

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead held in the Town Hall, Howell Avenue, Riverhead, New York, on Tuesday, December 21, 1993, at 7:00 p.m.

Present:

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

Also Present:

Barbara Grattan,	Town Clerk
Patricia Moore,	Town Attorney

Absent:

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

Supervisor Janoski: "We wish everyone a very Merry Christmas and a Happy New Year.

I have a Motion to approve the minutes of a Regular Town Board Meeting of December 7th."

Councilman Stark: "So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Stark, yes; Prusinowski, yes. Minutes are approved.

REPORTS:

Riverhead Police Dept.	Monthly report for November, 1993
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Riverhead Sewer District

Discharge Monitoring Report for
November, 1993

Jamesport Fire Dist.

Certificate of Canvass for the
election that was held on 12/14/93
for the position of Commissioner

Open Bid Report

Various bids opened on December 7,
1993, for work shoes, copy paper,
food supplies, milk, diesel fuel,
fuel oil, work clothing, janitorial
supplies, office supplies. If any-
body has any questions, he can come
see me after the meeting

APPLICATIONS:

Site Plan

Hallock Luce III - Handicap Ramp

CORRESPONDENCE:

Joseph P. Celic, Jr.

Offering his letter of retirement

Charles Haeseker

Requests in his letter that the Town
Board consider weekend residents when
developing a law in regard to garbage
left out at curbside

Corinne Segal

Letter of resignation

Wading River Fire Dist.

Commissioner Randy Hintze would like
the Town Board to notify the Fire
Department in regard to street names,
so that there is no duplication which
would cause confusion in the future
in case of an emergency

Lawrence Taylor

Offering official notification of
retirement

Riverhead Fire Dist.

Letter from Martin Montag, Secretary
of Riverhead Fire District, giving

the results of the Commissioner's election. The newly elected Commissioner is Russell Fleischman, Sr.

Petition

From homeowners residing at Ellen Street (Tall Oaks Estates Sub-Division). The residents are requesting street lighting for their subdivision

Southold Town Clerk

A Notice of Public Hearings:
(1) a Local Law in relation to Certificate of Occupancy
(2) a Local Law in relation to site plan approval

Supervisor Janoski: "Thank you. Steve, you said that you had something to speak to the Board about. I have about three minutes here."

Steve Haizlip: "Steve Haizlip of Calverton. I promised at the last meeting that I was going to kill the subject about the landfill because I gave my explanation of what the state had done to us. But after reading in the News Review and having people to talk to me later on and saying that I'm absolutely right, and people where I go say it's just exactly like you said it, but we are getting ripped off and other words that I won't say here.

Now, in reading that paper, it says we're going to dig back to you on 1977 and fine you. Now, this here, unless the legislators at the time back in 1977 or '75 or whenever it was, they set fines for that era and they set fines for it and the amount for each offense. Then I don't see where this can be legal because there was a case where the Motor Vehicle Bureau said, we are going to charge \$.50 to reinstate suspended driver's license. The lady went to court, told the judge the Motor Vehicle Bureau has no authority to charge \$.50 to reinstate. It has not been sent to the legislature, the fee wasn't sent to the legislature, it's not a law, it's not signed by the government.

So, I say there is no fines outstanding for 1977 because I'm just betting there has been no fine fee schedule set by no legislature and signed into law by the Governor. They are not allowed to come up and

introduce their own fines and set them. If that was the case, then they would be setting them according to personalities on there. And then I want to state-- I got about 40 seconds yet-- so I want to state one further thing. Mr. Gowan wasn't able to be contacted at press time. To tell you the truth of the matter, from what I hear about that man, he's a pretty good Joe. And he's not a bad person, but you have to take it into consideration that he's dancing to the tune of the (inaudible) Mafia, and the Gestapo, the DEC, and I'm glad you had courage, Joe, to see it my way. Thank you. I'll come back later."

Supervisor Janoski: "There isn't going to be a later, Steve."

Steve Haizlip: "What do you mean there will be no later? You want your Hearing at 7:10, right?"

Supervisor Janoski: "That's okay, that's all right."

Steve Haizlip: "Thank you, Joe."

Supervisor Janoski: "Alice."

Alice Graff: "I'm very upset. Alice Graff, Riverhead. I had to go to Patchogue the other day, one day last week. And I saw a monster alongside of the road. Truly, I could hardly believe my eyes, but it also made me want to know, is this Board going to allow the Outlet Center that is being constructed in our Town, to have a humongous, ugly sign to mark the site as the Bellport Center has constructed? That's a horror, and I hope this Town does not allow such a thing, and I also avoid 58 as much as possible, and I want to thank Peter and his wife, Peter Danowski and his wife. About the only beautiful thing on 58 now is that beautiful tree and, again, I find it-- find difficulty in understanding what is allowed by whatever review process takes place and the Board's approval, case in point, the high rise garage that is being put up in back of Taco Bell. Fifty-eight is ugly, but now we have an insult on top on injury. That garage absolutely, I have lack of words to describe how horrible it looks."

Supervisor Janoski: "Alice, I don't know whether to say this or not but that garage is an office building."

Alice Graff: "You're kidding? How could we-- that's even worse."

Supervisor Janoski: "Well, I have to also point out that what seems to be happening there is not what was approved by the Town."

Alice Graff: "Well, and it's going on anyway?"

Supervisor Janoski: "Well, there are some little challenges going on there, some internal problems inside the building, and from what I am told, the facade is being changed. For example, the design contained recessed windows, the windows set back, and what is going up there, they don't have recessed windows. Now, how this is going to be resolved, I couldn't tell you at this time except that we do, as you know, have something that is called (inaudible) law, and that is that a bond is put in place to guarantee that what is approved is what's built, so that we will probably wind up enforcing the provisions of the (inaudible) law and Mr.-- his name is not important. But it is certainly very frustrating to go through a review process with professionals on the Architectural Review Board, finally approve a plan, and then have them go off and do whatever they feel like they want to do. And that's why the (inaudible) law is in place."

Alice Graff: "Fifty-eight is such a hodgepodge of nothing anyway."

Supervisor Janoski: "Miles."

Miles Fairley: "Miles Fairley, Riverhead, Chairman of the Town Planning Board. I came here tonight because I understood that there would be forthcoming from the Town Board, the Resolution regarding the retirement of Bob Hodge from the Planning Board. I see that it is not on the Agenda, so I want before this year is over, to have it a matter of record how much the Planning Board is appreciative of the 15 years of just terrific service that he has given to this Town."

We put a Resolution in our minutes of our meeting earlier in December to that effect. But I also want it to be part of the Town's minutes. Bob was an exemplary member of that Board."

Supervisor Janoski: "He certainly was."

Miles Fairley: "He was very, very conscientious. He could, if necessary, become a very fine Devil's Advocate if we had a controversial subject going, and I just personally want to express my greatest appreciation to Bob for that 15 years of service. Thank you."

Supervisor Janoski: "We will at the first meeting in January, invite yourself and members of the Board along with Bob to attend that meeting and present to him a Resolution passed by the Board."

Miles Fairley: "Thank you."

Supervisor Janoski: "I just saw him down at the bookstore. We were chatting and what he bought was, and I have to tell you this, he bought some books that you could read in the bathtub. For children. For children."

Steve, did you want to come back? Because I'm not going to open it up later."

Steve Haizlip: "That's what I wanted to ask you."

Supervisor Janoski: "Let's get it done. Come on."

Steve Haizlip: "I got a couple of things."

Supervisor Janoski: "Come on up here. You've got some things on your mind, let's get them out."

Steve Haizlip: "Steve Haizlip of Calverton. I want to address this to the Board because I spoke on it the 16th of November, as I recall, about this here TV, Cable News lawsuit. That night when I spoke about it and they were going to go into lawsuit for not holding the senior citizen's 10% discount as promised and so forth, the very next day, I don't know if any of you seen it-- any members of the Board seen it or not-- the very next day, there was an article in the paper where this fellow, Marshall, had put out a secret memo, and saying keep this secret, but we're going to raise the rates and we're going to blame it on the government. And so I wanted to bring that to light, so you be aware of it, probably you read it. All right. My comment is he should be shot at sunrise and staked to the ground at sunset."

Now, there's a-- the Golden Donors which Henry and I was on the (inaudible) Committee, is going to be held at the Holiday Inn January 3rd. And they got on here 8:30 to 2:00 p.m. And everyone in the community is welcome. And I want inform Jim the letter that you gave they sent to the-- myself, is in the records of the Grumman Retiree Club as part of the documentation that we get for people that writes to

is. Thank you very much.

My final thing is we are being regimentated so much in this country from-- as my father used to say-- from the White House down to my house, and down to my house is here. Now, when it comes to the point where the Internal Revenue Service wants to quell you by going to court and getting it against the law that people can't write a letter of protest, it's getting pretty low and pretty highly regimentated. So I want to say, Judge Weinstein is a fellow of good vision and a good legal scholar and he doesn't want the rights taken away from people which is authorized by the constitution so we can (inaudible). So he said that word protest is allowed if one wishes to use it. So with that, Joe, I think I'm all set. Thank you very much."

Supervisor Janoski: "Thank you, Steve."

P U B L I C H E A R I N G O P E N E D : 7:19 p.m.

Supervisor Janoski: "Let the record show that the hour of 7:19 p.m. has arrived, and 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 Riverhead Town Hall at 7:10 p.m. on Tuesday, December 21, 1993, to hear all interested persons who wish to be heard regarding a Local Law to amend Chapter 103 Solid Waste Management Article 111, Collection Practices, Solid Waste Generated at Residences."

Patricia Moore: "Thank you. Over time we've been working with the Solid Waste Ordinance that's in the book and little by little we'll fine tune it we hope to make it a better ordinance."

This is one of the fine tuning procedures which we would hope to adopt and it says that all residents receiving service shall place all solid waste including but not limited to refuse recyclables, yard waste, bulk items, immediately adjacent to the roadway before 6:00 a.m. on the scheduled collection day. Solid waste shall not be placed at curbside for more than 24 hours prior to collection and any uncollected solid waste must be removed by the resident immediately. Residents shall keep the littering weight of containers, bags, bundles, each below 50 pounds,

keep hazardous waste out-- make separate arrangements to dispose of construction debris generated by home improvement contractor, and large auto parts over 50 pounds. Well, we'll clean up the grammar a little bit.

What we've-- we're hoping to do here is stop the-- the collection practices have been developing over time where people put the garbage out and leave it out for extended periods of time, create a littering problem, a nuisance to the neighborhood. This ordinance we hope will then be enforced by Code Enforcement and other enforcement agencies and we can control some of the problems that we've been having over time."

Supervisor Janoski: "Thank you. Is there anyone present wishing to address the Town Board on this proposal? Yes, sir."

Brian Traffis: "My name is Brian Traffis. I live on Lincoln Street. The house right around the corner, which would be a good example for your case, which I think is an excellent case, except for the part about-- I didn't realize that yard debris was included in that. When you rake up leaves, you might rake them up over a period of days, drag them out to the curb for Thursday, I would only ask that perhaps, you know, leaves be excluded from the overnight thing. I know that 20, 30-- I rake up 20 bags for my small yard. Someone could have 30, 40 bags."

Supervisor Janoski: "The fact is that leaves aren't supposed to be on the roadway at all, period."

Brian Traffis: "No, when they're in bags, you say you have to leave them by the side of the house, that you have to wait until Wednesday night, and then drag 30 or 40 bags of leaves out to the road. My yard is pretty small, I had 20 bags of leaves in it just this week. I would just ask that perhaps, you know, there be an exception for leaves."

Councilman Prusinowski: "That's going to be taken under consideration, the yard waste."

Barbara Grattan: "Could I have your name again, please?"

Brian Traffis: "Brian Traffis."

Supervisor Janoski: "Thank you. Is there anyone else wishing

to address-- Steve."

Steve Haizlip: "Steve Haizlip of Calverton. This gives me an opening to bring up the complaint on River Road, in front of Kent Shelter. There must be two or 300 bags of leaves there and according to the Town Attorney, they can't have them out there until just the morning that they are going to pick up. So something has to be taken into consideration there for them. If they're going-- I don't know if it's the Town that is supposed to pick them up or if it's some (inaudible) or if it's a private carter. But I mean, they're doing their job, they're picking them up, they're putting them in, but they've been there for weeks, sitting right along that fence. So I just wanted to bring that out to light so those people don't get hit with this."

Supervisor Janoski: "Thank you."

Steve Haizlip: "Thank you."

Supervisor Janoski: "Is there anyone else present wishing to address the Board? Come on up, Dick. Come on down."

Dick Benedict: "Dick Benedict, Fanning Blvd. And I see what you're trying to do and I see there's a definite need for it just from driving around Town. Is there any teeth in this ordinance? Is there any fines in this ordinance?"

Supervisor Janoski: "Fine is already in the ordinance, and it is \$1,000."

Dick Benedict: "First offense is \$1,000?"

Councilman Stark: "\$1,000 is the illegal dumping."

Dick Benedict: "I thought that was-- "

Councilman Prusinowski: "We have two sets of fines in the ordinance, one that's illegal dumping, that's \$1,000, and littering is \$250."

Dick Benedict: "This would be littering, per se?"

Councilman Prusinowski: "We have the discretion-- illegal dumping

is commercial guy, business, somebody who puts illegal debris on Town property or anywhere in the Town, unlicensed carters."

Dick Benedict: "But to a homeowner who leaves this out-- "

Councilman Prusinowski: "It would be our discretion."

Dick Benedict: "Thank you."

Councilman Prusinowski: "There's two places in the ordinance and it would be up to the Code Enforcement Officer to analyze the situation."

Dick Benedict: "Thank you."

Supervisor Janoski: "Way in the back."

Bill Noejhl: "Bill Noejhl, Aquebogue. What has been said is good, but I don't think it's got the teeth. A homeowner puts the debris out, which is happening now, leaves, branches, untied. John Reeve goes by, he puts a sticker on there, said that they will not pick it up unless it's cut and bundled. The people ignore this. They do not do it. Some do, some don't. What is the fine, or what can be done with these type of people? Now, this is happening up my way now, it's happening on Middle Road in Dick Benedict's area. Right Dick?"

Dick Benedict: "I've seen it, yes."

Bill Noejhl: "Big heap of branches on the road with the sticker on, but no one is cutting them up, no one's going to do anything. On Lincoln Street, I mean on Griffing, on the corner of Ronaoke and Northville Turnpike, (inaudible) is still there, that's three weeks."

Councilman Prusinowski: "And it's going to be there. We're picking it up at three items at a time per week. We have been in contact-- no, we're trying to contact the owner. We're not going to pick it up. Taxpayers are not going to pay for it. We're going to pick it up three items at a time, and when we find the guy, we're going to fine him. Okay?"

Bill Noejhl: "But, Vic, I'm a taxpayer-- "

Councilman Prusinowski: "I know that, Bill, but we're-- "

Bill Noejhl: "I don't have to look at this stuff."

Councilman Prusinowski: "Well, you know what? We're going to find the gentleman, which we have his name, and we're going to fine him. And he's going to pay the fine. But we're going to pick it up-- they're picking it up three pieces a week."

Bill Noejhl: "But it's three weeks already."

Councilman Prusinowski: "They're picking up three pieces a week, okay? We have been going around. Now individual cases, we have been going around picking this stuff up. We use our judgment."

Councilman Stark: "Bill, I think you are really referring to, and frankly it happened across the street from my house over this past weekend, where I guess they're renovating, not renovating a room, but refurbishing a room, and couch came out, easy chair, rug, etc., etc. I finally walked over on Sunday and I said, do you know that you are only allowed three bulk items a week? They're picked up on Thursday in our particular district. I said, frankly, I don't want to look at this for the next four or five days.

I think where you're really trying to lead us, and I totally agree with you, if somebody violates and puts this out like we have on Griffing Avenue, and I have been watching that for two and a half weeks at least, since you called me on Roanoke and Northville, I think we have to devise a method where we go pick it up, and we put a tax lien on that particular property owner. I know Pat is looking either into the Highway, Town law, or whether we can develop a law within the Solid Waste Management Articles in order to do this. Again, it's a new process; we're trying to fine tune it, and we're all trying to educate people as we go. I've educated some people on my block. And guess what? They're cooperating and believe it or not, what was put out Sunday morning was gone Sunday afternoon. And now I see, you know, I see it way in the backyard. She cooperated.

And I totally agree with you. I don't particularly want to ride down the street and see 14 or 20 items and as Vic was saying, we're only going to pick up-- it's going to take three or four weeks for that to disappear.

As far as the yard waste, I think that's going to be a process that's going to take a little while. I think we're just going to have to bear with it."

Bill Noejhl: "I was talking to John Reeve, you know, down in my area, it was very clean for awhile. John had been coming down there, ticketing-- "

Councilman Stark: "Of course, he lives down there, too."

Bill Noejhl: "Well, further down."

Councilman Prusinowski: "He goes all over town."

Councilman Stark: "I'm only kidding you."

Bill Noejhl: "And he had been doing a good job. But I talked to John lately, and I says, hey John, that's going back down there, people are not cooperating anymore, and he says, I don't have the time, I don't have the manpower, and I don't have another vehicle to send down there to do it. He said-- up Washington Avenue, it's getting to be another dirty spot. On Peconic Bay Blvd., down that way, there's a couple of dirty spots, but he doesn't have the time-- "

Councilman Prusinowski: "The-- I discussed with John today about the reprinting up the tags we put on the-- "

Supervisor Janoski: "Does anybody care that there is a Hearing going on?"

Councilman Prusinowski: "Well, this is what he's talking about. It's about the regulations. It's about-- it's exactly what the Hearing is about. It's about the regulations."

Bill Noejhl: "That's right."

Councilman Prusinowski: "And about the tags that we put on the branches and make them more self-explanatory. Also take a piece and put it up on the door. Or, we can't put it in the mailbox, but put it up on the door, explain why we're not picking it up, and when-- how you have to present it, we will pick it up. I just want to point out to you we're going to have a meeting with the district carters the first

part of January. It's in their contract by the way. They're required to do the tagging. We don't have to have Town personnel do that."

Bill Noejhl: "I wish they would."

Councilman Prusinowski: "It's in their contract. They bid it (inaudible). They are responsible on our behalf to tag. They do not have to pick it up if it's not presented properly, but they are to put the tag on there and leave the information behind. That's in their contract. And we'll have a meeting with them to get that more straightened out. So we have them going around right now. So we don't need more Town personnel to do that. Where we need the Code Enforcement is to have a system from the carter like they do in Brookhaven. The carters will report to Waste Management repeat offenders. Then the Code Enforcement Officers go out there and write out the citations."

Bill Noejhl: "May I ask one question? When people put debris on the opposite side of the street which is a vacant lot and the carter is not responsible to pick that up. Now, how do you cure something like that?"

Councilman Prusinowski: "It's-- we have to do some-- "

Bill Noejhl: "It's being done."

Councilman Prusinowski: "Yes."

Councilman Stark: "You go tell them."

Bill Noejhl: "Tell who?"

Councilman Stark: "I've told some people on my own street."

Councilman Prusinowski: "That's illegal dumping. That's \$1,000 fine. That's illegal dumping."

Patricia Moore: "Yes, right."

Bill Noejhl: "Well, you got to catch them, you got to prove it. If I see them do it, I got to come in and I got to be a witness and I-- "

Councilman Prusinowski: "That's exactly right."

Bill Noejhl: "Who's going to do that?"

Patricia Moore: "We have done it. In fact, we even-- the Code Enforcement Officer has gloves that he has with him at all times and we've had bags of garbage that have been picked up and looked through and inspected and-- "

Councilman Prusinowski: "Inspected, because sometimes people put mail in there and we check the mail."

Patricia Moore: "And usually it leads right to the person who-- "

Bill Noejhl: "Just-- I don't want to-- now the homeowner who will not cooperate with the process that you are trying to put into work. If it's not presentable, bring it back into the yard. Bring it back off the street. If the garbageman does not pick it up, it's not bundled up right, and they don't cooperate, what is going to be the fine on that? What kind of penalty?"

Patricia Moore: "Okay. The-- everything that you've talked about is in here and there's a violation that's punishable by-- a penalty that's not less than \$1,000. So if you have illegal dumping, if people aren't following the law, well, it's \$1,000 fine, and we'll bring them into court as many times as is necessary to get it through their head that there are better ways of handling it."

Bill Noejhl: "Don't you think that these restrictions, the new revised restrictions go out in the mail with the card saying when the pick-up delivery is going to be for the year?"

Councilman Prusinowski: "We have a brochure that's going to be printed and distributed in the first part of January. I was going to get it done by several weeks ago, but Brookhaven came out with some new information now. The recycling program has changed slightly and because we're doing all this, I'm having the brochure changed. It's going to be mailed to every resident in the Town. It's going to be the recycling brochure, the instructions, very detailed information on this. The reason I held up on it was because it's an involving process and since I first put the first draft of it together, certain things have changed in the meantime."

Bill Noejhl: "Thank you."

Supervisor Janoski: "Is there anyone else who wishes to address the Board on this proposal? 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: 7:34 p.m.

P U B L I C H E A R I N G O P E N E D: 7:34 p.m.

Supervisor Janoski: "Let the record show that the hour of 7:34 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 Riverhead Town Hall at 7:15 p.m. on Tuesday, December 21, 1993, to hear all interested persons who wish to be heard regarding an amendment to the Zoning Use District Map on real property located at the southeast corner of Old Country Road and Osborne Avenue to provide for the Business C Zoning Use District to the exclusion of the Industrial A Zoning Use District."

Rick Hanley: "Gentlemen and ladies. Rick Hanley, Planning Director. Recently the Town Board approved the petition of Deese Partners for change of zone on real property on Route 58 from Industrial A to Business C. The Riverhead Planning Board in its review of that application recommended that the adjacent property to the west also be included in the Business C District and that's the reason for this Hearing."

Councilman Prusinowski: "That's the abandoned gas station."

Rick Hanley: "The property has an abandoned gas station on it and the existing zoning renders that a pre-existing non-conforming use."

Supervisor Janoski: "Thank you. Is there anyone present wishing to address the Board on the matter of this change of zone? 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: 7:36 p.m.

Supervisor Janoski: "Let us take up the Resolutions."

Resolution #790

Councilman Prusinowski: "Order to extend-- extending Extension No. 37 to the Riverhead Water District. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #791

Councilman Stark: "Authorize the Supervisor to execute administrative contract with Gallagher Bassett Services, Inc. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam.

Councilwoman Gilliam: "I'm voting no and being consistent with my continued objection as to the manner in which Gallagher was selected, it not being a competitive selection process and also I still have concerns about the procedure for processing claims under the Gallagher contract, and the continued involvement of Mr. Kelly in which there is still some question about his license as an insurance agent."

The Vote (Cont'd.): Creighton, absent; Stark, yes; Prusinowski, yes; Janoski, yes. Resolution is adopted.

Resolution #792

Councilwoman Gilliam: "Authorizes Town Clerk to publish and post notice to bidders to advertise for sealed bids for the purchase of street light and traffic signal maintenance parts. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #793

Councilman Stark: "Adopts amendment to Chapter 101 Vehicles and Traffic of the Riverhead Town Code at Section 101-3 Stop and Yield Intersections, Railroad Crossings. So moved."

Councilwoman Gilliam: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #794

Councilman Prusinowski: "Adopts Local Law amending Chapter 103 of the Solid Waste Law, we're extending the business permit. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #795

Councilman Stark: "Authorizes the Town Clerk to publish and post Public Notice reference the acquisition of the Suffolk Theatre. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #796

Councilwoman Gilliam: "Awards bid for office supplies. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #797

Councilman Stark: "Awards bid for diesel fuel. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #798

Councilman Prusinowski: "Authorizes Town Clerk to publish and post Public Notice to consider lease of land behind BOCES. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Stark, no; Prusinowski, yes; Janoski, yes. Resolution is adopted.

Resolution #799

Councilman Stark: "Authorizing the execution of agreement with Suffolk County and the European American Bank. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #800

Councilwoman Gilliam: "Accepts performance bond of Russ Davis Carting, Inc. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #801

Councilman Stark: "Authorizes execution of Stipulation of Settlement with the United States of America versus McNamara Buick-Pontiac. So moved."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #802

Councilman Prusinowski: "Awards bid for work shoes and boots. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #803

Councilman Stark: "Awards bid for food. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #804

Councilwoman Gilliam: "Authorize the Supervisor to give notice to Lawrence Healthcare Administrative Services, Inc. of intention not to renew contract. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #805

Councilman Stark: "Accepts the resignation of Corinne Segal. So moved."

Councilwoman Gilliam: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #806

Councilman Prusinowski: "Awards bid for the East Main Street parking area improvements. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #807

Councilman Stark: "Reappoints special counsel to enforce and prosecute violation of Town Code matters. And I believe we are going to substitute retaining Clayton & Mayer to retaining Peter Mayer. Is that correct?"

Supervisor Janoski: "That's correct."

Councilwoman Gilliam: "Yes."

Councilman Stark: "Would it be proper to suggest the original-- "

Supervisor Janoski: "Yes, let us just suggest the original and move ahead."

Councilman Stark: "Which is-- and I would also add that we amend Resolution #231 adopted on April 20, 1993, to read the same. Instead of Clayton & Mayer, Peter Mayer."

Councilman Prusinowski: "I'll second that motion with the changes as amended or changed. Corrected."

Supervisor Janoski: "You know, I really don't know why the Resolutions were, in fact, written the way they were, but we will certainly adopt it that way. It is important that this work go forward. It is moved and seconded."

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

Resolution #808

Councilwoman Gilliam: "Authorizing execution of subrecipient agreement with Hallockville, Inc. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #809

Councilman Stark: "Approves the site plan of Hallock Luce III - handicap ramp. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #810

Councilman Prusinowski: "Appoints Cheryl Heather to the Architectural Review Board, and that's Sheryl, not Ch. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #811

Councilman Stark: "Reappoints Roy Sokoloski to the Architectural Review Board. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #812

Councilwoman Gilliam: "Awards bid for milk. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #813

Councilman Stark: "Awards bid for the work clothes. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Supervisor Janoski: "Might I suggest that we take up all the budget adjustments?"

Councilwoman Gilliam: "I have an objection to that."

Supervisor Janoski: "What is the objection?"

Councilwoman Gilliam: "There are a couple of budget adjustments where there have been addition since the Work Session and I have some questions on them."

Barbara Grattan: "So you will take them individually?"

Supervisor Janoski: "Jack, would you come up to the microphone?"

Councilwoman Gilliam: "The first question regards the Resolution for the budget adjustment to the General Fund, the \$320,000-- "

Councilman Stark: "What Resolution?"

Councilwoman Gilliam: "This is Resolution 814."

Jack Hansen: "That is the retirement if I remember right. That is the bond Resolution that we adopted awhile back and this is the appropriation to cover that. It was a \$610,000 bond authorization. We expended \$598,000 of that towards that retirement payment. And that came out of the General Fund. There's a revenue a little bit above that on the first page that talks about bond proceeds. And that matches. It should match. Second from the bottom on the (inaudible), proceeds of long term obligations of \$320,000, and on the next page, New York State Police Retirement of \$320,000. That is the bond proceeds."

Councilwoman Gilliam: "Okay. That's the only question I have on that one."

Councilman Prusinowski: "Just to highlight so the public knows. That's part of what Newsday talked about yesterday in their editorial, what the state got as their 1990, to balance their budgets. Remember, they recalculated-- "

Jack Hansen: "They recalculated and-- "

Councilman Prusinowski: "Explain that so the public understands this, why we have to borrow to pay them now."

Jack Hansen: "I believe it was 1987 or '88, prior to that, we were paying a year and a half behind and what the state did, was they brought it all together to bring it in accordance with accounting and all that, so they also changed the methodology on how they processed the retirement. It used to be they processed it based on how many employees were in the state, active employees, and how they contributed towards the retirement system at the end. They changed that plan and they said, okay, these are what we have as retirees, let's just fund that. So there was a big difference. Now, it's going back up this coming December of 1994."

Supervisor Janoski: "Jack, what you said is very illuminating, but let me put it this way. The state raided the retirement fund to balance it's own budget."

Jack Hansen: "Yes."

Supervisor Janoski: "Okay. Thank you. Harriet has got some more."

Councilwoman Gilliam: "Resolution 815. The \$840,000 appropriation from the fund balance to General Town judgments and claims."

Jack Hansen: "That is the DiGennaro lawsuit. And the appropriation that was in there at the time did not cover that. And that was processed-- "

Councilwoman Gilliam: "Is there-- that's the major part of that?"

Jack Hansen: "That was the majority of that. It was seven hundred and some odd thousand dollars towards the DiGennaro lawsuit. Along with legal fees and all of that good stuff."

Councilwoman Gilliam: "All right. Resolution 818, the Refuse and Garbage taking \$240,000 and \$200,000 of that is going to Waste Disposal."

Jack Hansen: "The 1993 budget did not anticipate going to a transfer station. And did not anticipate the rates going up. This appropriation is allowing for that payment to the East End Recycling, which we had not anticipated when we formulated the 1993 budget."

Councilwoman Gilliam: "So this is for the transfer station operation?"

Jack Hansen: "Yes. For the tipping fees."

Councilwoman Gilliam: "Tipping fees."

Councilman Prusinowski: "But the \$240,000 is being generated from the fees that we're charging-- part of the \$240,000 is being generated from the commercial fees that we're charging our service charge for at the-- "

Jack Hansen: "Yes, sir. So it's a balanced budget."

Councilman Prusinowski: "Right."

Councilwoman Gilliam: "That concludes my questions."

Councilman Prusinowski: "It's expensive."

Jack Hansen: "Most definitely. Understatement."

Councilwoman Gilliam: "That concludes my questions. Thank you."

Supervisor Janoski: "Okay. Councilman Prusinowski, would you be so kind as to move all the budget adjustment Resolutions."

Councilman Prusinowski: "Well, Mr. Supervisor, because it is Christmas, I was going to propose that anyhow. And I gladly take up your suggestion and I move Resolutions 814 to 822, inclusive."

Councilman Stark: "And I give you a Merry Christmas second."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, I vote yes, with the exception of 818. I vote no."

Barbara Grattan: "That's no on 818?"

Councilwoman Gilliam: "Yes."

The Vote (Cont'd.): Stark, yes; Prusinowski, yes; Janoski, yes. These Resolutions are adopted.

Councilman Prusinowski: "I make a motion to pay the bills."

Supervisor Janoski: "A motion has been made to pay the bills. Would you like to second that?"

Councilman Stark: "Yes, sir."

Barbara Grattan: "But wait a minute. You moved Resolutions 814 to 822."

Councilwoman Gilliam: "There's one more."

Barbara Grattan: "-23, 24, 25, 26, 27."

Councilman Prusinowski: "I thought we did all the budget

adjustments. Okay, 827. I'm sorry. I misread it."

Barbara Grattan: "How about all these Resolutions are adopted now?"

Supervisor Janoski: "Let's pay the bills."

Barbara Grattan: "Let's pay the bills. Who wants to pay them?"

Councilman Prusinowski: "I already made a motion."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Stark, yes; Prusinowski, yes; Janoski, yes. Pay bills."

Supervisor Janoski: "Councilman Stark would like to set the end of the year meeting."

Councilman Stark: "By motion, I would like to set the year end meeting Thursday, December 30th at 10:00 a.m. in the morning. Not 1:00 p.m., 10:00 a.m."

Councilwoman Gilliam: "Subject to further change, if the Christmas spirit moves you, right?"

Councilman Stark: "That is true."

Councilman Prusinowski: "I'll second that motion."

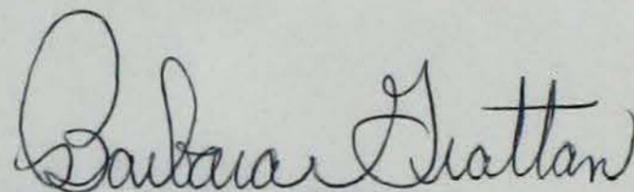
Supervisor Janoski: "It is moved and seconded."

The Vote: Gilliam, yes; Stark, yes; Prusinowski, yes; Janoski, yes. We are set for December 30th, 10:00 a.m.

Supervisor Janoski: "Let me reverse this. The newly elected officials will be sworn in on January 1st at 2:00 p.m. in this room and I want to make you aware of that so if you wish to witness that ceremony, you are certainly invited. It is for some people, I guess, no it's not the very first time for anybody, is it? I guess everyone is a veteran. But, you know, it's like every time you walk on the stage, it's always exciting and it always gives you a very nervous feeling. So we will

starting a new administration on January 1st at 2:00 p.m. and everyone is invited to be here as we raise our hand and take the oath of office. Then I would like to say this year of 1993 was perhaps a little bit longer for me than for other people, but it did go by very quickly. But it certainly has been a very eventful year and I think one which people will look back at in the history of the Town and say, this was the turning point, the real turning point. We made some new friends in this year, and unfortunately, we lost some old ones. So that, let me say on behalf of the Board that we wish you the very best of this holiday season, a very happy and prosperous New Year and it's a special time of the year for friendship, for good memories, and joy and fellowship. I hope that each of every one enjoy it."

Meeting adjourned: 7:55 p.m.



TOWN CLERK