesport site, though it's zoned industrial, if one inspects the master plan of the town, will find that it's proposed for high density residential. Now, whether the National Estuary Program ever gets off the dime and

finishes its work over the next three years or it doesn't, is immaterial. That master plan says high density residential and my concern as the Planning Director is that if, in fact, there is a decision by Long Island Lighting Company to abandon any use of that property for power generation, that another property owner could compel the Town Board to allow, authorize a multi-family or high density residential use on that piece given its master plan.

I think the master plan is (inaudible) in that regard and I think that it's appropriate that this Town Board recognizes that property has some development value and potential and if it can be built out in a resort area with relying on transfer of development, then I think that's appropriate.

In terms of the sites that are proposed for receiving not having adequate infrastructure, I would point Sherri and the North Fork Council to the generic impact statement that the Planning Board administered in 1989 and the findings statement that it issued and there is great relevance in that document to just those very facts. Sound Avenue was looked at and there were studies done relative to traffic and relative to intersection improvements that would allow use of that corridor.

We don't know what (inaudible) or the Estuary Program is going to say about these properties. I don't know that we can wait for that. At this point, the area north of the Boulevard that we propose for receiving has municipal water supply and is in a district where the Health Department would allow maximum two units per acre. I'm not suggesting that it be two units per acre, but certainly the pattern of development there would allow for lots smaller than 40,000 square feet.

That's my response to the questions that were issued. And certainly a town wide program is going to give more opportunities to this Board for transfer than the Hamlet. We were constrained in that when we were dealing with the Hamlet only. And as the other Hamlet studies consider transfer, I'm sure that there will be some integration between all of them."

Supervisor Janoski: "Thank you, Rick."

Bob Gammin: "My name is Bob Gammin and I'm sure the Board is going to be elated about the fact that now you're going to have another

organization to deal with. We're a relatively new organization; we're known as the Aquebogue Jamesport Laurel Businessperson's Association. Even though we've only been in existence for about a year, we have already 55 very active participants in the form of businesses, that are in those three Hamlets. And of all the organizations which have been numerous that I've been a party to, I can in all good conscience say that I'm very proud to be part of this organization because they are all equal participants.

And so many of the organizations that I've been a party, or have been part of, usually it's a few selective people who do all the work or supply all the ideas. That is not the case with this organization. So on behalf of that organization, I would propose that the Town Board please keep us informed and anything that we can do to enter into or help the Town Board in any way, we will be more than happy to do it. And I don't mean that in an adversarial way either. I mean it in a friendly way.

I know it's very tough where you people are sitting because I've sat there a few times myself, not on a Town Board but in other capacities, and we would like to be part of the process when it comes to the decision making process because we are all very much involved, not only emotionally, spiritually, but in a financial sense. We have deep roots and deep commitments in this town so, therefore, we're not in a position to cut and run. And none of us are that type anyway.

One thing I think that needs to be clarified for the record, though I know the answer to it, I don't know if everybody in the audience does know the answer to it. I think it's imperative for you to make clear where the money is going to come from as far as the TDR's are concerned, because right away people become paranoid when they think that the taxpayer is going to have to foot the bill. That's one issue that I think should be addressed and mentioned by this gentleman in the back so the people are aware of where the money is going to come from to fund this particular entity."

Councilman Prusinowski: "Private enterprise."

Bob Gammin: "Private enterprise, okay. So with that, I thank you for your consideration. And anything that we can do, we'll be more than happy to do it."

Supervisor Janoski: "Is there anyone else present wishing to

address the Town Board on the matter of these two local laws dealing with transfer of development rights? I see a hand, I think I know who the hand is attached to, but nevertheless, I will recognize Mr. Schmelzer.

You must come up here, George. We want you to share what you have to say."

George Schmelzer: "I hear much said about one acre zoning. Maybe I could get a raise of hands-- Town Board members, any of you live on a house lot of one acre or more? How about you?"

Councilman Prusinowski: "Three-quarters of an acre.

George Schmelzer: "Yeah, see, hypocrites again. Most of you don't live on an acre, but wants somebody else to. That's typical. So speaking of farmland, it should only be farmers themselves decide what to do with it. If our schools weren't organized and the School Board, that the schools are run for the benefit of the teachers and the administrators, and the Town is run for the benefit of its employees, we wouldn't have these damn high taxes and farmers could stay in business. That's the kind of people you have in Albany, some of your friends, I think. Aren't they, Joe?"

Supervisor Janoski: "I have no friends in Albany, anymore."

George Schmelzer: "Well, that's good. Congratulations. In the federal constitution it says that the president must be a natural born American. I suggest we have a law in town that all town employees including Town Board members and teachers and the school administrators should have at least eight years of schooling in the town itself. So you wouldn't have any people in the outside. You don't want outsiders moving in, so that's one way to do it."

Councilman Prusinowski: "I qualify."

George Schmelzer: "I know you do. But Joe would be exempt because he's in already, like Truman was exempt on the second amendment law. You're exempt, too, because you're in already. So don't--."

Councilman Prusinowski: "George, we're not doing upzoning here tonight."

George Schmelzer: "Huh?"

Councilman Prusinowski: "There is no upzoning here tonight. There is no upzoning proposal."

George Schmelzer: "What's worse. It's just like you call the Lenin Plan. Lenin in 1917 or 18 in Russia they did it quick. You're doing it a little slower, see. Confiscating everybody's land rights, TDR's now."

Councilman Prusinowski: "Voluntary."

George Schmelzer: (inaudible) -- zoning, started off small, it's health, welfare and morals. (inaudible) But then you can take a so called TDR's and take them away and move them to another area like a sardine can. That's okay. So you want to save the farms? Tell these environmental hypocrites go and buy each one, buy a farm themselves and run it. (inaudible) They all know that. Tell that to Sherri, too. How about it, Sherri? Put some of your-- "

Supervisor Janoski: "George, what is your position? Are you for or against the proposed-- ?"

George Schmelzer: "I'll give you one guess."

Supervisor Janoski: "Thank you, George."

George Schmelzer: "You're welcome. I'm not done yet. You did the same thing to the duck farms. There's a duck farm for polluting the water. Well, we had good fishing even in the Peconic River in Calverton, the fisherman (inaudible) around the duck farms. Now we have less crabs. I'm crabbing about that because there's less crabs, there's less lobster and less fish. And the ducks, so called duck waste, provided food for the fish. If you don't believe that, look at an old federal bulletin, USDA, How to Start a Fish Pond. You dig out the pond so you got water in it, of course, there's nothing for the fish to eat so they advise dump a load of manure in, well, then you start the life cycle going with bugs and everything and then the fish will grow. I think I got a copy home of that old bulletin. It's not available now, but that's the truth."

Councilman Stark: "Thank you, George."

Councilman Prusinowski: "Thank you, George."

Supervisor Janoski: "Thank you, George."

George Schmelzer: "When is this going to stop? Taking people's rights away?"

Councilman Prusinowski: "This is voluntary."

Supervisor Janoski: "George, I don't think you understand the proposal entirely but anyhow, I thank you for your comments."

George Schmelzer: "You do? I thank you if you'd stop all this damn nonsense. It's-- to me it doesn't make sense. You-- like Shoreham. All the politicians clapping in praise of Shoreham when it was proposed; when it was done, they said, don't open it. We got to pay for that. And it's the same down the line."

Councilman Prusinowski: "Thank you, George."

Supervisor Janoski: "Thank you, George."

George Schmelzer: "Yeah, okay. Is that a true smile or just a face you put on?"

Supervisor Janoski: "George, everybody knows that Roy Rogers had Gabby Hayes, and I got you."

Councilman Stark: "I want to remind the folks that this act goes on the first and third Tuesday of every month with the exception of the road trips, when you take your act on the road to Wading River and here. So, if they really want to see the regular act show, come on out."

George Schmelzer: "Okay, and you'll prepare yourself, Joe, and Roy Rogers?"

Supervisor Janoski: "No, I'm comparing you with Gabby Hayes. Thank you, George."

George Schmelzer: "Roy Rogers has a restaurant business, I don't."

Supervisor Janoski: "Thank you, George."

George Schmelzer: "Okay, you're very welcome, Joe."

Supervisor Janoski: "Come back and see us again sometime."

George Schmelzer: "You mean at this meeting?"

Supervisor Janoski: "We meet every other Tuesday at 7:00."

George Schmelzer: "You mean I can come back for a second round this evening?"

Supervisor Janoski: "Thank you, George."

George Schmelzer: "Thank you."

Supervisor Janoski: "I see you. Yes, ma'am."

Dr. Barbara Kimmel: "Hi, I'm Dr. Kimmel and I live in Jamesport on Center Street. And I may be totally out of line asking you this question, but would under these changes, Lebanon Chemicals donation of land be included in it to the town?"

Councilman Prusinowski: "No, it's not part of this."

Dr. Barbara Kimmel: "It's not part of this?"

Councilman Prusinowski: "It could be a receiving area."

Dr. Barbara Kimmel: "That's what I was concerned with."

Councilman Prusinowski: "It could be designated."

Dr. Barbara Kimmel: "If you do receive the land from Lebanon Chemicals-- "

Councilman Prusinowski: "But it's not-- I don't think it's on the map right now as a receiving area."

Dr. Barbara Kimmel: "But it is being-- "

Councilman Creighton: "The Lebanon Chemical by Railroad Avenue?"

Dr. Barbara Kimmel: "That's correct."

Councilman Creighton: "Yeah, no, that's not within the receiving area on this current map."

Dr. Barbara Kimmel: "But it would be in the confines of this law that you're adjusting?"

Councilman Creighton: "The code would apply to the entire town, but you can't do it unless it's actually mapped, there's a receiving area or a sending area. And the map has to be formally changed by the Town Board and by virtue of a Public Hearing, and an act of the Town Board."

Dr. Barbara Kimmel: "How far are you into negotiations with the company?"

Councilman Prusinowski: "We're not."

Councilman Creighton: "We're not in negotiations with the company. We've looked at the property. I believe an environmental evaluation was conducted on it to determine what we might be inheriting if we accepted it as a gift."

Councilman Stark: "You're wrong there. We were talking to the Bushwick property. Not the Lebanon Chemical."

Councilman Creighton: "That's right, okay."

Dr. Barbara Kimmel: "However, contains the chemicals-- "

Councilman Stark: "You're talking the Bushwick property which is probably about three-quarters of an acre."

Supervisor Janoski: "Ma'am, if I could get us back on the subject of the hearing. I don't quite understand what it is that you're trying to say, but the hearing is on these two local laws and you're talking about a parcel of property that may or may not be donated to the town."

Dr. Barbara Kimmel: "Well, if you pass this law, would this be under it? Could a company donate land and you receive it?"

Councilman Creighton: "No. Not the way the law is presented at this time. The map would have to be changed by another Public Hearing and another map."

Councilman Stark: "There is a process within this that could bring it back to Public Hearing. Without objection, the Town Board could then readjust the map, am I not correct? So, yes, in a sense, it can be done under this local law, but in a sense it's not covered right specifically now according to the map. There are two sections that we're debating or discussing here tonight. But it can happen."

Dr. Barbara Kimmel: "Okay. My concern is this. If this is a long term process and you are now looking at this land, be it a third of an acre, a quarter of an acre. I would like to know who is going to clean up the chemicals on that property when you receive it, if you do receive it?"

Councilman Prusinowski: "Ma'am, you're talking about there was an offer from the Bushwick property for possibly donating a piece of property to the town of Riverhead. It has nothing to do with this Public Hearing, this proposal. It has nothing to do with TDR. This parcel, believe me, I've been doing this for seven or eight years on TDR. This property is not qualified for a receiving area TDR's. However, anybody in the town of Riverhead can come up to the Town Board and say, I want to donate 10 acres to you. I want to give you something. Or somebody wants to give you something for nothing, check it out. The Town Board authorized an environmental review of the property to check out your question. If it's a toxic waste dump, the taxpayers are not going to pay for it. That's your question. Or at least, I'm not going to vote for the taxpayers to pay for that. The previous property owner will have to pay for that."

Dr. Barbara Kimmel: "Well, the school district where I teach, accepted land from the federal government, and we had to spend three million cleaning up their toxic dump."

Councilman Prusinowski: "I'm sure, right."

Dr. Barbara Kimmel: "So I wanted to make sure that it wasn't going to happen here. Thank you."

Supervisor Janoski: "Why didn't you just ask us?"

Dr. Barbara Kimmel: "Because I just rolled into town, Joe."

Supervisor Janoski: "Oh, okay. Is there anyone else present wishing to address the Town Board on the subject of two local laws

dealing with transfer of development rights? Bill."

Bill Talmage: "Brief statement. I couldn't let an opportunity go by and not talk about TDR's and upzones."

Councilman Prusinowski: "TDR wars?"

Bill Talmage: "Yeah, you got it. Bill Talmage, from Baiting Hollow. I support what you're doing here, the Jamesport Hamlet Study with TDR's in it. I think it's a good idea. I don't think that it's the end all solution. I think it's a step in the right direction. I believe the universe of Jamesport is too small to really, really make it work, but I'm pleased to see that you don't have upzonings in here because harkening back to the great upzone wars in the late 80's, had we done what some people were suggesting, 10 acre zoning on some of the farmland, we would have had a disaster when the crash occurred.

We were told back then that the farmers would be able to recover the value that they lost for the upzoning by selling TDR's, and as we know nothing happened that would have been a receiver of TDR's so the farmers would have been wiped out by the upzone, wiped out by the crash of real estate values, and not been able to sell any TDR's. So thank God that was stopped back then and I think hindsight is 20-20, but we ought to keep that very closely in mind as we plan to start up and go forward again, what can happen. And Riverhead would be a much, much different place today.

As the people were saying, Riverhead was going to develop overnight if we didn't upzone. I mean, we didn't upzone, it didn't develop overnight. The farmers are still in business, not doing well, but they're still in business. And, again, I caution you to be very, very careful with the savings and the collateral base that the farmers use to finance their operations. Thanks."

Councilman Stark: "How much rain did we get last night?"

Bill Talmage: "I don't know. In the greenhouse business we don't need to measure it any more."

Councilman Stark: "That's true. That is true."

Supervisor Janoski: "Is there anyone else wishing to address the Town Board on the matter of this proposal? Who is that? Bill Welsh."

Bill Welsh: "I'm Bill Welsh from Jamesport, and I'm a member of the Jamesport Hamlet Study Task Force. And I'd just like to give my support to the effort that we made in this. Grant it, it's not, you know, the ultimate. There are problems, but it's certainly a beginning. And time, I think, is working against us at this point. It also is a clear commitment by the town to agriculture as an industry, an industry that lives and breathes and continues to grow.

So within that context, I believe it would not be within the best interests of the town to let this lie for awhile and continue to resolve some of the questions we have. I think our future is ultimately involved with this, and the effort that we put into it was a clear effort and an honest effort and I think I speak for most of the members of the Task Force in asking that you implement this change in code and the specific Jamesport development proposal itself. Thank you."

Supervisor Janoski: "Is there anyone else present wishing to address the Board? That being the case, and without-- yes, sir?"

Bill Hoffman: "I'm Bill Hoffman. I live on Peconic Bay Blvd. I have two questions. One of them is well, would wetlands be affected by this? In other words there are certain areas along Peconic Avenue that are part of the wetlands, particularly there's one right opposite Fairhaven where I live."

Supervisor Janoski: "Yes, Bill, I understand. Now what's the second question?"

Bill Hoffman: "The second question is what effect would the law --eminent domain or something like that, to come up and change all of this in years to come? I'm thinking particularly of the Lilco property which we talk about we don't know what's going to happen particularly. Can the state overrule this? I guess that's it."

Supervisor Janoski: "The state can do almost anything they want obviously."

Bill Hoffman: "A letter for our attorney to answer. That's all."

Supervisor Janoski: "Thank you. Did you hear the two questions?"

Rick Hanley: "I heard the first one, you're going to have to help me with the second one."

Supervisor Janoski: "The second one was, what will happen in the future and can the state overrule us? What guarantees do we have that some future Town Board might not undo all of this."

Rick Hanley: "The first question, wetlands. This program procedure would rely on existing subdivision regs. Those regulations are fairly clear that owners of real property are not given development credits for wetland areas, so if the wetland is on a sending area, there would be a removal of that wetland area from the calculation so there would be no additional development, couldn't happen on the subdivision."

Councilman Stark: "You are deducting that?"

Rick Hanley: "That would be deducted. Wetlands on receiving (inaudible) receiving areas would be subject to SEQRA and I think that what this Board would have to do is set back from wetland areas in the process on your overlay and on your special permit approvals. This is all designed around special permit of the Town Board."

The state of New York gave us a gift, they gave us the gift of planning and zoning. That was something they retained at one time and they gave it to their child."

Supervisor Janoski: "It seems to me they're trying to take it back."

Rick Hanley: "They're not going to take it back."

Councilman Stark: "They have already."

Rick Hanley: "They're trying."

Supervisor Janoski: "The question about the future?"

Rick Hanley: "I think that what we have to be careful in is how we covenant agricultural areas after sending; how strong that covenant is. I think that this-- at least the members of this Board that went through the last go round on this, are well aware of it and sensitive to it. And without some very strong language in the covenants of what the gentleman suggested is a possibility. But I think that's purely in the power of the Town Board when they write the covenant language to cover that."

Supervisor Janoski: "Specifically about the question about Jamesport. Suppose that we adopted this plan and the state of New York wanted a power plant to be built there. Could the state of New York overrule everything we've done?"

Rick Hanley: "The case being if the state owned the property?"

Supervisor Janoski: "No."

Rick Hanley: "You're talking about state licenses?"

(unidentified) "Just like they built the Thruway."

Rick Hanley: "The state of New York has the power of eminent domain; the town of Riverhead has the power of eminent domain. I think probably what the best way to stop that situation is to get some development on the site and if this process can do that quickly, or more quickly than not having it on the town code, then I think that that potential is lessened, because as development occurs, it's more difficult for the state to acquire because it costs them more money. And I think they wouldn't want people."

Supervisor Janoski: "Thank you, Rick. Does that answer your question, Bill?"

Bill Hoffman: "Vaguely."

Supervisor Janoski: "Well, we'll have to have you down sometime and you can sit and talk with Rick. Is there anyone else present wishing to address the Town Board on the matter of these two local laws? That being the case, and without objection, I declare the Hearing to be closed."

P U B L I C H E A R I N G C L O S E D: 8:15 p.m.

P U B L I C H E A R I N G O P E N E D: 8:15 p.m.

Supervisor Janoski: "Let the record show that the hour of 8:15 p.m. has arrived. The Town Clerk will please read the Notice of Public Hearing, and the Town Attorney will please explain it."

Barbara Grattan: "I have affidavits of publishing and posting

of a Public Hearing to be held at Jamesport Community Center at 7:20 p.m. on Tuesday, August 17, 1993, to hear all interested persons who wish to be heard regarding the consideration of the adoption of the amendment to the Town Code Sec. 101.38- Conditions for Eligibility and Sec. 101.43- Privileges Accompanying the Permit."

Patricia Moore: "Well, the language isn't very simple, it's really a simple concept. The state of New York has adopted regulations on if you want a handicap sticker, you no longer have to-- you don't have to be a resident in the town and go to that Town Clerk and get that Town's sticker. They've made it uniform so that wherever you are in the state of New York, you can go to whomever issues those stickers and if you prove that you are a disabled person, you will get a sticker. It's as simple as that."

Supervisor Janoski: "Is there any comment on that proposed change? That being the case, without objection, I declare the Hearing to be closed."

P U B L I C H E A R I N G C L O S E D: 8:16 p.m.

Supervisor Janoski: "You missed it by that much, George. I will -- before we take up the Resolutions, invite any comment on any matter. That being the case we will take up the Resolutions."

Councilman Stark: "Steve Haizlip."

Supervisor Janoski: "Oh, Steve, I'm sorry. I didn't hear you."

Steve Haizlip: "Are you offering me the opportunity to speak?"

Supervisor Janoski: "Yes, Steve."

Steve Haizlip: "Steve Haizlip of Calverton. On the last Town Board meeting I was absent, I guess that you noticed. There was three things to be accomplished, one I had to take my grandson home, number two, I had to go for a heart tune-up to the doctor down there, which is out of the high district and as Dr. Siegel once wrote in one of the local papers here, and he's only a foot doctor, now mind you, that they're all allow a gracious living. Well, it happened that my doctor down there, in Central Virginia, he's not situated to all these laws and books. So he doesn't go to that gracious living. So my tune-up

was a little expensive. Little less expensive. So now the third item, since I'm always at my daughter's house, I celebrated my 71 years of young that day."

Councilman Prusinowski: "Congratulations."

Steve Haizlip: "Thanks everybody. Now, we'll get down to the problems that I want to discuss. On Route 58, I know you've been going back and forth, Joe, 'cause you live in Wading River, and I think you've seen the two hump camel bump has been taken out and the one hump camel bump has been taken out. So I guess by coming to the Town Board and being able to get on the television, I guess Mr. Gaffney has probably heard me and seen me and wondered what I'm going to come up with tonight."

Supervisor Janoski: "Well, if that's the case, Steve, would you sit here and I could stand there? I'm sorry."

Steve Haizlip: "You need a little recognition, too. Well, they done about a 70% job. The bumps and the potmarks are still there, which needs smoothing out. So, Mr. Gaffney, if you pick me up and send your crew over and let's do that, then we'll have a perfect job."

All right. Now, if you had in mind that I'd probably bring up Joe Turner's name tonight, you're right. I'm going to bring it up. And I've even got documentation here. If I run out of five minutes, Joe, please let me know."

Supervisor Janoski: "Go right ahead. I was just thinking about the hospital--"

Steve Haizlip: "Oh, hey, look, reprisal comes from speaking out, then I'll have to be reprised. The constitution says that I have a right to speak and you say that tonight."

Supervisor Janoski: "Absolutely."

Steve Haizlip: "Right. But it doesn't guarantee me against reprisal. We all know that. Now, at the Wading River Meeting, I brought up his name and I said I'll have to blast him again with another letter, which I did. So this time, he come back with a letter and was still using that double A 28 document interpreting to suit his own intermediate needs and twisting and phrasing words of his terminology."

And he even went one step farther. He sent a letter to the insurance company up in Albany, saying I'm a bad boy, you know, because I'm speaking out about this. Well, just to let you know that when the printed word is on a document, it's the printed word and you can't change it to suit your own intermediate needs, which he's trying to do, or has been doing.

Now, I've got right here in my hand a rejection notice from Travelers Insurance, which the company covers us as being a retiree, and any Grumman retirees in here, this is for their benefit as well. An assignment of Medicare benefits was accepted and, therefore, the provider agreed to accept the amount approved by Medicare as the total charge for the service. They don't want to own up to this and they're trying to say it means-- it don't mean anything other than the written word, and they're trying to deny it and they won't own up to a published statement, and that's what it boils down to.

Okay, now, we want to get to Route 25 and Edwards Avenue on the northeast corner."

Councilman Prusinowski: "I got Charlie looking into that. I talked to him about it. Plus we have a drainage plan up the road from there. We're taking a look at it."

Steve Haizlip: "I ran into him the other day in the Town Hall and I also spoke to him. But the point I want to emphasize, a car turned-- I see it with my own eyes. A car turned off that road today and was going north on Edwards Avenue, and that fellow must have a twisted front end by now. It really did a hop up in the air and a twist on that car."

Councilman Prusinowski: "There's going to be some road work done on that road."

Steve Haizlip: "All right. As a state trooper once said at an investigation of an accident, could the accident have been avoided? All right. In this particular case, I don't want to fight about jurisdiction, the state or the town. Could this problem be solved so we don't get people's cars damaged over that? All right."

Another problem that has cropped up. Joey says you have no friends up in Albany. Neither have I. The insurance I got on my car the other day and pick-up, right from Mr. Lupton Luce across the street.

So I see at the top \$2.00 surcharge. Holy mackeral, what's this? So I called up Dawn Miller and I say, What's this \$2.00 surcharge? Oh well, the Superintendent of Insurance has acted a dollar per each car commencing with this year to investigate fraud. I said, Holy mackeral! Where they been so long? Investigate fraud. I know (inaudible) has been taking them over for years. And (inaudible) the books, and they couldn't catch him then, and I think they've got some investigators that couldn't even find a Jewish person in Israel.

Now, this is my last problem."

Supervisor Janoski: "Steve, when you miss a meeting, it doesn't entitle to a double helping at the next meeting."

Steve Haizlip: "Joe, I said if you think I-- "

Supervisor Janoski: "You go right ahead. I just wanted to make that point."

Steve Haizlip: "Well, I'm not-- "

Supervisor Janoski: "'Cause you only save it for the next meeting. Let's have it now."

Steve Haizlip: "I've always said, if the five minutes is up, I'll sit down and I'll ask for five minutes later."

Supervisor Janoski: "That's okay."

Steve Haizlip: "All right. Joe, as you know and every member of this Town Board, there's been a beautiful golf course been built in the back of the house. But what is happening is a lot of the animals they're ending up with no place to live and to get food. So they've been coming up, bothering the garbage cans. So I been securing them. But now I put the garbage out last Tuesday a week ago, I had to put a rope across the top, but I made an easy slip knot. It could be pulled and the lid lifted so the animals wouldn't go after the garbage. The garbage truck come by, that annoyed him, and he took my whole garbage can away. Threw it right on the truck. So I talking to Vic now, Vic is enjoying it, so I'll wait. I want him to give these guys a call. I gave them two calls, last Tuesday and today. I said, Where's my garbage pail? So they said, I'll get back to you. They haven't got back to me."

Councilman Prusinowski: "Well, we have the garbage pail. It's probably at the landfill, so he doesn't have it anymore."

Steve Haizlip: "But that didn't entitle him to pick it up because I'm taking precaution that the animals don't put this waste all over the road. All right."

Now, if I'm found in a pond wearing cement shoes, Vic, check on (inaudible)."

Supervisor Janoski: "Thank you, Steve. Is there anyone else who wishes to address the Board? That being the case, we'll take up the Resolutions."

Sam Sadove: "I am here. I understand this is an opportunity to speak about Community issues?"

Supervisor Janoski: "Yes."

Sam Sadove: "Is that correct? Okay. I have a very short one that I'll let someone else give details if you'd like it. The only reason-- "

Councilman Prusinowski: "Sam, please state your name for the record and where you live."

Sam Sadove: "Okay. Sam Sadove, 4th Street in Jamesport, South Jamesport. There is a problem we've had in the South Jamesport community periodically with appearances of properties and damage to public property and one of the areas that's a concern to us is a public road listed as Third Street. It does have a short extension that is a gravel, dirt area, but on USGS maps, on tiger file maps, on town maps, it is a public road. It has been dug out, destroyed, and there's been an indication recently of an attempt to put a fence across that road. We would just like to bring it to the town's attention. There's an individual here that can provide you more information from the community. Bruce, if you'd like to ask him. We'd like to bring it to your attention just so that something stupid doesn't get built at midnight and we all wake up to a problem at 9:00 a.m."

Supervisor Janoski: "Anybody who has been on the Town Board for any length of time is very familiar with this problem."

Patricia Moore: "We have it under control."

Councilman Prusinowski: "Right, actually, okay, I'm sorry. Some of the neighbors in the property who live on that road, which is a town road, which was adopted in the 1940's, brought it to our attention. What Joe is referring to, this has been an ongoing saga. Another property owner who periodically visits us through Town Hall, but these and I can't remember the name of the-- I don't know if they-- "

Sam Sadove: "I can give it to you, but it's not-- "

Councilman Prusinowski: "I know that person, I mean the other-- the two nice ladies that came in and spoke to us. Well, anyhow, we have done the title search, it is a town road, everybody has been written to that has inquired. The Town Superintendent will maintain that road. There will be no fence put on the town property. It will not be paved in the near future, Sam, but it will be maintained for emergency vehicles and it will be designated-- will be treated as a town road. So anybody that's going to try to build something, put a fence on it, we have the survey, it will not happen."

Sam Sadove: "The only thing I would say as a personal experience and I appreciate that 'cause I'm well aware of that, is please advise the police department that. Because I made a complaint one time when my son was six years old, went to go through there and had a car physically put in front of him to block his crossing through that road on a bicycle with training wheels, and I called the police department and the police department told me, Oh well, it's not parked on the road."

Councilman Prusinowski: "We actually-- I think we found the actual survey. We found the Resolution. It was done in the 40's. The Superintendent is not sure if a subsequent Superintendent took it over as a town road, but it is a town road and he's agreed to maintain it."

Supervisor Janoski: "The question of that road. Would you like to-- I understood that as we all are very familiar with this ongoing dilemma and that the police department has a point of view on it. Sam did want to point out that the fact that it is considered a town road that the police department-- police officers be made aware of that so that if there is any problem, they wouldn't say that it was not a town road."

Sam Sadove: "Yeah-- how long ago was this?"

Councilman Prusinowski: "We'll give you a copy of the survey. We'll give you the information."

Sam Sadove: "We do have the survey now?"

Patricia Moore: "Yes."

Sam Sadove: "Cause we didn't. That was the dilemma that we had before. In fact, the owner of the building on the corner-- I was down there, I met with him for two or three hours, and he couldn't tell me whether he owned it or it was a public road at the time. But if we have the survey, I'll get it and they'll be instructed accordingly."

Unidentified: "There was a court order issued to keep that road open. The man next door, Mr. (inaudible), actually took that to Court because they kept trying to shut down that road. There was a Court order on the record, which no one's enforced. I mean, it's been-- "

Supervisor Janoski: "Well, we might as well continue this dialogue. What Court issued the Court order?"

Unidentified: "Supreme Court."

Supervisor Janoski: "Supreme? Suffolk County Supreme. Being that we're breaking the rules, I thought I would break them a little bit more."

Patricia Moore: "If I could just give a little bit of information. I know that this was an issue and it came up right after Hurricane Gloria because there was debris on the road and we were questioning whether the Town could use its resources and pay for what we really in history we thought was a private road. Through some research we discovered-- and some help from some of the neighbors in that area-- we discovered that that road, as Mr. Prusinowski points out, was accepted in the 30's and it was-- all those roads were mapped out filed in the Town Clerk's Office. That was history that none of us knew. Once we were aware of it, I sent a memo with a copy of that and the Town Clerk now has it, to the Highway Department, to Charlie Bloss, so he would be aware of what status that road is. And since then, he has gone; he's cleared the area; he's removed debris that's fallen over time, and done some repairs to the road. Nothing major, just minor."

Sam Sadove: "I very much thank you and I support it, and I think you've done an accurate job. I would tell you that (inaudible) files which I'm sure Rick Hanley has in the Planning Department, would show you exactly what you found when you went through that, but regardless of that, I will take exception to one remark. And that is, that that road has been maintained in any form or cleaned up, because most of the residents that are here, live down there could well document to you that road has had quite the opposite done to it. And it's fine by us, by and large, because we don't want it to be a major thoroughfare, but we do want, and this issue came about in part because of the fact that there were a number of kids between the ages of four and about 12, who were being harassed, chased after, ridden after in a car, a number of different things like this. And I personally didn't want to get involved, but when a dog is sent after my six year old son, that's when I say that it's time to do something about it."

Patricia Moore: "Yes, I know the problems there and I'm not sure we can solve them overnight."

Sam Sadove: "No, you can't."

Patricia Moore: "But I think that the individual that was the biggest problem, we did have a meeting with him and I showed him-- he couldn't believe that it was not his road, and we showed-- I know, I know."

Sam Sadove: "I don't think that you're ever going to change that."

Councilman Prusinowski: "Sam, just to put the record straight. I sent a copy-- I showed a letter-- sent a copy of the letter that I sent to two of the property owners that made the inquiry, once we found the survey, once we found the Resolution, once the question is to bed, is absolutely a town road, it is now to the responsibility of the police department (tape change).

-- responsibility as an independent, elected official of this Town Board to follow through. I will call him at 727-3200 and ask for Charlie Bloss, he's the Highway Superintendent and it's his responsibility -- extension 227-- and besides one of the foremen in the Highway Department lives right down the road. Okay. So there's no question it's a town road."

Sam Sadove: "My only concern-- yes, my only concern came about

when recently the property is-- and I think to some extent this is a smoke screen because to some extent I think there's another problem that you can't do anything about anyway, but-- "

Councilman Prusinowski: "It's very complex, I know. It would make a good book."

Sam Sadove: "It would make a good book. (inaudible) that this property was being leased to another individual who was planning on putting on a fence across the road. And there has been some effort made, I'm somewhat pleased at cleaning the area up, because there's been material brought there, but, you know, when that happens, it's just like I said, I'd rather not wake up at 9:00 tomorrow morning to a fence across the road."

Councilman Prusinowski: "Charlie did say that we are going to maintain it and if there's something, you know, we go through there and the next day if somebody puts something on it, then we need your help to call the Highway Department and get it taken care of."

Supervisor Janoski: "Remember that extension, 227. Yes, sir."

Bruce Nine: "How are you doing? My name is Bruce Nine and I have the pleasure of living right across the street from this establishment. I got a knock on my door Saturday afternoon by a gentleman who is renting this building. He told me what he intends to do with it. I don't know if you're aware of this, but he told me about the fence that he intends to put up, blocking the road, which I told him he couldn't do. He then told me that the town had abandoned the road, which was news to me and everybody around the neighborhood. He also intends to have a boat storage facility there. He has already started building a mini-storage facility, like lock-ups, of 50 units plus. He's not too sure, and seeing that the UPS in Calverton has been taken away, he intends to have a UPS drop-off center at this location."

Councilman Prusinowski: "There?"

Bruce Nine: "Yes, this is what he intends to do. I don't know if you had known this, obviously you didn't."

Supervisor Janoski: "Excuse me. Did you say he started to build?"

Bruce Nine: "Inside, yes, he has units inside that he-- I noticed

today through the garage opening, there was small-- "

Patricia Moore: "Actually, Mr. Nine called Rich Guzinsky today around 3:30, or so, and we thank you for notifying us because some of these things we wouldn't know about. Mr. Guzinsky has it on the list of things to do. We did check with-- I checked personally with the Building Department to find out if there was a building permit issued and there was none. So, he's going to be in violation of at least one code, and as far as the fencing of the road, you cannot adversely possess against the town, that's impossible. And if he puts a fence up, the highway law has a provision that we give him notice, and if he doesn't remove it within a period of time, we remove it for him and he pays for it. So, the town-- if we know that this occurs, we'll keep watching."

Bruce Nine: "Okay. This was Saturday he approached me at my house and he told me that he was going to start renting this building out on the 15th, which was Sunday. After I told him that the fence idea was zero, he then told me that there would be no blockages of the road. He would have it cleared out, this, that and the other thing. Well, the next day on Sunday, proof of purchase here I see a bunch of railroad ties blocking one end, a Suburban in the middle of the road, a van, a pick-up and you can't see behind it, but there's another pick-up, totally blocking the road. Emergency vehicles would never have a chance of getting through there. I have a small pick-up and I couldn't get through there."

Like Sam said, we're just trying to nip it in the bud and take care of it before it gets out of control. I grew up there-- I grew up right across the street there, and it was crazy, you know, we lost a good six foot of our yard that we maintained, even though it was town property, but we maintained it. It made our yard look really, really bad. It just has been trouble ever since-- "

Patricia Moore: "Well, we've been keeping our eye on this individual who has caused the problems in the past and he's been in Court."

Councilman Prusinowski: "We're in a good legal position now because we have the document that proves once and for all without a doubt, it is town property."

Bruce Nine: "Is there any way I can get a copy of that?"

Councilman Prusinowski: "Sure. I mailed it out to some of the residents. I'd be more than happy to give it to you."

Supervisor Janoski: "Would you make those photographs part of our record?"

Bruce Nine: "Sure. Who do I give them to? Do I give them to her? Another thing you can tell on the pictures there, you were saying that the town is going to maintain that road. The grass there, it's got to be well over five foot high, you know, and it's very hard to see traffic coming in and out and, you know, try to do something about it. Thank you."

Supervisor Janoski: "Thank you. Yes, ma'am?"

Edwina Rolle: "My name is Edwina Rolle and I live on the corner of Third and (inaudible) alongside of the road. The same gentleman was at my house Saturday and I asked him about the zoning and he said he has an okay on the zoning from Ray Wiwczar and that Ray Wiwczar has provided him with a map that shows that that's an abandoned road."

Councilman Prusinowski: "Ray Wiwczar is incorrect."

Supervisor Janoski: "Okay. Obviously-- "

Edwina Rolle: "I didn't believe it. But this is the kind of a man-- he's really trying to put something over on all of us I think."

Councilman Prusinowski: "Or this man is not telling the truth."

Edwina Rolle: "I know that."

Councilman Creighton: "I talked to the Building Department today on that subject based on a call that Ray left with me-- Bruce left with me. And they, in fact, told me that he had inquired about making a mini-storage facility out of this and he was informed that he did not have the proper zoning for that, and at the best, he would have to ask for a variance from the Riverhead Zoning Board to do that which, you know, takes months to do."

Edwina Rolle: "How about that UPS pick-up? Is that legal under the zoning?"

Councilman Creighton: "It probably would not be legal under the zoning code as a business operation. The only thing he has, he has a non-conforming pre-existing use to store boats."

Edwina Rolle: "To store boats. I understand that."

Councilman Creighton: "And that's the only thing he has."

Edwina Rolle: "Yeah, I understand that."

Supervisor Janoski: "Edwina, I think that what we're all saying is that we are aware of this gentleman, what he is doing is wrong. We are going to follow up where he is in violation."

Edwina Rolle: "Yeah, before he really gets, you know, a hold there. Because he's putting these storage units in. He's doing that today. And I asked him about parking. I said, what about parking and he said I have plenty parking. I wasn't too nice. I asked him if he meant my driveway."

Supervisor Janoski: "I would advise you and your neighbors that it is not a good idea for you, yourself, to confront somebody."

Edwina Rolle: "Well, he came to me. I mean, I had no idea who this man was."

Supervisor Janoski: "And just, you know, let us know what's going on, if you feel something is wrong. Most of our enforcement comes through complaints because we don't see everything that goes on in the town. Neighbors do."

Edwina Rolle: "I can understand that. And we see plenty, believe me. Thank you."

Supervisor Janoski: "George, short, no fooling around, we got some work to do here."

George Schmelzer: "A little road. A town doesn't have to own a road to be a town road."

Patricia Moore: "That's right."

Supervisor Janoski: "Thank you, George."

George Schmelzer: "You know that, don't you?"

Supervisor Janoski: "Well, if you say it's so."

George Schmelzer: "Like River Road where we are in Calverton. Way, way back, I forget the year it was, I gave the papers to Councilman Pike. He never gave them back to me so, way back then, the Town Board declared it a road for public usage. The town only has an easement there (inaudible) but the adjoining owner still owned the road. But the town has a permanent easement for the road. So to prove it, one neighbor he complained to the cops that a dog was barking at his kid on the road. So I looked up the dog ordinance and it said if you have a dog on your property, it must be leashed, under your command, or muzzled. Had to go to court and I said the dog never left my property. I own to the middle of the road, the town doesn't own this road, they only have an easement on it, or a declaration, way back the town-- "

Supervisor Janoski: "That's a very good story, George. Thank you."

George Schmelzer: "It's true."

Supervisor Janoski: "I wouldn't disbelieve it for a moment."

George Schmelzer: "You wouldn't, huh?"

Supervisor Janoski: "Nope."

George Schmelzer: "Well, I'll get to something else now."

Supervisor Janoski: "Thank you, George."

George Schmelzer: "Now, wait a minute."

Supervisor Janoski: "What is it?"

George Schmelzer: "Remember that time you wanted the town to knock down my advertising sign, worth about \$2,000 or \$3,000 when I wasn't home?"

Supervisor Janoski: "Your advertising sign?"

George Schmelzer: "Yeah."

Supervisor Janoski: "No, I don't."

George Schmelzer: "Well, I remember. You took-- brought the stuff to the dump, electrical equipment, never got it back. That's thievery."

Supervisor Janoski: "Are you talking about billboards?"

George Schmelzer: "Yeah."

Supervisor Janoski: "All that material was, in fact, stored at the landfill for quite some time waiting for the owners to claim it if they wanted to."

George Schmelzer: "They never notified me. I asked for it in writing and no, you'll get notified when we decide to give it back, and you never did. Yeah."

Supervisor Janoski: "George, that was seven years ago."

George Schmelzer: "I don't care, seven years, if you don't (inaudible) I see in Stodsky Park on the northern ballfield, there's 20 advertising signs there, various companies in the town, four foot by four foot. How do they get there?"

Supervisor Janoski: "Well, George, I'll tell you. I thank you very much."

George Schmelzer: "No, wait a minute. I asked you a question. How did those signs get there? Some special deal?"

Supervisor Janoski: "Space was I believe leased out through the Little League for sponsors to help support little league, and-- "

George Schmelzer: "Well, you can take my sign down worth a few thousand dollars and give somebody rights for a four by four sign. That's okay. Some of them 20 feet apart. That's good enough. What the hell's the matter with the town. They don't obey their own rules that they make. That's corrupt. Thank you for stealing my sign."

Supervisor Janoski: "I'll try and find it for you."

George Schmelzer: "Yeah, you will. Try to find it. Can I put it back up again?"

Supervisor Janoski: "No."

George Schmelzer: "Oh. Well, then maybe if I give the Little League two bucks, I can put it back again?"

Supervisor Janoski: "George, you may think that you have a right to address us right now. The fact is that you do not. We are allowing you this opportunity. I think you've expressed your concerns about something that happened at least seven years ago."

George Schmelzer: "Yeah, you remember the time, don't you?"

Supervisor Janoski: "You bet because I was there. And quite frankly, you also know that prior to even to my coming into office, every one of those billboards was given a five year period of equity realization, amortization, thank you, and then they were supposed to come down."

George Schmelzer: "And do you advertise those in the ballfield, too?"

Supervisor Janoski: "George, that's the end of the discussion. I thank you, George."

George Schmelzer: "No answer. I expected that."

Supervisor Janoski: "Yes, okay. Mrs. Hansen."

Denise Hansen: "Hi, my name is Denise Hansen. I live on Washington Avenue in Jamesport and I just have one quick question, hopefully. Recently I read in the newspaper that someone has put in an application for a shopping center with a supermarket in Jamesport on the Main Road. I was under the impression that a few years back, there was a CR district created there to avoid that type of a thing and I was wondering if there was any possibility of this project going through."

Supervisor Janoski: "We were discussing that very subject this morning and as a matter of fact, I was having an impromptu-- not impromptu-- it was a scheduled, meeting with the attorney for the

applicant. He came in and said that he recognized what the problems were, his client recognizes the problems, and they would refigure the square footage so as it would not represent buildings large enough to house this (inaudible)."

Denise Hansen: "So then your answer is, No, there will not be a supermarket there?"

Supervisor Janoski: "Yes. Yes, the answer is no."

Councilman Stark: "Unless it's a very small supermarket."

Denise Hansen: "Thank you."

Supervisor Janoski: "Let's take up the Resolutions."

Resolution #540

Councilman Creighton: "This establishes an increase and improvement to the Riverhead Water District installation of water main on Northville Turnpike and Oak Drive. So moved."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #541

Councilman Prusinowski: "Authorizes the Town Clerk to publish and post Public Notice to consider an amendment to Chapter 101 of the Vehicles and Traffic Section of the Town Code. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #542

Councilman Stark: "Authorizes the Town Clerk to publish and post Public Notice to consider an amendment to Chapter 101 Vehicles and Traffic Section 101-10.1 of the Riverhead town code. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #543

Councilman Creighton: "This also authorizes the Town Clerk to publish and post a Notice to consider an amendment to Chapter 101 Vehicles and Traffic Section 101.16 of the Riverhead town code. So moved."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #544

Councilwoman Gilliam: "Authorizes the extension of a tent sale at Garsten Motors, Inc. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #545

Councilman Prusinowski: "Declares lead agency and determines significance of action on a site plan. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #547

Councilman Stark: "Authorizes the Supervisor to execute contract with David Brenner. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #547

Councilman Creighton: "Approves the site plan for a handicap ramp for Dr. John Franzione. So moved."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #548

Councilwoman Gilliam: "Approves site plan of T.J. Maxx. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #549

Councilman Prusinowski: "Reduces the performance bond of Calverton Links. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #550

Councilman Stark: "Authorizes the Town Clerk to publish and post Public Notice to consider amendment to Chapter 101 Vehicles and Traffic Setion 101-3 of the Riverhead town code. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #551

Councilman Creighton: "This authorizes the Town Clerk to publish and post Notice of a Public Hearing, on a urban renewal plan for the Riverhead Central Business District. So moved."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #552

Councilwoman Gilliam: "This Resolution is to publish a Public Notice for amendment of 1993 Community Development Program. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #553

Councilman Prusinowski: "Authorizes Madelyn Sendlewski to attend training seminar. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #554

Councilman Stark: "Appoints fill in lifeguard to the Riverhead Recreation Department. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #555

Councilman Creighton: "Authorizes the attendance of three Assessors at a seminar. So moved."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #556

Councilwoman Gilliam: "Authorizes execution of subrecipient agreement with the Riverhead/Southampton Community Center. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #557

Councilman Prusinowski: "Budget adjustment. So moved."

Councilman Stark: "So moved."

Supervisor Janoski: "Moved and seconded."

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

Resolution #558

Councilman Stark: "This is a budget adjustment in the Riverhead Water District. So moved."

Councilman Prusinowski: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #559

Councilman Creighton: "This authorizes the Supervisor to transfer \$1500 engineering to miscellaneous and traffic paint. So moved."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #560

Councilwoman Gilliam: "Authorizes Town Clerk to publish and post notice to bidders for purchase of vehicles for use by the Riverhead Police Department. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #561

Barbara Grattan: Resolution to pay bills."

Councilman Prusinowski: "So moved."

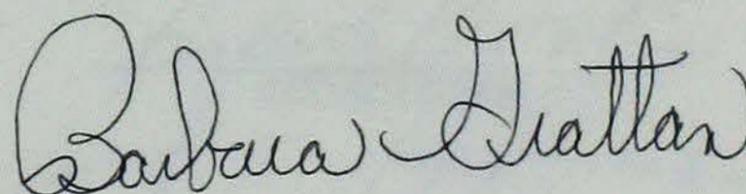
Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Prusinowski, yes; Janoski, yes. Resolution to pay bills is adopted.

Supervisor Janoski: "On behalf of the Town Board, we want to thank you for welcoming us into the Jamesport community and, without objection, this Meeting is adjourned."

Meeting adjourned: 9:00 P.M.



TOWN CLERK