

Minutes of a Regular Town Board meeting held by the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Wednesday, July 5, 1995, at 7:00 p.m.

Present:

James Stark,	Deputy Supervisor and Councilman
Victor Prusinowski,	Councilman
Frank Creighton,	Councilman
Harriet Gilliam,	Councilwoman

Also Present:

Barbara Grattan,	Town Clerk
Robert Kozakiewicz,	Town Attorney

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

Deputy Supervisor Stark: "Is there a motion to approve the minutes of the Regular Town Board Meeting of June 20th and the Special Board Meeting of June 28th?"

Councilwoman Gilliam: "So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Prusinowsk, yes; Stark, yes. The minutes are approved.

REPORTS:

Town Clerk	Monthly report for June, 1995
Receiver of Taxes	Monthly report for June, 1995
Building Department	Monthly report for June, 1995
Open Bid Report	Peconic River Waterfront Improvement Project which was opened on June 23

rd, 1995, at 11:00. We had six bids

APPLICATIONS:

Special Permit

Tire Country requesting for permission to use premises on Route 58, Riverhead for purposes of selling at retail tires and accessory products and to do motor vehicle repair

Special Permit

Felix Segal - establish a single family residence on second story of existing building, including second floor addition and deck at 514 Pulaski Street

Special Permit

Garrett A. Strang, Architect for re-instate retail gasoline sales station use and to construct a new facility with a convenience store and full canopy at 1050 Osborne Avenue

Jamesport Fire Dept.

Request for a parade permit in Jamesport Village on July 19, 1995, at 7:00 p.m. Rain date: July 20th

CORRESPONDENCE:

Mr. and Mrs. Howard
Levine

Opposing the proposed tea room/restaurant on the corner of Sound Avenue and Pier Avenue in Jamesport

Hallockville, Inc.

The Board of Directors passed a resolution at their monthly meeting on June 28th, opposing any amendment of the Riverhead Town Code allowing a teahouse or other new business along the historic corridor of Sound Avenue

Edward Cheslak

Complementing the consistently excellent job done by the people in the

Riverhead Town Highway Department

East End Hospice

Thanking the Sanitation Department for waiving the fee for depositing picnic trash after their First North Fork Spring Pig Roast Picnic

American Legion
Post

Thanking the Sanitation Department for all their help in making the Post successful

The Blue Wave
Booster Club

Would like to attend a work session to discuss the possible lettering of the newly painted water tower on Route 58, Riverhead

Town of Brookhaven

Notification of a public hearing to repeal Article XXXII(A)

Deputy Supervisor Stark: "There are no Public Hearings scheduled for tonight so I would recognize anybody in the audience who would like to speak to the Town Board on any particular given subject. Yes, sir."

Harold Klick: "My name is Harold Klick. I'm a Riverhead resident."

Deputy Supervisor Stark: "Howard, could you just repeat that so we can get it on tape?"

Howard Klick: "Which one? My name is Harold Klick. I reside in Riverhead. I have resided here since 1960. For the past 10 years I've come before this Board endeavoring to get a boat ramp place some place on Long Island Sound so that I can put a boat in the water. I've been told, oh, go buy a four wheel drive vehicle. Well, I can't afford a four wheel drive vehicle. I want you to do something with the ramps that we had before or at least dredge out the one in Wading River so I could put a boat in the water. Thank you."

Deputy Supervisor Stark: "Thank you. Anybody else at this particular time? Yes, Steve."

Steve Haizlip: "Steve Haizlip of Calverton. I want to talk about this here Resolution 460 where it says amend site plan of Frank Beaulieu of Calverton Park and Ride. I think I know what's up. That man stood up here and said he was going to put in buses and going to-- "

Deputy Supervisor Stark: "Steve, I can tell you what it's all about very quickly. All he did was take out one piece of curbing on the property way in the back. And that's the only site change on the whole thing."

Steve Haizlip: "Oh, he's not-- "

Deputy Supervisor Stark: "Just a piece of curbing."

Steve Haizlip: "Oh. He's not rescinding that he's going to withdraw city buses and-- "

Deputy Supervisor Stark: "No. It's just-- they've changed the site plan to eliminate a curbing way in the back of the property."

Steve Haizlip: "All right."

Deputy Supervisor Stark: "Okay?"

Steve Haizlip: "All right."

Deputy Supervisor Stark: "Anybody else? Yes, sir."

Robert Desmond: "My name is Robert Desmond. Riverhead resident. On the Long Island Sound from one end to the other, it seems that Riverhead is the only one that doesn't have a boat ramp. I went to Mattituck where they want one hundred and sixty some odd dollars for a non-resident. I went to Southampton where they want \$150 for a non-resident, and I don't understand why Riverhead doesn't have some sort of a ramp that you can get a boat in. I don't have a yacht. I have a 16 foot aluminum. I did have a four wheel drive and even a four wheel drive doesn't make it because you don't have sand on the Sound, you have gravel. Usually when they go in with a four wheel drive, they bring another one with them to pull that one out. You can back in but you can't get out. I don't see why a Town like Riverhead doesn't have some sort of access to the Sound. Thank you."

Deputy Supervisor Stark: "Thank you. Is there anybody else who would like to speak to the Board on any subject? Yes, Bill."

William Kasperovich: "William Kasperovich of Wading River. Since boat ramps are put on-- in everybody's mind, in Wading River we have a situation where the east side of the creek was purchased by Lilco and is still owned by them. It's the corner piece facing the Sound and one side is the creek. In light of changing times and conditions, I think it might be appropriate to approach Lilco to acquire that piece. And with that piece we would then own one side of the creek and we could do many things without having to deal with Lilco. And it would make a nice public park and situation."

The woman that sold it to Lilco, I won't mention her name, but she just got money hungry instead of considering the town, she considered the good price she could get. However, it never got developed to the potential that it has. So this might be the time to make an approach and see how Lilco feels in letting the Town acquire it.

I say this pretty much when I read about \$200,000 going into the old movie house. Hey, we're spending money in six figures there, we might be overlooking a good thing that we would have for perpetuity. And certainly could arrange for an access to the Sound.

Now, the purpose for my being here tonight is to bring to the attention of the Town Board that unlike other towns and other cities that have grown up into current affairs and outlooks and concerns, sidewalk bridge, sidewalk crossing, sidewalk closing. Now, it appears that the town by the people that should be interested in these three items are either aren't getting involved or just not doing their job. The sidewalk is a public domain. The safety of the public is of prime concern and when a building permit is issued, these three items should be considered. And considered from the written ordinances in the town of Riverhead.

If a sidewalk is closed, conditions should be accommodated. If vehicles or equipment or materials cross from the street over the curb and over the sidewalk, again, this is a concern of public safety. And this has never been addressed properly in Riverhead. And why should a private citizen have to get involved to point his finger at improper and inadequate conduct of contractors to do things that would never be tolerated in 90% of Long Island.

In Riverhead, it seems it's easier to get caught in resolve it afterwards. But what do we do when a citizen gets injured? And the town is in the wrong. This is a situation of another color. My concern is that the public is safeguarded and nobody gets hurt.

The last item-- I keep telling myself it's not an appropriate thing but it's a crappy subject. Cesspools. Many-- sometime back, I brought to the attention of the Town Board that we have no control or no involvement with the installation of cesspools on the property of existing homes. In some areas of the town where the plots are small and the property is close by or conditions of the existing are not what it should be but it's underground and we've lived with it for a long time. Nobody pays attention.

I haven't been aware that this problem-- and it is a problem-- because the only time we can go to a resident and say, hey, you are repairing your waste outfall and you have to correct conditions as they come out of the house, not just plunk another one where you well please. The vent of a cesspool close to a house can be offensive as an open manhole. And if you happen to live downwind on certain seasons from one of these situations, we become aware of it every year. But we have not kept records and we have not had any input to the development and installation of septic and cesspool wells. And we were supposed to have started this when the scavenger waste system was introduced. We were supposed to-- from that point on grow with conditions as they arise. It was never done.

Neither by locations of cesspools that were empty nor location of cesspools that were subsequently added to or installed. Now, (inaudible) had a different importance which was changed with the network of municipal water distribution. Until then, many areas were predominantly with their own water-- pumping their own water. And now that we have most of Long Island-- most of Riverhead covered with municipal water this is a lesser of a problem. But that's only from one aspect as serious as it was and is.

But the other aspects have somehow gotten lost. And I think we have to backtrack to the scavenger waste program as it was introduced and see what we can do to bring to life something that we should care for and watch for for the betterment of the health and wellbeing of the people that live here. I don't know how else to emphasize this.

But remember you can engage a cesspool builder. He comes in with his equipment and if he has a reasonable access, in a couple of hours he's in and out and everything is covered up and nobody other than seeing disturbed earth is aware of what was done. So the neighbors cannot be the watchdogs for their own selves."

Deputy Supervisor Stark: "Bill, if I may, I would ask you to sum up. I've got a lot of people out here waiting to speak."

William Kasperovich: "That rubs me the wrong way, Mr. Chairman."

Deputy Supervisor Stark: "Bill, you've been on almost 10 minutes. I certainly will call-- "

William Kasperovich: "You know, when I sat here and you let Smith talk for 20 minutes, you didn't say this to him. But Kasperovich comes up here-- and I'm about ready to finish with my last sentence, and all of a sudden you run out of patience."

Deputy Supervisor Stark: "Just asking you to sum up. No, I'm asking you to sum up, that's all."

William Kasperovich: "So, enough said with the cesspools. The Wildwood Acres Road that I've introduced and concerned meeting before last, I'm still patiently waiting for some indication by the Town as to what their attitudes and intent is going to be. Thank you."

Deputy Supervisor Stark: "Yes, Cathy."

Cathy Casey: "Cathy Casey, Wading River. Number one, with regards to the creek, we are writing a letter with regards to what's been going on with Lilco and so there is some refinement we need to do, and a little bit of clarification that we need to do."

Question. Is there anything on tonight's agenda with regards to the motorcycle shop down at Wading River Ponds? I don't see anything on there."

Deputy Supervisor Stark: "No."

Cathy Casey: "There is nothing coming up on it all all tonight."

Okay. I have another question for you with regards to that. In conversation with Mr. McCarroll, which Frank and I have had several, Frank indicated to me that with regards to the zoning change that we have talked to you about to-- for lack of a better expression, stop a motorcycle repair shop from going in there, he indicated to me that he-- that interest has shown by Harley-Davidson to put a Harley-Davidson museum in there. Okay. I was wondering if in any way, shape or form did Mr. McCarroll indicate this to you and/or has he submitted anything to substantiate this statement?"

Deputy Supervisor Stark: "Mr. McCarroll appeared before the work session this past Thursday. And he really simply briefed us on where he was. It was a general conversation back and forth. He did mention that-- he mentioned more about what type of store he was going to put up and items to be sold and this and that. There was nothing definitive said in any way, shape or form."

Cathy Casey: "So he did not elaborate in terms of-- "

Deputy Supervisor Stark: "Well, he elaborated on-- Cathy, I can't exactly remember everything, but he had made mention of a Harley-Davidson museum and he said I don't really think you want that there. And I have to agree with him."

Cathy Casey: "Yeah, well, okay. We realize that he's trying to be-- "

Deputy Supervisor Stark: "He just came in to talk. He was here for about 15 minutes and he left. He's in a permit process. He's going to go through the Board of Health and all of that stuff. That's about where it lays."

Cathy Casey: "And nothing on-- nothing like that. Okay, thank you."

Deputy Supervisor Stark: "Thank you. Yes, sir."

John Cantalmo: "John Cantalmo, from Wading River."

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

John Cantalmo: "John Cantalmo. I spoke to some residents of

Wading River, older residents. And I asked-- I tried to find out-- I spent a week doing this, to find out why that post office was placed the way it was, right up on the road. And I spoke to two people who remembered, who knew what went on at that time and they said in order to put the post office there, one of the requirements was that there had to be a back loading area to bring the mail in and out. And that was one of the things that was specified. I don't know if it was specified by the post office or the town."

Deputy Supervisor Stark: "Was that specifically built for the post office?"

John Cantalmo: "Yes."

Deputy Supervisor Stark: "Or had it been in use for something-- "

John Cantalmo: "The town-- "

Councilman Prusinowski: "It was the request of the post office."

John Cantalmo: "And the town went ahead and they gave them a variance because, and solely because, it was to be used as a post office. They didn't have to conform to the required setbacks at all and they allowed them to put that thing right up on the road. That's one of the problems with that building. It's right up on the road. And only because it was to be used as a post office, was that allowed."

What I'd like to find out is, does the town still have minutes of those meetings? Does the town still have a record of the covenants that allowed that to be a post office? I feel if Mr. McCarroll wanted to open a post office, he should go right ahead and open a post office. And that's the only reason why that building was allowed to be put on the road. And if he wants to use it for another reason, perhaps he should comply with the setbacks only because it was to be a post office, was it allowed to be put zero feet from the road. And as a post office it was accepted. As a Harley-Davison shop, I think maybe the first 40 feet should be removed from the building. It would be a narrow building, but motorcycles tend to be very narrow. It probably would still work out for them. Can I get that information from the town?"

Deputy Supervisor Stark: "I'm sure that the Town Clerk has-- you'd have to approximately tell Barbara, you know, what year."

John Cantalmo: "Can I come in tomorrow?"

Deputy Supervisor Stark: "Is it 30 years ago? I don't know how long it's been there. Eileen?"

Eileen (unidentified): "It opened in 1959."

Deputy Supervisor Stark: "'59. So, somewhere downstairs in the archives."

John Cantalmo: "Okay. I'll come in tomorrow."

Barbara Grattan: "They're not even downstairs. They're right in my office, 1959. So-- sure."

Deputy Supervisor Stark: "Thank you. Is there anybody else? Yes, sir, way in the back. I already called somebody, George. I'll get you next."

Joe Lynch: Joe Lynch from Wading River. I just have a question. Is there a reason why Mr. McCarroll has to come to a work session and present anything to this Board? Is there something that he is seeking from the Board, an approval of some type for this shop?"

Deputy Supervisor Stark: "To the best of my understanding, Joe, he simply called my office and asked Lynn Mirakis (phonetic) to put him on the work schedule which, you know, most people are entitled to do that."

Joe Lynch: "So he isn't seeking a zoning change or some type of approval from this Board?"

Deputy Supervisor Stark: "No. The conversations were general in, you know, as he said, I want to give you an update as to where I am. That he has been talking to people in Wading River and he did mention what Cathy had mentioned about a museum. He mentioned a more definitive description of the types of articles he wanted to sell, like jetskis, or what have you?"

Councilman Prusinowski: "Joe, are you the President of the Association?"

Joe Lynch: "No. I'm not. I used to be."

Councilman Prusinowski: "Who's the President now?"

Deputy Supervisor Stark: "Joe Shanahan (phonetic)."

Joe Lynch: "Joe Shanahan and Sid Beale is here who looks like will be soon."

Councilman Prusinowski: "Did Mr. McCarroll come before the Wading River Civic Association?"

Joe Lynch: "Yes. He has."

Councilman Prusinowski: "Has he discussed the project?"

Joe Lynch: "Yes."

Councilman Prusinowski: "Was there a consensus of the group towards the project?"

Joe Lynch: "I'd rather let somebody else speak for the Association. To me-- my personal opinion-- "

Councilman Prusinowski: "Just your personal opinion."

Joe Lynch: "-- it was the most negative meeting I've ever been to, including the-- "

Deputy Supervisor Stark: "I think he related that same feeling to us that is was a very negative meeting."

Joe Lynch: "Okay. It outdid the Shoreham Nuclear Power Plant. Okay. I would just like to mention that if any decisions do have to be made by this Board regarding this particular project."

Councilman Prusinowski: "There's no decisions other than a site plan approval."

Joe Lynch: "Okay."

Councilman Prusinowski: "I think what you hear tonight is the public hearing that we had a month and a half ago which (inaudible). He sent me a nasty letter today lecturing me, which I don't appreciate. I don't care who he is in Wading River. I've been on this Board 14 years. I don't need a lecture from him. I get letters from citizens and they take an issue with some of the things they've said to me and I accept that. But from this guy I don't. Quite frankly, you're here tonight because we had-- Eileen Drower called me, or the Town Board, months ago, and we put together a public hearing to amend this zone which was apparently overlooked in the Wading River Hamlet Studies. One of the things I said, it's a living document, it should change to reflect changing times. Well, there's a classic example.

So you're here and he showed up because he was concerned that I was leading the charge to change the zone. Well, I'm in favor of changing the zone. And I want to give you this letter-- . I don't need a guy like him to lecture me on how to conduct my business up here. I'll take the criticism and the lumps, but I don't need a letter. And I want you to take this back to the Association."

Joe Lynch: "Okay. I'll take it. Let me just finish what I was going to say. When something like this comes up, of course, I look at this Board's decisions as being sort of like the Supreme Court of the United States trying to interpret what the meaning of the constitution was, what did the forefathers mean when they wrote it. And unlike having to wonder what Thomas Jefferson and Benjamin Franklin were thinking, you people have the advantage in that the founding fathers of the Hamlet Study to my-- "

Councilman Prusinowski: "He took issue with me because I used to own a bar and I didn't take issue with motorcycle people. What I said was, the motorcycle bikes are noisy. Okay. I'm sorry to interrupt you. He's taking issue with me because I have a-- something complex in here. His psychological 101. The thing is that I did it with past experience. Okay. And I pointed out to him that that's a concern, I believe, of some of the residents of the town, is the possible noise impact on the community. And he took

issue with me. You'll see the letter. I'm sorry to interrupt you."

Joe Lynch: "Okay. Well, what I was saying is that I think one of the advantages is you people have over the Supreme Court is that the founding fathers of the Hamlet Study are still around and they can be asked. And I stand here as one of them. And I can tell you that it was not in our mind at all to encourage a project like this to be put in front of the ponds and an historical church and a quiet area like this.

So any help in this regard by this Town Board, we would deeply appreciate. Thank you."

Deputy Supervisor Stark: "Helga, and then way in the back after, so why don't you start moving around?"

Helga Guthry: "Helga Guthry, Wading River. When you had mentioned, when he mentioned some things about what he's planning to sell there, one of the very upsetting bits of news that we had at the Civic Association meeting the other night was that he plans to sell guns and ammunition. Did he tell you that he changed his plans on that because he told one of our members that."

Deputy Supervisor Stark: "Unless the Board can correct me, I don't recall him mentioning guns and ammunition."

Helga Guthry: "Because somebody asked him."

Councilwoman Gilliam: "No, he didn't."

Helga Guthry: "He didn't mention it one way or the other?"

Deputy Supervisor Stark: "No."

Councilwoman Gilliam: "No."

Helga Guthry: "Because that would be something that would be, you know, even we'd be more against that than motorcycles as far as I got the consensus from the people the other day."

Deputy Supervisor Stark: "Thank you, Helga. Yes, ma'am."

7/5/1995minutes

Jane Alcorn: "My name is Jane Alcorn from Wading River. I get the impression from times or imagine that you probably get tired seeing all these people from Wading River time after time. And-- "

Deputy Supervisor Stark: "We should be returning to Wading River soon, shouldn't we Cathy?"

Barbara Grattan: "Next week. Our next Town Board meeting."

Deputy Supervisor Stark: "The next Town Board meeting we'll be in Wading River."

Jane Alcorn: "Wonderful. Many of us are here as you are well aware because we are concerned about what will happen in the area around the ponds and, as you know, Wading River has historic quality. In the Hamlet Study, that area is considered an historic district. And that I think also should be considered when we look at what kinds of businesses should be placed there or allowed to be placed there, so I hope that that will also be part of your consideration."

The people of Wading River look at those ponds as something very special. That's one of the things that we all seem to gravitate towards. We have our duck pond days twice a year and a lot of people come out and certainly even those who don't, who remark on how beautiful the ponds look these days. And just this week I stopped there with my daughter to feed the ducks and I saw another family picnicking. They had their car parked and their picnic set out by the duck ponds. And that kind of thing is a wonderful thing to have in your town. It's something we all love.

And I think that the people of Wading River also appreciate the businesses that are down there. They are good neighbors. The ones like the antique shops and the pizza parlor and the insurance and law offices and the dentists offices. There's a church. There's a preschool. And those kinds of things are quiet. They're in keeping with the character of the community, in keeping with the historic character of the district, and they allow people to live in a peaceful manner. And I think that that historic, quite, family oriented kind of place deserves to be looked at and considered for businesses that are historic or quite or family oriented

and will keep that kind of ambiance and peace there. I have nothing against people who ride motorcycles. My husband has done it and taken me and my children on the motorcycle, but I don't think that a motorcycle repair shop or a place where we are going to have the noise that comes with those things would be in keeping with that character.

I know that one of the buildings that's there has been proposed to be restored as for-- reconverted as a restaurant again. And I can't imagine people sitting outside a restaurant trying to enjoy the duck ponds and listening to the sound of the Harley-Davidsons going by. I think it would kind of destroy that feeling that would be created by a restaurant business.

So those things, I think, ought to be kept in mind as we think about what should go there. And I tried to look through the Town code to find out what would fit, and I couldn't really-- it was kind of difficult for me. I did see what Business C, which is what that is zoned would allow. But then I came across what the purpose of zoning is and this comes from your zoning-- well, this is an old copy. But I don't think your purpose has changed too much.

The code of the Town of Riverhead, New York, volume 2, 108-2 and the sentence I'm going to read says: The purpose is to establish the boundaries of districts for the purpose so as to promote the health, safety, morals, and general welfare of the Town of Riverhead with reasonable consideration among other things of the character of a district and its peculiar suitability for particular uses and of the conservation of property values. And I think that's really an important aspect to be considering since it is one of your purposes and certainly one of the ones that I would like to have considered. So I thank you for your time."

Deputy Supervisor Stark: "Thank you. Bill, I mean, George."

George Schmelzer: "About this Wading River business. Someone said the post office was built in '59? If that's the case, there was no problem. The town was free that time. Didn't have any-- "

Deputy Supervisor Stark: "No, not in '59. I think zoning was adopted in '56."

7/5/1995minutes

George Schmelzer: "'59."

Deputy Supervisor Stark: "'57. 59? You may be right. I should learn not to take you on about history because you know a hell of a lot more about this town than I do."

George Schmelzer: "No. I remember people were starting to get stuck and lawyers were starting to get rich that time. And-- a lawyer was on the Board, to create the zoning, as soon as they got it in, he made \$25,000 working for a company that put something in. Pretty good for them. Now you got all departments you've got to pay for and getting to that-- "

Deputy Supervisor Stark: "I've often suggested, George, that you should be the second Town Historian because you do have a worth of knowledge about this town which we should capture it before-- "

George Schmelzer: "When I get through with you now, you won't say that."

Deputy Supervisor Stark: "-- before you retire."

George Schmelzer: "That Wading River creek. If you want to buy that, make it part of the Pine Barrens so that people down there can get a sample of what we have on the Peconic River. How about that? To me, the Town flag should be at half mast since you guys lost your guts and passed that Pine Barrens thing last week. You know to me, I almost call it treason.

Go back to that (inaudible), to me you are Communist under Republican cloak. With this scenic river nonsense. You settled that onto us. The Town Board at that time asked him not to vote for it. He did. We should have bypassed him, wrote telegrams to all the State Senators and Assemblymen, it wouldn't have gone through. But that wasn't done. So, last Wednesday, each of you gave a sermon glorifying yourself, with the sound of a little guilt written in between. How wonderful this Pine Barrens thing will be but it wasn't imperfect. I wonder if I came along with a subdivision plan, well it isn't perfect, but you pass it, like hell you would. Something imperfect, would you? You wouldn't even look at. And it's a shame what went on. You had some reservations

there. I think you bragged about. How can that hold legally if the other two towns didn't go for it? This town can't be special no more than if Brookhaven or Southampton wanted something special, it wouldn't hold.

What you should have done is (inaudible) it down. You want to come up with something, get rid of the damn scenic river then we'll vote for it again. They didn't ask you what the boundary was, you're going to-- you've got these vague promises it will be nothing. I think sometimes maybe they threaten you guys politically. Take some political favors away, some political pork, maybe dangle some political pork in front of your nose, and smell good, so you voted against it. Is that right?

Could there be any other reason you had threats. I've heard it mentioned there were threats. Make them public. Are you afraid to? Then tell us what political pork was promised to you to vote for that and double cross the town of Riverhead. You should put the flag at half mast for 30 days for what you did. Really. You ought to be ashamed of yourselves. I think you are underneath. With that self-serving sermons you spoke for reminds me of some slick lawyer trying to get a criminal off talking before a jury almost. Similar to that.

I can't make it any tougher. I don't want you to get mad at me. But the truth is the truth. That's about it."

Deputy Supervisor Stark: "Thank you, George."

George Schmelzer: "Thank you? You really mean that?"

Deputy Supervisor Stark: "Yes, sir. Is there anybody else that would like to speak at this particular time? If not, let us take up the resolutions."

Resolution #456

Councilman Prusinowski: "Authorizes the Town Clerk to publish and post notice to change location of regular meeting. The next meeting will be on July 13th at the Wading River High School-- Elementary School-- July 18th. So moved."

Deputy Supervisor Stark: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Prusinowski, yes; Stark?

Deputy Supervisor Stark: "As long as the Wading River Civic Association promises a cool night. Yes."

The Vote (Cont'd.): Stark, yes. Resolution is adopted.

Resolution #457

Deputy Supervisor Stark: "Authorizes the issuance of \$250,000 serial bonds. So moved."

Councilman Prusinowski: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #458

Councilman Creighton: "Authorizes the attendance of accounting department personnel at a conference. So moved."

Councilwoman Gilliam: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #459

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

Councilman Creighton: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #460

Councilman Prusinowski: "Amends site plan of Frank Beaulieu. So moved."

Deputy Supervisor Stark: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #461

Deputy Supervisor Stark: "Without objection from the Board, I move 461 through 466, appoints fill in recreation aides, etc. for the Recreation summer program. So moved."

Councilman Prusinowski: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Prusinowski, yes; Stark, yes. The Resolutions are adopted.

Resolution #467

Councilwoman Gilliam: "Exchanges cash bond of Calverton Commons (1993 Roanoke Apartments, Corp.) for a Suffolk County National Bank letter of credit No. 950321. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #468

Councilman Prusinowski: "I want to move 468 and 469. This is change orders in the work we are doing at the movie theater. So moved."

Deputy Supervisor Stark: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Prusinowski, yes; Stark, yes. Resolutions are adopted.

Resolution #470

Councilman Creighton: "This authorizes the advertisement in local papers for a job for a site administrator with respect to the Calverton Grumman Air Facility and this is the result of work done by the commission to help them do the survey and preparation work for the town taking over the Calverton site, and this is being funded by monies provided by the federal government in order to assist us in the work we have to do at Grumman. So moved."

Councilwoman Gilliam: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #471

Councilwoman Gilliam: "Recreation program fund budget adjustment. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #472

Councilman Prusinowski: "I would like to move 472, 473 and 474. They are just budget adjustments, one's for the general town, one's for the highway, and one's for community development. So moved."

Deputy Supervisor Stark: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Prusinowski, yes; Stark, yes. Resolutions are adopted.

Barbara Grattan: Okay. Resolution to pay bills."

Councilman Prusinowski: "Before I make the Resolution to pay bills, I just want to say one thing in response to some of the people. We've asked Lilco 100 times if they'd like to sell the property east of the creek. They said no. We have a permit pending with the DEC for Iron Pier now going on four years to permanently solve the boat access to the Long Island Sound. We're going-- they-- we're in the middle of the environmental review process now.

As far as the Wading River Creek, the way the creek has evolved this year, the Board thought-- and I agree with them, it's my recommendation, I'll take the heat. We're not going to spend \$60,000 to do it the DEC way. We're just not going to do it. Three-quarters of the creek is in Brookhaven town. I have a file this thick that we did a lot of work and some of the members of the Civic Association. It's a very inexpensive way to maintain that creek for this year. As usual, the DEC gave us a very hard time, \$3,000 in permits, they wanted to do a very expensive way, a stupid way. I grew up on a farm, we used to dredge creeks all the time. It's a waste of taxpayers money. There's an inexpensive way and if we can get that way approved, we would be happy to go in there and dredge the creek. If not, it's going to wait until the spring. We've never sued Lilco. I have a letter in my file, if anybody

would like to see it from Mr. Catacasenos (phonetic). He did an internal review. The Wading River Civic Association help was instrumental. We went back and researched all the way back to 1970. The company made a promise to maintain the integrity of the shore and the flow of the creek based on their operating license of the plant. As you know, the plant has been closed down and he had a review by the legal department and sent a two letter line that said because of the license status of the plant has changed they believe that their obligation to continually dredge that area no longer exists and basically the letter says if you don't like this, take it to court. So that's basically where we are.

We have dredged that creek the last three or four years, probably spent upwards of \$150,000. So there comes a time when you have to judge, you know, I know the creek is only usable from mid-tide up but there's a simple way of doing it. The guy-- the technical staff from the DEC again came out to really make this a very inexpensive way. We have a bulkhead we're putting in. They requested us to mitigate an area which is nothing more than tires and rocks and I grew up in this town. The bids came-- \$150,000 more to do the technical-- so, yes, we had a lot of hard feelings on the Pine Barrens vote. I know I did. And this is the kind of stuff we go through all the time.

I make a motion to pay the bills."

Deputy Supervisor Stark: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Prusinowski, yes; Stark, yes.

Deputy Supervisor Stark: "I move motion 476. Appoints Jean Marie Costello hearing officer in a matter of a disciplinary proceeding against a town employee. So moved."

Councilman Prusinowski: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Prusinowski, yes;

Stark, yes. The Resolution is adopted.

Deputy Supervisor Stark: "Being no other further business,
this meeting is adjourned."

Meeting adjourned: 7:49 p.m.

Barbara Sutton
Town Clerk