

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead, at Town Hall, Howell Avenue, Riverhead, New York, on Tuesday, October 21, 1997, at 7:00 p.m.

**Present:**

James R. Stark,	Supervisor
Victor J. Prusinowski,	Councilman
James B. Lull,	Councilman
Mark A. Kwasna,	Councilman
Otto Wittmeier,	Councilman

**Also Present:**

Barbara Grattan,	Town Clerk
Robert Kozakiewicz,	Town Attorney

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

Supervisor Stark: "If the Board will join me down front-- plenty of seats if everybody would like to take a seat. We have two, three proclamations to give out tonight and what I would like to do right now is to call Tom Gahan to kind of give us a little background on this first proclamation that we're handing out. Come right up here, Tom, that's good. I always like to keep you-- because you're so tall."

Tom Gahan: "Thank you, Jim. One proclamation tonight is the town is bestowing or proclaiming I should say, November 15th as Songwriter's Day in Riverhead, honoring all the people who live in Riverhead township and who are participating in the songwriter's showdown which will be held at Polish Hall on November 15th at 8:00 p.m. and you are all, you know, urged to come down. If you want to hear a real musical treat, all these people are amateurs. Believe me, I've heard them one and all and they are going to sing their hearts out for you, and it's for the benefit of the Vail-Leavit Music Hall. So I think you are really in for some pleasant surprise if you come to Polish Hall on November 15th at 8:00."

But they are here tonight to receive this proclamation on behalf of the Town. I thank the Town Board; I thank Jim Stark for

doing this. Also this event wouldn't have been made possible without the help of local business people like Bobby Goodale from Riverhead Building Supply, like BJ's Wholesale Club, Laughing Boy Studios. Also, Mr. Joel (inaudible) Main Street Music, very dynamic person who has gotten some major American corporations involved in this, what started as a very small project and it's turned into getting the attention of some major names in the music business, but I won't talk about it tonight, but this thing has become such a pleasure to see it develop and grow and give the recognition to people that deserve it, the amateur songwriters who I hope to some day see at the top of the charts and know that they were here tonight getting this proclamation. So without saying much more, I will turn it back over to you."

Supervisor Stark: "Thank you, Tom. I appreciate that. One of our greatest gems that we have in this Town and if you haven't seen it, go see the restoration of the Vail-Leavit Museum and I'm going to ask Councilman Lull if he would read the proclamation. I always like to get my Councilpeople to read because my glasses are getting weak."

Councilman Lull: "Proclamation from the Town Board

WHEREAS, the Town Board of the Town of Riverhead has recently established the Peconic River Arts District for the establishment and promotion of artistic endeavors in the heart of downtown Riverhead; and

WHEREAS, Mr. Tom Gahan has conceived a unique contest for the Town of Riverhead to promote and recognize our resident songwriters and at the same time provide funds and continued restoration of the historic Vail-Leavit Music Hall; and

WHEREAS, the Town Board of the Town of Riverhead supports this event wholeheartedly as a means to draw attention to and recognition for our resident artists in furtherance of the Peconic River Arts District goals.

NOW, THEREFORE, I, JAMES R. STARK, as Supervisor of the Town of Riverhead do hereby proclaim November 15, 1997, to be Riverhead Songwriter's Day in the Town of Riverhead and call upon my fellow citizens to join me in the support of this worthwhile endeavor for

the promotion of the arts and artists in our community."

Supervisor Stark: "Tom, do you want to bring anybody up?"

Tom Gahan: "Well, I would like to invite some of the people-- "

Supervisor Stark: "Okay. Why don't you introduce them?"

Tom Gahan: "Okay. I would like you to step up and receive the proclamation. Lisa Dabrowski (phonetic) of Riverhead. Mr. Vince Collins from Aquebogue, Shari (inaudible) from Riverhead, (inaudible). So I think these people really should be receiving the proclamation. Thank you."

Supervisor Stark: "Does anybody want to give us a song? Or shall we leave the suspense for November 15th? This is the future of our downtown area creating the Artists District, songs, sculptors, painters, writers, everything that goes along with the arts and the humanities. And I think that's what's going to bring-- part of it is going to bring back the restoration of downtown the way I grew up in this town where it was a vibrant, vibrant area. So I commend you. We look forward to seeing you on November 15th. So why don't we just present this and go from there? Thank you very, very much. And good luck."

This next person that we would like to honor here, I think Lori has got to go find him. I'll give you a little background. Hawk and I are about the same age. If anybody remembers the draft, and I'm sure I look around out here and see some faces that are up in our age, Hawk and I went in for our physicals and he got out, I had to go. But Hawk and I have been friends for 61 years. Hawk has been a loyal member of-- and Hawk is retiring. We just thought it would be appropriate, come right up here-- you're not getting away that cheap. Hawk's been involved in many things in the Town of Riverhead, beautification, coaching, championship girl's softball teams, reporting sports events for WLNG, WRIV, worked for years for (inaudible) on Peconic Avenue, did a little drag racing for years, I can't tell them all the bad things but I'll tell them all the good things.

But, again, one of my personal friends, we grew up together, Hawk, enjoy retirement. Please come around again. We'll put you

back to work somehow. Thank you."

Councilman Prusinowski: "Hawk, I was privileged to be here March 23, 1981, when we interviewed you to put you on the Town Board-- Town Board-- on the town payroll. You would probably run for office and win in this town, too, because I certainly would vote for you. You know, Hawk represents what Riverhead is all about and it's been a pleasure to have you work for the people of the town of Riverhead; you've done a wonderful job, the people have heard you on WRIV and really you represent what Riverhead is all about and when I-- you know, you go around town and I've been involved here for 15, 16 years, as much time as you have, you are the essence of Riverhead. And I'm proud to have voted for you in 1981. You've done a wonderful job for the Town. I believe, Mr. Haizlip, you want to come up. We'll do that first before I read the proclamation from the Supervisor, and believe me, I think the people-- it's a sad day in Riverhead, not a happy day for your retirement here because you've done really a wonderful job for the people and we're going to miss you. But I understand you're going to come back as a crossing guard or something."

Steve Haizlip: "Hey, Hawk, you know, you've got to give credit when credit is due. I'm been dubbed as the Town watchdog but you were the guy that coined the phrase. You were out here on the sidewalk at it was about 1992 and you said, here comes the town watchdog. Well, the people that were with me, they snowballed that and now it is gone all the way to Calverton to the Greater Calverton Civic Association which I have the title the Town Watchdog, and now at the bottom I have this phrase was coined by Hawk Woodson in the year 1992. So I want you to keep this as a remembrance of me and you will get a frame, put it up, and you'll always have the Town Watchdog looking at you."

Supervisor Stark: "He may have dubbed him the Town Watchdog but Ruth picked up on it and made a whole article. We thank you for that, Ruth. We truly thank you."

Councilman Prusinowski: "WHEREAS, James Hawk Woodson has served the residents of the Town of Riverhead since March 23, 1981, first as a groundsman for the Town of Riverhead Recreation Department, then as a Maintenance Mechanic II with the Buildings and Grounds Department; and

WHEREAS, the Town Hall employees and visitors have always considered the daily Hawk report a highlight of their day and will sorely miss Hawk's informative updates-- which doesn't have to end, by the way-- ; and

WHEREAS, the Town of Riverhead wishes to express its esteem to Hawk Woodson on the occasion of his retirement from service to the Town of Riverhead and to acknowledge the dedicated manner in which he performed his duties.

NOW, THEREFORE, I, JAMES R. STARK, as Supervisor of the Town of Riverhead, do proclaim October 31, 1997, Halloween night, be Hawk Woodson Day in the Town of Riverhead in recognition of the grateful appreciation of the service, dedication, friendship to the Town of Riverhead, and I have to tell you that you'll be missed and you are -- have done a wonderful job for the taxpayers of the Riverhead, because they're the people we all work for. And now why don't you say a few words, and we're all proud of you."

Hawk Woodson: "First of all, I would like to thank the members of the Town Board, also I would like to thank my wonderful boss, Manny-- he's out there somewhere, Ken Testa, Charlie Brown, and lawyer Jackson and all my fellow employees. I'm going to miss them a lot, but I'll see them every day and I'm going to miss the staff downstairs in the financial district. I enjoy them very much and I'll be around, you know. I'm going to do a school crossing guard part time and whatever you want me to do. Need somebody in an emergency, I'll always be available. Thank you very much."

Councilman Prusinowski: "Hawk, I hear you are going to do a political report on WRIV everyday."

Supervisor Stark: "Well, thank you, Hawk, and enjoy it, really."

The next part of our proclamations tonight is the Employee of the Quarter. I'm kind of extremely proud because I was part and parcel of bringing this young lady to Town Hall. Her abilities in the financial aspect of our Accounting Department, payroll and everything else are superb. It may be-- is Jack back from New York City yet? Why doesn't Jack come on up here because I'm sure he can expound upon this young lady further than I can. I consider this young lady a very personal friend, she is also a neighbor, keeps

er yard very quiet, but she's just a well-rounded girl that knows what to do, when to do it, and believe it or not when people come in to ask questions on their payroll, she doesn't take any guff from them; it's done right, very few times, if any, has there ever been any mistakes. You can ask her a question, she says hold on, I'll give you the answer. That quick she does it. So I'm extremely proud to announce the Employee of the Quarter, Miss Deborah Sorensen. You didn't think I was going to let you get away without-- now, don't cry, don't cry. How about we do something special tonight. They are all shaking their heads, but I'm going to give you a direct order as your boss, come on down. Come on down. That's right. I think you can see by who is coming up, we've got to get some men down there in the accounting office. We've had several but they chased them out. I'm going to turn it over to Jack now and see if he has anything he wants to say. I'm sure he does. After a long drive back in the rush hour from New York City."

Jack Hansen: "I mean, who could complain about an office like this? It's unbelievable. When payroll-- when somebody doesn't get a paycheck that makes big news, Debbie is responsible for making sure that everyone gets their paychecks on time and correct. As Jimmy said, she does her job well and I commend her for it. Thank you."

Supervisor Stark: "Do you have any more volunteers? You are not shy when I come down there, you chew me out. Come on girls, somebody has got to have something to say. How about it, Cathy? No. Harlene, come on."

(Unidentified): "I work side by side with Debbie and I have to say she trained me to do what I'm doing with her now and every day it's always a pleasure working with her. She knows what she's doing, she always does it right. Thank you."

Supervisor Stark: "Come on. I know Jeanne will."

Jean Miloski: "Okay. I'm not very good at this. I've worked in the Town for 14 years and I've met quite a few people in my career here and I have to say Debbie is one of the nicest and one of the most professional I've ever met since I've worked here. And it's a pleasure working with you every day."

Supervisor Stark: "Is Labor/Management here? I'm sorry. Laureen and Diane and Barbara is here? Barbara Grattan, come on. Diane, why don't you say a few words first on how we-- yes-- how we select?"

Diane: "Four times a year Labor/Management Committee asks for nominations from the department heads. Debbie's came in glowing. She is our Third Quarter Employee, 1997. We are very proud to have her as a member of our staff."

Supervisor Stark: "Thank you. Now I'm going to call on Otto Wittmeier to read my proclamation and if you will do that for me, I will certainly appreciate it."

Councilman Wittmeier: "It is certainly a pleasure to honor you tonight, Debbie. The energy coming off-- wow. Here's the proclamation."

WHEREAS, in order to provide a mechanism to recognize these employees and at the recommendation of the Labor/Management Committee, the Employee of the Quarter Program has been established;

WHEREAS, Deborah Sorensen has dedicated herself to the service of the government of the Town of Riverhead in the Accounting Department.

NOW, THEREFORE, I, JAMES R. STARK, as Supervisor of the Town of Riverhead in recognition of her being named Employee of the Quarter, I hereby proclaim October 21, 1997, to be Deborah Sorensen Day.

Congratulations."

Supervisor Stark: "And she didn't even get the day off. But she's going to get a day off as part of it. Maybe do you have anything else?"

(Unidentified): "As part of this honor for Debbie, the Labor/Management Committee will also be giving her a dinner certificate for \$100, a savings bond-- a \$100 savings bond, and she will get a day off with pay."

Supervisor Stark: "Make sure that you don't charge her account. Are you ready? Okay."

Deborah Sorensen: "I would like to thank Jack Hansen, my boss, and Lori, my Supervisor, for nominating me; the Labor/Management committee and all the girls that I work with every single day because I couldn't get through a day without them. Thank you. My mom, my dad, my boyfriend, Michael."

Supervisor Stark: "Maybe mom and dad will stand up and just let us know where you are. There's mom right over here with the camera. And her boyfriend, Michael-- stay up, Mike, Michael just joined us on the police force this past year, too."

Deborah Sorensen: "Thank you."

Supervisor Stark: "You are welcome. Okay. That concludes the festivities. Let us get to work. Thank you Cub Scouts, that was very nice."

Is there a motion to approve the minutes of the Regular Town Board meeting of October 7th and the Special Board meeting of October 14th and 16th?"

Councilman Lull: "So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried. Madam Clerk, reports, please."

**REPORTS:**

Police Department                      Monthly report for September of 1997

Juvenile Aid Bureau                      Monthly report for September

Sewer Department

Discharge monitoring report for September

Open Bid Report

Percent off 1998 United Stationers office furniture, equipment and supplies catalog opened on 10/9/97 at 11:00, three bids were received

Open Bid Report

Tennis/handball/court improvement project which was opened on October 20, 1997 at 11:00, three bids were received - East End Asphalt, KJB Industries, and Carter-Melence

**APPLICATIONS:**

Roanoke Ave. School

Annual Halloween parade, Oct. 31, 1997, at 1:15 p.m.

Riverhead High School

Parade on November 1, 1997 at 12:30 p.m.

**CORRESPONDENCE:**

Bill Roberts

writing in regard to Edward Partridge/TS Haulers. Requests the Town Board to deny a permit

Peter Gannon

Letter of resignation effective October 17, 1997

Rose & Camillo  
407 Edwards Avenue  
Calverton

Letter thanking Ken Testa and his staff for their immediate response and professional expertise in a request recently made

County Legislature

regarding Resolutions #759-798 which were adopted on August 26

Dept. of the Navy

regarding a public meeting which was held on October 16th at Riverhead Town Hall announcing the formation of a restoration advisory board

Suffolk County Dept.  
of Planning

regarding an amended zoning ordinance Peconic River Arts District Res. #711. The Commission having no adverse response, takes no further action

Supervisor Stark: "Thank you."

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Public Hearing opened: 7:24 p.m.

Supervisor Stark: "Let the record show that the time of 7:24 has arrived. Would the Clerk 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, Riverhead, New York, at 7:10 p.m., on October 21, 1997, to hear all interested persons who wish to be heard regarding Chapter 54 Unsafe Buildings and Collapsed Structures, property owned by the County of Suffolk located at 317 South Railroad Avenue, Jamesport, New York."

Supervisor Stark: "Bobby?"

Robert Kozakiewicz: "Just so that I don't forget, the first thing I'd like to do is at the request of the County of Suffolk read into the record a letter from Gerald Goehringer, addressed to James Stark, dated October 21, 1997. It's with reference to tax map lots. 0600-91-1-1 and also 0600-91-1-35, which is the subject of the next Public Hearing."

Please include this letter as part of the hearing record for each of the above parcels on October 21, 1997. On June 29, 1994, Suffolk County acquired parcels 0600-091-01-001 a/k/a 317 Railroad

Avenue and 0600-090-01-035 a/k/a 87 Railroad Avenue, both in South Jamesport, for non-payment of 1991/1992 tax payments.

On or about October 9, 1997, Suffolk County commenced the demolition of the building on 87 Railroad Avenue. Demolition, which was completed-- it says during, I assume that's during the week of October 13th, 1997, incurred great cost to Suffolk County. The building had a 9 foot basement that ran its length. Not only was said building demolished but the basement was razed and the foundation was filled with soil. Therefore, this matter is remediated and the subject proceeding should be dismissed.

Our office sold the parcel known as 317 Railroad Avenue at public auction in November, 1996. It is our understanding that the purchaser of this parcel intends to remediate and to improve it after the title is conveyed which should occur within the next month. Therefore, we are requesting that the Town Board of the Town of Riverhead adjourn this hearing for a period of one month to allow Suffolk County time to complete the conveyance of title to the purchaser.

Thank you for your consideration in these matters.

Very truly yours, Gerard Goehringer, Rental Inventory Supervisor."

Supervisor Stark: "Is that the first public hearing or the second?"

Robert Kozakiewicz: "There are two. It's addressed to both. It's addressed to 317 and 87."

Supervisor Stark: "317 is the one they demolished already?"

Robert Kozakiewicz: "No. 317 is the one they are in the process of selling. 87 is the next meeting."

Supervisor Stark: "Okay. Is there anybody in the audience who would like to make comment at this particular time on this particular public hearing? Yes, sir? Right up to the microphone, sir. Just state your name and where you live."

Robert Kessler: "Robert Kessler, in Smithtown. I purchased the building from the County of Suffolk. We are going to-- "

Supervisor Stark: "Bob, if you could take the one in your left hand and just kind of pull it towards you. That's the one for the public-- "

Robert Kessler: "We are going to closing in about a week. I think it's October 28th is our closing date. After that I am going to renovate the building and clean up the entire parcel. I have done a lot of cleaning up so far.

The other building was falling down; my building is structurally sound. It does need repair and I will take care of the repairs that it does need. It needs a roof and facia and paint and everything else which will be taken care of when I take title."

Supervisor Stark: "What are you planning to do with this building?"

Robert Kessler: "Well, for right now, we are using-- I'm just using it as a storage building because I use the lot itself for storage, I'm a mason contractor, and I intend to put-- "

Supervisor Stark: "So you're using it for masonry storage."

Robert Kessler: "Masonry storage for my own use. And it's just an investment for ourselves, for my wife and myself."

Supervisor Stark: "All right. Would it be permissible for our Building Department to inspect the inside at your convenience?"

Robert Kessler: "Of course. Any time."

Supervisor Stark: "All right. That's all I have."

Councilman Prusinowski: "Mr. Supervisor, when are you-- what is your timetable for restructuring this building?"

Robert Kessler: "Well, it will probably be over about a year's period."

Councilman Prusinowski: "And when are you going to file the necessary applications to the Town Board?"

Robert Kessler: "After I take title to the building."

Councilman Prusinowski: "Which is what? Thirty days?"

Robert Kessler: "No, it will be-- I think it's next week, October 28th. And I have to get an engineer there and take a look at the building itself and draw up some plans and-- "

Councilman Prusinowski: "Get a building permit."

Robert Kessler: "Right. It's going to take me some time and when I'll renovate the place when I get-- "

Councilman Prusinowski: "Okay. This is an example-- just something personal-- "

Robert Kessler: "No. No."

Councilman Prusinowski: "-- this is an example of when this type of thing happens and it comes to the town and we are on television now, there's no secrets, there's no hidden agenda here, here an applicant like you is petitioning the Town Board not to go ahead and demolish this building and put it on the tax bill, you would have to assume that liability, and you're requesting us to give us your time to do it, you know, to renovate the building, keep it on the tax-- put it back on the tax rolls and do something positive with it."

Robert Kessler: "Well, first of all, I don't understand why you would want to take the building down when it is structurally sound. It does need-- it needs some work because nobody has been in the building for quite a while. I rented it from the County for the last-- "

Councilman Prusinowski: "All right. So your request tonight is for us not to go forward and demolish the building, give you time to go ahead-- "

Robert Kessler: "Yes, exactly."

Councilman Prusinowski: "and renovate it and put it back on the tax rolls?"

Robert Kessler: "Yes, exactly."

Supervisor Stark: "You're not storing any hazardous materials or anything else?"

Robert Kessler: "No. No."

Supervisor Stark: "What is that property zoned right now?"

Robert Kessler: "I think it's J-2."

Supervisor Stark: "I don't think we have a J-2."

Robert Kozakiewicz: "I believe it's Residential C. Residence."

Supervisor Stark: "But it's pre-existing, non-conforming."

Robert Kessler: "It was storage before; I don't know what it's zoned right now."

Robert Kozakiewicz: "It hasn't been used in a year though."

Supervisor Stark: "Because of its lack of occupancy, I think you would have to go back to the Zoning Board of Appeals to get a determination and I'll ask counsel and maybe Sharon from-- that you would probably have to go to ZBA to determine that it had a pre-existing, non-conforming use."

Robert Kessler: "Okay."

Supervisor Stark: "As a warehouse, office-- "

Robert Kessler: "It was a potato storage building at one time and then-- "

Supervisor Stark: "It's not a very lengthy process and most people do recognize what was there, but, okay, any other questions?"

Robert Kessler: "I do intend cleaning it up and fixing it."

Supervisor Stark: "Okay. Thank you. Is there anybody else that would like to make comment at this particular time on this particular building? Yes, ma'am. Helen? No. I can't see that far without my other-- oh, yes, ma'am."

Carol Rolfes: "My name is Carol Rolfes."

Supervisor Stark: "I'm sorry, Carol. I couldn't see-- almost for a second, you looked like Helen Dris."

Carol Rolfes: "And I live on North Railroad Avenue in Jamesport. You answered my question about that building but because of we're talking about unsafe buildings, I'm concerned about the (inaudible) railroad building."

Supervisor Stark: "All right. Carol, we can discuss that in the open forum because this one is about this specific building."

Carol Rolfes: "Okay."

Supervisor Stark: "And I think we do have some answers on that which Sharon could actually share with you right now if you wanted to walk to the back of the room which might save you some time."

Carol Rolfes: "Okay."

Barbara Grattan: "Carol, could I have your last name again?"

Carol Rolfes: "Rolfes, R-O-L-F-E-S."

Barbara Grattan: "Thank you."

Supervisor Stark: "Sharon is the-- okay-- is there anybody else who would like to make comment at this particular time? If not, I will declare the Hearing to be closed. Oh, all right, I won't close the hearing right now. Sharon, I'm going to interrupt that conversation because I think Bobby has some questions for you."

Robert Kozakiewicz: "Given the procedural formalities we used last time, I'm going to follow the same format and I'm going to ask

If the witness can be sworn at this time?"

Supervisor Stark: "Yes, sir."

Robert Kozakiewicz: "Do you swear and/or affirm to tell the truth, the whole truth today at this hearing?"

Sharon Klos: "I do."

Robert Kozakiewicz: "Okay. And first and foremost, would you please state your name and your position with the Town of Riverhead?"

Sharon Klos: "Sharon Klos, Building Permits Coordinator."

Robert Kozakiewicz: "Okay. And how long have you been employed in that position with the Town?"

Sharon Klos: "Approximately five years."

Robert Kozakiewicz: "And as the Building Permits Coordinator, what are your duties with the Town of Riverhead?"

Sharon Klos: "My duties include the review of residential and commercial building plans, on site inspections of residential and commercial properties, housing, investigation of complaints, condemnation of structures through our Chapter 54."

Robert Kozakiewicz: "And prior to your employment with the Town of Riverhead, did you also work in similar capacities with any other municipality?"

Sharon Klos: "I did."

Robert Kozakiewicz: "And can you state for the record what that job experience was?"

Sharon Klos: "I was Senior Building Inspector with the Commercial Division of the Town of Babylon for six years."

Robert Kozakiewicz: "Now, you made mention that as part of our duties, you do investigations or conduct investigations pursuant to Chapter 54 of the Town Code?"

Sharon Klos: "Yes."

Robert Kozakiewicz: "Did you conduct such an investigation with respect to property owned by the County of Suffolk known as 117 South Railroad Avenue, Jamesport, New York?"

Sharon Klos: "Yes, I did."

Robert Kozakiewicz: "Okay. Can you tell us when that inspection occurred?"

Sharon Klos: "September 3rd."

Robert Kozakiewicz: "Okay."

Sharon Klos: "1997."

Robert Kozakiewicz: "And could you, for the record, describe the particular parcel that's the subject of this hearing? I guess let me rephrase that. Where is the property located?"

Sharon Klos: "The property is located on the south side of-- can you hear me okay? Okay."

Supervisor Stark: "Certainly can."

Sharon Klos: "The property is located on the south side of Railroad Avenue, adjacent to or on the corner of the street that's known as Kilmer (phonetic)."

Robert Kozakiewicz: "Okay. And how many structures or improvements are there on this particular parcel?"

Sharon Klos: "One structure."

Robert Kozakiewicz: "And did you have opportunity to inspect that structure?"

Sharon Klos: "I did."

Robert Kozakiewicz: "And could you briefly state your findings?"

Sharon Klos: "The building was in a dilapidated condition. There is siding which is missing on it. There was a hole in the roof. It's quite aged, severely weathered, in essence, due to the fact that its use had been abandoned for more than a year, it would be considered an obsolete building. It's at present in a non-conforming use."

Robert Kozakiewicz: "Now, there was testimony from the owner, Mr.-- or contract/vendee, Mr. Kessler, that he would like to restore the building and restore the use. Did you make any findings or conclusions with respect to that proposal?"

Sharon Klos: "Prior to approving that building for the use for which he is indicating-- it is his intention, I would definitely have to have some reports from engineers. The building is essentially a pile structure and such, as it stands today, I believe that its capacity to withhold the loading that would be required by masonry storage, at this point in time, I do not believe the building has that capacity."

Robert Kozakiewicz: "Okay. Would you-- maybe tell us what that means? Does it need repairs done to it? I'm trying to understand what that response meant."

Sharon Klos: "Keep it simple."

Robert Kozakiewicz: "Yes."

Sharon Klos: "Okay. What it would mean is that in order for that gentleman to use that building for that use, he would have to go through procedures within the Town such as Zoning Board of Appeals to reestablish the use, site plan approval as far as any exterior changes on the building, and engineering changes to shore the building up or to make the building adequate to support the use that he intends to put there. Foundations would have to be installed, flooring would have to be shored up, etc."

Robert Kozakiewicz: "Now, I note in the report that you made certain findings that it was structurally unsafe and structurally dangerous. Can you state for the record what you observed specifically that drew your-- this conclusion, or made you draw this conclusion?"

Sharon Klos: "The building is in a severely-- or at least one -- let's put it this way. Okay. One section of the building-- a small section in the front appears to be structurally sound. The balance of the building which is to the rear, or going south, okay, is in an extremely weathered condition in that there are timbers which are rotted, which as far as I'm concerned, creates a situation where the building's structural soundness is compromised."

Robert Kozakiewicz: "Now, a couple of last questions. Subsequent to conducting your inspection on September 3rd, did you prepare a report?"

Sharon Klos: "I did."

Robert Kozakiewicz: "Of your findings? And that was done shortly after the inspection?"

Sharon Klos: "That is correct."

Robert Kozakiewicz: "And when was that report prepared?"

Sharon Klos: "The next day, September 4th."

Robert Kozakiewicz: "I would just ask that that be made part of the record. I have no further questions."

Supervisor Stark: "Thank you. Do you-- as Mr. Kessler, I believe his name was, he would make available inside inspection because I think most of your inspections would have been external?"

Sharon Klos: "That is correct."

Supervisor Stark: "So if Mr. Kessler would, in fact, allow you to get inside to make internal, I will leave this hearing open until the November 5th meeting where you can give us additional or more definitive reports on it."

Sharon Klos: "Okay."

Supervisor Stark: "Is there any objection to that from the board?"

The Board (Collective response): "No."

Supervisor Stark: "Okay, thank you, Sharon."

Sharon Klos: "Right."

Supervisor Stark: "Is there anybody else that would like to make comment at this particular time? If not, this particular Public Hearing will stay open until the November 5th meeting of which we will schedule for the continuation of this public hearing to be 7:10 on November 5th, unless you've got one already scheduled for then, Barbara."

Barbara Grattan: "For November 5th, I have a lot of public hearings. They start at 7:05."

Supervisor Stark: "All right. Then we'll schedule the continuance of the public hearing to be 7:00. Okay."

Barbara Grattan: "That we know is good."

Supervisor Stark: "That we know is good. All right, Sharon, if you would get a hold of-- get together with Mr. Kessler. You can make that more definitive site inspection and then you can come back and continue your report to the Town Board so they can make an intelligent decision."

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Public Hearing opened: 7:42 p.m.

Supervisor Stark: "Let the record show that the time of 7:42 has arrived. Would the Clerk 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, Riverhead, New York, at 7:15 p.m. on October 21, 1997, to hear all interested persons who wish to be heard regarding Chapter 54 Unsafe Buildings and Collapsed Structures, property owned by the County of Suffolk located at 87 South Railroad Avenue, Jamesport, New York."

Supervisor Stark: "Thank you, Barbara. Is there anybody that would like to make comment at this particular time or maybe I better do this. I'm going to turn it over to Bobby because, in fact, this building has been torn down, has been filled in. Sharon, have you seen or inspected the site since they demolished and filled it? And if so, I would ask Bobby to ask you a few questions on it for the record."

Sharon Klos: "I was on the site during demolition but not at completion. I have not been back since they completed demolition."

Supervisor Stark: "All right. Well, let the record show that the Supervisor went by and saw that they had filled it in; it's leveled off fairly well. I have asked the County that if, in fact, because of if there's any compacting by rains and whathave you, to add additional loam or topsoil or whatever they are going to put in there and actually throw some rye grass in there so that it just doesn't look like an open space. But I have personally viewed that it has been ripped down, filled in, and no longer in my estimation, I'm not an expert on it, creates a danger to the community. Is there anybody else who would like to make comment? Bill? Remembering the building is ripped down."

Bill Roberts: "Okay. Did it have a foundation? Bill Roberts from Calverton."

Supervisor Stark: "Yes, it did."

Bill Roberts: "Was that foundation removed or was it just backfilled?"

Supervisor Stark: "No, sir. It was just backfilled in. Anybody else have any other comments? If not, I will declare the hearing to be closed."

Public Hearing closed: 7:44 p.m.

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Public Hearing opened: 7:44 p.m.

Supervisor Stark: "Let the record show that the time of 7:44

has arrived. Would the Clerk 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, Riverhead, New York, at 7:25 p.m. on October 21, 1997, to hear all interested persons who wish to be heard regarding Chapter 54, Unsafe Buildings and Collapsed Structures, property owned by Joseph and Doris Spence located at 57 West Street, South Jamesport."

Supervisor Stark: "Thank you. Is there anybody here that would like to make comment or-- Bill, the attorney representing the property owner."

William Miller: "Good evening. William Miller, 312 Roanoke Avenue, Riverhead, New York 11901. I'm the attorney for the Estate of Joseph Spence. Mr. Stark, this is a long standing open estate. It arrived in my office in 1995. Mr. Spence died in 1989, his wife predeceased him. I have a situation where the proposed Executor of the Will is extremely ill. He's had several heart attacks; he's not in very good health. There's no essential income coming in.

I've taken this essentially without any kind of money down and I find that Mr. Spence's family is both prolific and scattered. It's taken a considerable period of time to find the family and I just got a curve ball letter last week that adds four more members of the family who will have to be served with copies of the Will and waivers.

I've sent out 22 so far; I expect the other three or four to go out this week. I have one batch of the family that cannot be found and I have no address for them. I expect that the Surrogate's Court is going to ask me to publish. And pursuant to their regulations, that will require publication in a regional newspaper either Suffolk Life or in the News Review for four consecutive weeks in a particular form at which point once that is done we should be able to go to Letters of Administration.

The property is in contract, has been in contract since 1995 with an adjoining landowner by the name of Mrs. Connie (inaudible). I have been in touch with the attorney for her, Mr. Frank Anderson of Southold, and I've also spoken with her directly. She plans to

destroy the building as soon as she gets title.

My problem at the moment is I cannot give clear title until I've gotten all the members of the family together. And the building is boarded up. Mr. Evans-- (inaudible) Richard Evans is the named Executor. He's renounced in favor of his son, Mr. William Evans which is why we're going for Letters of Administration. Mr. William Evans is down there two or three times a week to see that the boards remain on the building and to try and keep it clean. Unfortunately, because of its situation and because of its condition, it appears that the locals seem to view it as either a playground or a dumping ground, depending on what they have to get rid of at the time.

We're trying very, very hard to keep it up and to finish this off. Assuming that there are not more relatives lurking that I don't know about, I should be able to get those Wills out and the petition for Letters of Administration complete, certainly by the November-- well, not by November, certainly by December 1st, over the early December meeting. I'm looking to close this as soon as we actually get even preliminary Letters from the Court and at that point it would go to Mrs. (inaudible) who has indicated she wishes to get rid of the building and use the property as an adjunct to her own."

Supervisor Stark: "Thank you, Bill. Is there anybody who would like to make comment at this particular time on this particular public hearing? Bobby, do you want to do Sharon?"

Robert Kozakiewicz: "Yes, quickly."

Supervisor Stark: "Sharon."

Robert Kozakiewicz: "Okay, we already have-- just for the record, the name and qualifications from last hearing, if they would still be noted with respect to this hearing as well. Now, with respect to property at 57 West Street, South Jamesport, New York, did you likewise have a chance to inspect that property for-- under Chapter 54?"

Sharon Klos: "Yes, I did."

Robert Kozakiewicz: "And did you make findings with respect

to that particular property?"

Sharon Klos: "I did."

Robert Kozakiewicz: "And were those placed into a written report at or about the time of your inspection?"

Sharon Klos: "Yes, it was."

Robert Kozakiewicz: "Okay. Again, I'm going to ask you a similar comment with respect to this hearing that I asked previously. You've heard comments from Counsel who represents the proposed Administrator of the Estate. Assuming the building is properly secured, does the building pose any sort of immediate hazard or threat to community residents?"

Sharon Klos: "At the time that I made the inspection, the exterior doors were open. There were broken windows and the exterior of the property was in extraordinarily poor condition. There was broken glass around, odd sorted automobile parts. The Counsel is correct in stating that it's been used as a dumping ground but the condition of the yard makes it an immediate hazard to anyone who enters into it.

You cannot at the time I was there, you could not walk to the front door without being literally over your shoes in broken glass."

Robert Kozakiewicz: "Have you had a chance to inspect the property in the last week or last month?"

Sharon Klos: "No."

Robert Kozakiewicz: "I would just ask that your report be made part of the record at this time. Given the comments made by Mr. Miller, do you have any recommendations with respect to this particular piece of property for the Town Board?"

Sharon Klos: "Immediately I would expect that the building would be adequately secured and by adequately secured, I would maintain that the building should be boarded according to HUD standards. That would be with plywood, 2 by 4's, or 2 by 6's depending on the spans, (inaudible) on both sides, and the yard

Immediately cleared on all dumped material."

Councilman Kwasna: "Bob, is it possible for Sharon to meet with the owners of the property and explain to them what has to be done to rectify the situation and to clean up the property and we'll hold the Hearing open until she reports back to us?"

Supervisor Stark: "I believe Counsel has already stated that the owners of the property have passed on."

Councilman Kwasna: "Well, no, it's been passed on to the grandson."

Robert Kozakiewicz: "There's a proceeding that needs to be finalized."

Supervisor Stark: "Yes. Bill, if you would return to the microphone for a second."

Sharon Klos: "The Building Department, of course, is available to meet at any time with any representative of that property."

William Miller: "Yes, Mr. Stark, you had a question."

Supervisor Stark: "I believe Councilman Kwasna did."

Councilman Kwasna: "I wanted to know if you would be able to meet with Sharon, whoever is taking care of the property meet with Sharon and see if these problems are rectified and keep this Hearing open until they have their meeting and their inspection to see if the building has been properly boarded up and the property cleaned up and we'll go from there."

William Miller: "I'd be glad to. I just spoke with the proposed Executor who was down there yesterday. He said the front door had been broken again. He did secure it at the time. It is plywooded at the moment and he goes down regularly to remove whatever debris there is. We're going to have to make arrangements to cut down some of the weeds; it's been a bit dry and I'm afraid that might be a fire hazard. So we should make arrangements. I'd be glad to meet with Ms. Klos at any time."

Councilman Kwasna: "Can we set a time limit on this?"

William Miller: "What time in November is the Town Board planning to meet?"

Councilman Kwasna: "November 5th."

William Miller: "Okay. I will be on vacation that week, unfortunately. If we could hold it until December, I'd appreciate it. I'm also, as I said, tracing down the last remaining relatives. It takes some time for these forms to go-- "

Supervisor Stark: "Counsel, what we'll do, we'll close out this Public Hearing tonight and I would impress upon you to meet with the Building Department and if the Building Department reports back to us in a favorable position, it would seem that this Board would not move forward in its legal right to clean up an unsafe building."

William Miller: "Much appreciate it. Thank you."

Supervisor Stark: "Okay. Thank you. Is there anybody else that would like to make comment at this particular time on this particular Public Hearing? If not, I will close the Hearing."

Public Hearing closed: 7:52 p.m.

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Public Hearing opened: 7:53 p.m.

Supervisor Stark: "Let the record show that the time of 7:53 has arrived. Would the Clerk 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, Riverhead, New York, at 7:30 p.m., on October 21, 1997, to hear all interested persons who wish to be heard regarding Chapter 54, Unsafe Buildings and Collapsed Structures, property owned by Vincenzo Naso, located at 328 Riley Avenue, Calverton."

Supervisor Stark: "Thank you. Is there anybody who would like to make comment at this particular time. Bobby, why don't we do Sharon first."

Robert Kozakiewicz: "Be a busy day; busy evening. With respect to this particular property, the property at 328 Riley Avenue, noted as Riverhead, but in Calverton, did you personally inspect the premises?"

Sharon Klos: "I did not."

Robert Kozakiewicz: "Okay. And can you tell us for the record who inspected the premises?"

Sharon Klos: "The premises were inspected by Mr. Richard Gadzinski."

Robert Kozakiewicz: "Okay. And when was that inspection done?"

Sharon Klos: "That inspection was done on June 17, 1997."

Robert Kozakiewicz: "Okay. Now have you had a chance to re-view the report?"

Sharon Klos: "Yes, I have."

Robert Kozakiewicz: "And based upon your review of the report, can you state for the record essentially what the findings were?"

Sharon Klos: "Mr. Gadzinski's findings were inadequate maintenance, dilapidation, obsolescence and abandonment. Essentially what we have here is an open foundation. The foundation is showing the structure of floor joists only, which makes it open and accessible for anyone wandering onto the property to fall the height of the foundation wall into the excavation. It's an extremely dangerous condition and it's my feeling that it should be remediated immediately."

Robert Kozakiewicz: "Okay. And how would that be accomplished?"

Sharon Klos: "Two ways. Either the foundation should be removed and the surrounding grade restored to its original condition,

or the foundation could be what they call capped. In other words, the floor joists are securely mounted to the sill. There is a platform constructed which is again securely mounted through and it can remain in that condition for quite a length of time. That would prevent anyone from possibly falling into it. If there are any cellar entrances, they also would have to be secured."

Robert Kozakiewicz: "Okay. Do you have any idea whether there's any sort of an open building permit or not with respect to this parcel?"

Sharon Klos: "There is a building permit for a single family residence with a two car garage. That building permit was issued last January 21, of '94, and has been in an expired condition since July 20th of '95."

Robert Kozakiewicz: "So, just for the record, that permit expired in '25?"

Sharon Klos: "That is correct. '95."

Robert Kozakiewicz: "'95. There has been no application made to renew it?"

Sharon Klos: "Not since then."

Robert Kozakiewicz: "Okay. I would ask the report be made part of the record. There is also five photographs which Mr. Gadzinski personally handed to me dated-- which depict the structure, the open foundation, and I would also ask that they be made part of the Clerk's records."

Supervisor Stark: "Thank you. Thank you, Sharon."

Councilman Lull: "Sharon, there is also an additional issue here and that is the additional issue of the location of the open foundation."

Sharon Klos: "In that it's adjacent to a school. Correct."

Councilman Lull: "It's next to Riley Avenue School."

Sharon Klos: "Yes."

Supervisor Stark: "Thank you, Sharon. Is there anybody else who would like to make comment? Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. When I go by that cellar, I know there's activity going on because at one time the fence was erected all the way around, like a snow fence, and it was straight up. And it seemed to have some (inaudible) sticks or board hold it. And I don't think the wind would blow it over. So it has appearance of kids or people going in and out of there. I don't know what the purpose would be or whether they want to use it for smoking or what have you down there, but I wholeheartedly concur with Sharon that that thing should be sealed and capped solid so that we won't have a child from the next door school or what have you in there."

Supervisor Stark: "Thank you, Steve. Is there anybody else who would like to make comment at this particular time? If no further comment, I will declare the Hearing to be closed."

Public Hearing closed: 7:59 p.m.

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Public Hearing opened: 7:58 p.m.

Supervisor Stark: "Let the record show that the time of 7:58 has arrived. Would the Clerk 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, Riverhead, New York, at 7:35 p.m., on October 21, 1997, to hear all interested persons who wish to be heard regarding Chapter 54, Unsafe Buildings and Collapsed Structures property owned by Roger Zeh located at Route 25, Middle Country Road, Calverton."

Supervisor Stark: "Counsel."

Charles Raffe: "Mr. Stark, good evening. My name is Charles Raffe. I'm an attorney located here in Riverhead, having offices at

747 East Main Street, Riverhead, New York. I represent the Zeh family. For the record, the property is actually owned by Roger Zeh, Elmer Zeh, Winifred Zeh, Gerald Zeh, Richard Zeh and Marion Zeh. I have visited these premises myself on a number of times in the past month and have noted a marked improvement which I would like to describe here now.

I have retained Donald Dennis, a local architect, who is here this evening. He has prepared a written report which has previously been submitted to the Town Attorney. I have the original which I can submit-- Mr. Dennis will either read into the record or if the Town Attorney is willing to stipulate to that report.

The report unequivocally states that the structure appears to be structurally sound. The Riverhead Town Code provision dealing with unsafe buildings and collapsed structures expressly states that it applies to buildings or structures which are structurally unsafe and dangerous. This one is not as is evidenced by the report that has been submitted. My client to this date has removed two large dumpsters; there is a third dumpster at the site; it is now full, it is being removed. A fourth dumpster is being ordered to be brought to the site to remove whatever is left in the way of debris from the building.

This is all being done in order to comply with those provisions of the Building Department's report dealing with the question of debris and unsanitary conditions that may exist there.

I would like to point out the fact that there was a building permit issued on this; it's a good number of years ago. I offer no excuses why my client did not successfully complete the renovations and obtain the CO. Mr. Roger Zeh is here and would like to say a few words when I'm done this evening.

In my letter to Mr. Kozakiewicz, I had originally indicated that my client was prepared to remove the greenhouse hoops of the temporary greenhouse structure that is there. Mr. Zeh has subsequently advised me that it is his intention to seek to have that structure remain as well. In regard to that structure, there was a building permit filed for that one in 1980. There was no CO ever issued, however.

As to the-- we'll call it the main building-- Mr. Roger Zeh did attempt to file a renewal for the building permit sometime in the past six months and was denied the application and to the best of my knowledge, the reason being was that he was told that it had been renewed too many times. He still stands ready to file that renewal.

I would ask this Board to give consideration to several facts, including that fact that although Riverhead is developing rapidly, that our history and roots are still in the agricultural field. There are other farmstands located in the Town of Riverhead. The Zehs have taken expensive steps to comply with the Town notices; we are prepared to continue those efforts to complete the building in accordance with the Town requirements and to continue to utilize the services of Mr. Dennis in order to work with the Town.

I would like to point out one thing. There are no hazardous materials in this building and it certainly isn't to be equated to the problem that happened in Jamesport."

Supervisor Stark: "Before I bring up Don or ask Don to come to the mike, I would like Bobby to quiz our Building Department on conditions, etc. I think it will be pertinent and that Don can follow up."

Robert Kozakiewicz: "I did have one question for Mr. Raffe. Just with respect to the-- if the Board were of a mindset to elect not to proceed under the Chapter 54 and instead allow a building permit to reissue, is there a time frame when the Town could expect work to be finalized on the site?"

Charles Raffe: "I would imagine it could be done within 60 days. You know, one of the things that Mr. Zeh spoke to me about and I spoke to him and Mr. Dennis, would be that there are I believe three garage doors that front on Route 25, those existing ones would be removed and replaced. It's still going to remain as a-- sell farm produce. As a matter of fact, it will not be run by the Zeh family in the future. It's going to be leased out to someone."

Supervisor Stark: "Would that be the farmer who leases the land right now and has a stand just west of it?"

Charles Raffe: "Mr. Stark, I'll defer to Mr. Zeh who is going

to make a few words because he knows exactly-- "

Supervisor Stark: "Okay, first let me get Sharon's comments into the record via Bobby and then we'll come back to Roger, well, actually we can come back to Don and then Roger can sum up for it."

Robert Kozakiewicz: "Okay, once again, just so the record can reflect Ms. Klos' name and position with the Town of Riverhead rather than reiterate those questions and the fact that she's still sworn. With respect to this parcel, Ms. Klos, did you have an opportunity to conduct an inspection pursuant to Chapter 54?"

Sharon Klos: "Yes. I did."

Robert Kozakiewicz: "Okay. And was that done on or about July 28th of this year?"

Sharon Klos: "Correct."

Robert Kozakiewicz: "Okay. And could you describe the inspection and what exactly you did on that date with respect to this parcel?"

Sharon Klos: "My on site inspection revealed a site that was littered with all types of debris. There was a dead animal found-- actually in between the two buildings. We had a greenhouse which was, at that point in time, in danger of collapse, it was being shored up by two by fours angled into the end hoops on the greenhouse. The main building was completely filled with combustible materials, the greenhouse was completely filled with assorted materials, some combustible, some not. The site had unregistered vehicles on it. The greenhouse itself, there was no stability to that at all. From the exterior of the main house, again, the trim and the exterior framing for the windows appeared to be in weathered condition. I was unable to gain entry into that building, but on the basis of what I could see from the exterior, it would appear to me that that building, again, was not in good condition. Facias needed attention. As far as the letter which-- or the report which the engineer submitted, I do not have that in front of me, but I did have a chance to read it and I believe that Mr. Dennis also was unable to get to the interior of the building because of the condition of the storage within the building."

It's my contention that that building is unsafe essentially because of the fire load. The fire load is so concentrated in the building that it exceeds, you know, a reasonable expectation of having that building survive any sort of a fire."

Robert Kozakiewicz: "When you talk about a fire load, you are talking about various items that are stored within the structure?"

Sharon Klos: "Concentrations of combustibles."

Robert Kozakiewicz: "And we're talking about both structures or-- "

Sharon Klos: "Both-- well, the greenhouse structure is wide open. You can see that. The building which was the farmstand, was packed solid."

Robert Kozakiewicz: "Now, there was testimony that there's been removal of some of this debris by two dumpsters and a third is on the property. Have you been to the property subsequent?"

Sharon Klos: "Yes, I have."

Robert Kozakiewicz: "Okay. And when were you last at the property?"

Sharon Klos: "About three days ago. No, it was last week, Friday."

Robert Kozakiewicz: "And what were your observations at that time?"

Sharon Klos: "There has been some clearing of the area; there's been some clearing of the exterior, however, to the rear of the property there is still drums and evidence and other debris which is stored on the property to the rear of the greenhouse."

Robert Kozakiewicz: "With respect to the main structure as you described, did you have an opportunity to inspect that structure?"

Sharon Klos: "No, I did not go-- I did not get that close to the structure to determine whether or not any materials have been

removed from the interior."

Robert Kozakiewicz: "Okay. Again, just for the record, I'd ask that Sharon's report be made part of the Clerk's records."

Supervisor Stark: "Okay. Any further questions?"

Robert Kozakiewicz: "No."

Supervisor Stark: "Thank you, Sharon."

Sharon Klos: "Okay."

Supervisor Stark: "Don."

Donald Dennis: "For the record, my name is Donald Dennis. I'm an architect, with offices at 508 Main Road, Aquebogue. I made an inspection of this property based on a request by Mr. Raffe on October 1 of this year. Disregarding the interior contents on the building which was-- as the testimony stated, was completely packed. I found the structure to be basically sound and that's what I dealt with. The building is a very simple structure; it's a simple rectangle. It's one story, wood frame, two by four framing is the wall. The roof tresses are new. They span the entire width of the building. They are spaced six inches on center and they appear to be in good condition. The roof structure-- the exterior structure -- parts of it are sided, parts of it are some sort of asphalt material like a roofing material put onto the exterior to give it weatherproofing.

Admittedly there are problems with the building such as the front doors are dilapidated, but I think-- I still stand by my report that I think the building is basically sound."

Supervisor Stark: "Thank you, Don. Roger."

Roger Zeh: "My name is Roger Zeh. I live in Calverton all my life. Paying of one's town's taxes just doesn't seem to be enough. This area, new area development area on Riley Avenue (inaudible) development homes and yards, not a blade of grass is out of place. Things change. My town taxes go up yearly, too. Why with all this new construction and development? In our News Review, October 9th

paper issue on the back page, (inaudible) you like where we stand. We stand for you. To ensure that you will never see the likes of big shopping centers and fast food established in Aquebogue and Jamesport area, rather you see pumpkin farms, open space, wineries, antique shops, and businesses that are compatible to our rural quality of life. This process is continuing throughout the town."

Supervisor Stark: "Roger, Roger, I'm going to ask you to refer your comments to the Public Hearing that is here tonight on this structure on Route 25. So if you would, please."

Roger Zeh: "Okay, sorry."

Supervisor Stark: "You and I have known each other a long time. It's difficult enough to have to sit back and-- "

Roger Zeh: "Okay, sorry. The wood frame, one story building is three-quarters repaired with new roof trusses, 16 inches on center. Also new roofing material. It needs front doors and windows installed. My younger brother had management of the property and business. The premises was and is being upgraded for a more natural appearance. Farm retail outlet will be under new management during 1998 if allowed to open. It will be rented to a neighbor farmer to help sell his home grown vegetables, crops and flowers. This is keeping with the rural character and quality of our community. Thank you."

Supervisor Stark: "Thank you, Roger. I believe the-- let me just finish my comment, Charlie, if you would, please. The young farmer who came in is actually leasing some property from you right now to grow his home grown vegetables on the west of you and now has kind of a farmstand there and wants to move that operation over to this one?"

Roger Zen: "I believe so."

Supervisor Stark: "And, two, you and I have known each other for a long time, I was in the agricultural business. I think you and I both can admit, when he left that really get into an ugly, junky situation that I don't think anybody-- the changing of times really wanted to see. I'm glad to see it's being cleaned up. I'm glad to hear that this young farmer-- and that's what we want to

keep in business because you and I are getting older and older every year and I don't know whether we are going to be able to do it, but it's being cleaned up. I admit that; I go by quite often and I hope that we can come to a conclusion that that young farmer moves over and dresses it up because even without structures where he is, he's got a beautiful farmstand there and the flowers and the fresh vegetables and everything else. So, but I think you and I have got to admit Winfred didn't take a very good job of it. Or care of it."

Charles Raffe: "Mr. Stark, Town Board members, just for the record. There are two other things that I would like placed on the record to indicate the Zehs' good faith. There were two vehicles behind the main structure; they have been removed within the last week. There was another matter over on Riley Avenue where the Zeh family was involved. I intervened with Mr. Zeh after talking to the Town Attorney at there were a number of cars and a school bus removed to the satisfaction of the Town. So there has been evidence of good faith by the Zeh family in the past-- "

Supervisor Stark: "Thank you. Anybody else that would like to make comment at this particular time? Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. My wife worked in that farmstand for 20 years and I had occasion to go in there quite often and I was inside of it and roamed around in it and helped her get stuff, pack stuff, and so forth. All those two by fours as Mr. Dennis I believe his name is stated are solid, in place, and the structure overhead, Elmer repaired it and put in new timbers up above because there was a little minor fire in the corner and, as far as I'm concerned, I haven't been in the building now for I guess some five, seven years, six years, whatever. But at the time that she was there and I used to go in there, it was a good solid building internal, interior I should say. So that part I will back up the architect."

Supervisor Stark: "Thank you, Steve. Anybody else? Yes, sir."

Dwayne Singer: "Dwayne Singer, Calverton. My main concern were the vehicles along Riley Avenue and I think the biggest danger was as you said before regarding the property, you have a school around there, you have other communities. The glass in some of those-- "

Supervisor Stark: "On this particular Public Hearing tonight-- not to cut you off or anything-- but it's over really at the farmstand. I believe they have come to some conclusion on the Riley Avenue site."

Dwayne Singer: "I'm sorry. I only came down because I received a letter from you to come down about the issue and that was what-- I addressed you about the letter."

Supervisor Stark: "Yes. No, but it's really on the farmstand which actually faces 25. Whatever is over on Riley Avenue is a different issue."

Dwayne Singer: "His attorney raised the issue."

Supervisor Stark: "All right. Well, I'll let you talk. If he raised the issue-- "

Dwayne Singer: "Fine, again, you had a school near there; there was broken glass as in the school bus. If a child rips an artery, that's not quaint."

Supervisor Stark: "Absolutely."

Dwayne Singer: "You have this danger and, again, that was the biggest concern. There are also along the road-- just another issue-- for the whole road-- you are near a national cemetery and I know you raised your eyebrows-- "

Supervisor Stark: "No, that's quite a bit away."

Dwayne Singer: "Well, I don't think it's that far away and I think it ought to be kept in mind, the whole area on Route 25. Thank you very much."

Supervisor Stark: "Thank you, sir. Is there anybody else who would like to make comment? If not, I will declare the Hearing to be closed."

Public Hearing closed: 8:18 p.m.

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Public Hearing opened: 8:18 p.m.

Supervisor Stark: "Let the record show that the time of 8:18 has arrived-- I would ask you to be in conversation with Bobby Koz, the next few days. Thank you. Let the record show the time of 8:18 has arrived. Would the Clerk 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, Riverhead, New York, at 7:40 p.m. on October 21, 1997, to hear all interested persons who wish to be heard regarding the Local Law amending Chapter 101, to add a new article entitled Handicap Parking Regulations."

Supervisor Stark: "Yes, Councilman Kwasna heads up our Handicap Advisory Committee, our liaison with our handicapped and I'll ask him to, in fact, lead into this."

Councilman Kwasna: "I would like to say that this is just a beginning on updating the Town Code as pertains to handicapped persons and handicapped parking within the Town. The purpose of this hearing is that we are constantly-- we want to update and add to any Town codes pertaining to handicapped individuals and parking. Tonight is the beginning of it pertaining to Vehicle and Traffic Laws under New York State and Town codes. And next month, hopefully, we'll have a hearing on zoning and planning of parking spaces and sizes and heights of signs and positions of parking spaces next month as it falls under different codes within the code book. But tonight's hearing is on fines and penalties for people that park in handicapped parking spaces that do not have legal parking permits."

As I go through here, any of the changes that we did add to the Town code start with-- one thing that we're going to do through the Town Clerk's office when somebody does apply for and is approved for a mirror hanger for their car, a handicapped mirror hanger, they also will be provided with a photo ID card identifying them as the person that the mirror hanger was issued to. So no one could use someone else's mirror hanger.

Other changes in the code are we did have in the code that the mirror hanger would be renewed every one year. We changed that to

every two years to make it easier on everyone because we are getting into thousands of applications a year now, so it makes it a lot easier on the applicant and on the Town Clerk's office to have it renewed every two years instead of every one year as it was stated in our code in the past.

Other changes that we made is that we put up-- we put the fines for anyone parking in spaces-- handicapped spaces that does not have a legal permit, we raised the fines to the state maximum which is \$75 for the first offense and \$150 for any offense after that. We also added to our code, which is in the State law, which pertains to dumping, plowing or shoveling snow into handicapped parking spaces. We went to the limit on that also with the State, which was \$50 for the first offense per space per handicapped space, and \$200 per space for any second or third or fourth offense, it would be \$200 per space which would be levied against either the property owner or the contractor that he hired to plow or shovel the snow for him.

Basically, those are the changes that we've made so far in the law and, hopefully, people will abide by this. Should anyone that has received a handicap permit from the Town of Riverhead since I think 1990, Barbara? Should be receiving a letter from the Town Clerk's office stating just about everything we have in here, stating that it's every two years now, stating about the photo ID, and also have some other things pertaining to taking the mirror hanger off the mirror when you are driving the car. It's only supposed to be on the mirror when the car is parked. It does obstruct your view when you're driving, and it's not a law, but it's recommended that you do not have the mirror hanger hanging on your mirror while the car is in motion.

Those letters should be going out within the next month and I hope everybody abides by it. Thank you. And, also, I would like to thank Charlie (inaudible) and George (inaudible), the o-chairmen on this committee. They put in a lot of hard work for me. I was back and forth on the phone with them all day today on a few of these things and I look forward to working with them in the future and anybody has any comments on this, I would like to keep this open for the next 10 working days for any written comments that we receive from anybody. Thank you."

Supervisor Stark: "Is there anybody that would like to make comment at this particular time? George?"

George Schmelzer: "Sometimes when there's a quarter inch of snow on the parking lot, you can't tell if it's handicap or not. I've seen that happen a few times. And if there's no sign there-- the guy comes in to plow, he'll innocently might put snow there; there's no way of telling. You can't see the yellow lines; you can't see the blue lines."

Councilman Kwasna: "George, hopefully at our next Public Hearing which pertains to the parking spaces and the signage we are going to address that. It is in the code now where any shopping centers that have been built since I think 1987, if they don't have a five foot, seven foot sign on each parking space, then they are disobeying the law right now."

George Schmelzer: "I see it in the Town parking lot. Who are you going to-- who's going to violate it then if it's a Town parking lot?"

Councilman Kwansa: "It's the Town that's in violation then."

George Schmelzer: "You are going to take it?"

Councilman Kwasna: "I know we are a little lax ourselves and I've been around all the Town parking lots with the Town engineer, drew a new map of where we want the spaces, what size we want the spaces, where the signs have to be, and they are in the process right now of writing up an estimate of how much it's going to cost the Parking District to correct their problems. And we're going to correct our problems also."

George Schmelzer: "I'm not finding fault with it; just trying to say what the fact is. I don't find fault with it."

Supervisor Stark: "Thank you, George."

George Schmelzer: "Things like that happen."

Supervisor Stark: "Thank you, George. Bill?"

Bill Roberts: "Bill Roberts, Baiting Hollow. I own one of these stickers and I'm talking about snow where the contractors plow it away from the building, smack where all the disabled handicap parking spaces are. That's what we're talking about. Not anything this low, George. Oh, these-- "

Supervisor Stark: "Bill, you might be a good addition to the members of this committee. Would you like to-- "

Bill Roberts: "I have been on it. I have been on it."

Supervisor Stark: "Oh, okay."

Bill Roberts: "One thing about all these fines, these are all mandated in the New York State motor vehicle code and these fines would be a lot more affective if they were enforced. Some towns have what they call a volunteer army, where the people are armed with polaroid cameras and they photograph the car with the license plate and the handicap sign and that is tantamount to the policemen being there and that serves as an indication for the person to be fined \$75-- "

Supervisor Stark: "Bill, as recently as last August, there was state legislation passed by non only the Assembly but the Senate and signed by the Governor. I have passed that information onto the Committee and they will be sitting with the Chief of Police or his representation to see how we can ultimately coordinate this."

Bill Roberts: "There was some reluctance on the part of the police department because it would entail too much time-- "

Supervisor Stark: "Well, the new legislation requires training, you know, you just don't want somebody out there running wild and giving headaches where we end up in Justice Court, we have nothing and we have accomplished nothing."

Bill Roberts: "Most of the members of this volunteer army, in fact, are disabled persons themselves so they serve a double purpose."

Supervisor Stark: "Okay. Thank you. Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. My concerns were

the same as George that in the event that you go into a parking lot whether it be business, municipal or what have you, that if the snow was on the ground and there was no vertical signage saying it was a handicap spot, then a motorist absolutely would not know that it was a handicap spot underneath and tell you a little story that happened in Huntington where a guy went over a double line and there was snow on the ground. The policeman issued him a ticket. He says, how did I know there was a double line under that snow? The judge says, you don't. So you wouldn't know that it be a handicap spot. So, any places as you say, Mark, that don't have that vertical sign, I recommend that it go up when the snow flies."

Supervisor Stark: "Thank you. Is there anybody else that would like to make comment at this particular time? Councilman Kwasna has asked, with no objection from the Board, that this Hearing stay open to the close of business on October 31st for written comments from any of our viewing audience or anybody that might want to add some written comment to it."

Councilman Kwasna: "And we also-- we did have some copies of the code out here tonight; I see they are all gone. If anybody needs any additional copies, see Barbara later on and she will see that you get some."

Supervisor Stark: "And with that, we are going to take a short break and we'll be back at quarter to 9."

Public Hearing left open until 10/31/97

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Meeting reconvened: 8:42 p.m.

(inaudible)  
Supervisor Stark: "Well, he's due here at 1:30 Thursday afternoon."

George Schmelzer: "Yea."

Supervisor Stark: "I certainly invite you to come down and-- "

George Schmelzer: "Thursday afternoon?"

Supervisor Stark: "Thursday afternoon."

George Schmelzer: "You really mean that?"

Supervisor Stark: "I certainly do."

George Schmelzer: "What time?"

Supervisor Stark: "He should be here between 12:30 and 1:30."

George Schmelzer: "I hope I can make it. Now, you know, for several years I've been hollering about it started off with RCA land that wasn't made part of the forest preserve which pays school taxes and our Congressman, present one and former one, didn't care. One now, he's proud of it. I don't know what he's proud of. He says well it didn't pay taxes when Navy had it, why should it pay taxes now? That was the idea. Now we're stuck forever. So I picked up this bill here, New York City needed more watershed upstate. I guess the Farm Bureaus up there are smarter than the ones in Suffolk County. Maybe the counties are, too. The city, earning interest and getting land, (inaudible), they want to pay school taxes if they have an interest in it, in proportion to their interest. So it's all in here, it's a little complicated, but around here, we've got nothing. We've got dung. Dung is a fancy word for it, you know what it is. So every Town Board was asleep, this one is no worse than the others."

Supervisor Stark: "Thank you, George."

George Schmelzer: "Actually, Brookhaven and Southampton had more interest in it, and-- "

Supervisor Stark: "George, if you would do me a favor and give that to Bobby. Maybe he can take a look at it for us."

George Schmelzer: "I brought it to give it to you. What do you think? So, then our former Congressman, he wasn't-- he didn't seem to understand or didn't care, same with the one we got now. Also, the County Executive and our State Senator, the whole bunch. To me they're all-- "

Supervisor Stark: "George, if you will give that to Bobby, I'd

appreciate it."

George Schmelzer: "Yes. I call them all (inaudible)."

Supervisor Stark: "George, George, I personally ask you-- "

Councilman Prusinowski: "That's enough. Come on."

Supervisor Stark: "And I will not allow that kind of language."

Councilman Prusinowski: "Over and over and over and over again. Every night, it's the same thing, over and over again."

Supervisor Stark: "Or the inference of that kind of language. Please, George. George."

Councilman Prusinowski: "Enough. You've talked about it over and over and over again."

George Schmelzer: "Well, nothing ever happened."

Councilman Prusinowski: "Well, you know what? It happened 20 years ago and everybody at home knows that, they're watching it on television."

George Schmelzer: "You mean the school? That's 20 years ago? You never do nothing, you never mention yourself. You shut up like a clam-- "

Councilman Prusinowski: "I don't shut up here, I'm very talkative and, George, you know you and I-- "

George Schmelzer: "Did you ever bring this up?"

Councilman Prusinowski: "Yes, I have."

George Schmelzer: (inaudible)

Supervisor Stark: "All right. I'm going to cut this off right now, please, George."

Councilman Prusinowski: "I make a motion that his time is cut

off."

Supervisor Stark: "Please, George. George, I've asked you to present that to the Town Attorney, please."

George Schmelzer: "Okay."

Councilman Prusinowski: "Enough already. You know I've talked about it-- "

Supervisor Stark: "Thank you, George. Anybody else who would like to make comment? Bill?"

William Kasperovich: "Is this yours, George?"

George Schmelzer: "Yes, thank you."

Councilman Prusinowski: "To tell you the truth. I go out campaigning door to door and the people tell me about, you know, you guys all the time and they make a comment to me so I just want you to know how it's being received out in the town because when you make a point one time, you go over and over and over and you repeat yourself a thousand times. We try to give you a rational explanations and people tell me when I go campaign and I talk door to door. So I just wanted to bring that to your attention."

Supervisor Stark: "Bill, Bill, gentlemen, gentlemen. Thank you, Bill. George, we have another speaker."

William Kasperovich: "William Kasperovich from Wading River. Two items I'd like to bring to the attention of the Town Board, mainly it's to be put on record. I want this to be put on record. Some of the things that we bring up here, because we're not aware or have not been present or have not been told of proceedings and information that went on other times or elsewhere. And occasionally it feels like, well, they're doing nothing. But most of the time this is not true. We have to acknowledge and accept the fact that this Town Board is an active Town Board and better-- much better than we've had at different times in our long life here in Riverhead.

To put on the record that Senator LaValle has made public statement that in addition to the Route 25A project I have secured an

extra \$3,000,000 in state funding for local roadway resurfacing, drainage and rebuilding projects which are of critical importance to towns throughout the first senatorial district. I want to put my plug in for emphasis, if nothing else, for Wildwood Acres area."

Supervisor Stark: "And as I said-- promised you this afternoon, Bill, that will be part of my conversation with him Thursday afternoon."

William Kasperovich: "I'm doing this so we have it put on the record."

Supervisor Stark: "I'm glad you brought that to my attention and, again, I promise you that will be one of my major conversations with him Thursday afternoon."

William Kasperovich: "Okay. And I'm making this to put on record and that whatever obstacles or difficulties that may come forth, if you will help resolve such that we do get a piece of it, of this \$3,000,000. I'm sure the rest of the township, various neighborhoods have the same sort of need."

Number two, and this is where I have said repeatedly and I've been up here many times emphatically, loud, boisterous, occasionally using inappropriate language, but I will put for the record that there is a definite lack of rectitude in the Building Department. With the change of personnel, nothing has come to the betterment. Granted, things change very slowly, progress moves at a snail's pace. But I want it for the record that this will be investigated, reviewed and modified. And that is as far as I'm going to talk now here in public, but I know you gentlemen have been active on this. I know you have had many concerns since I-- up there in Wading River and the whole township has many more problems than we do out there. So I bring this up for the record and I will-- hopefully, and with good intent try to discuss with you gentlemen at a later date. Thank you."

Supervisor Stark: "Thank you, Bill. Is there anybody else that would like to address the Board right now? Dorothy?"

Dorothy Pennell: "Dorothy Pennell."

Supervisor Stark: "Dorothy, why don't you just-- no, the other one. Kind of-- George, would you bend that down for her, if you would please? He's still pretty frisky; I'd be careful."

Dorothy Pennell: "I'll take that challenge any day. The question I'd like to ask-- "

Supervisor Stark: "Dorothy, just state your name and where you live, for the record, please."

Dorothy Pennell: "Oh, I'm sorry. I'm Dorothy Pennell, Jamesport, New York."

Supervisor Stark: "Thank you."

Dorothy Pennell: "Relative to the Lebanon property, at the last meeting, it was indicated by the Board that there was going to be a-- it would be demolished-- the building would be-- the corrugated building would be demolished or up for demolition-- "

Supervisor Stark: "All right. Let me bring you up to date where we are."

Dorothy Pennell: "Good."

Supervisor Stark: "After that Public Hearing and our vote on it that night, the Town Attorney then notified the owner by certified mail, he was given 10 days to rectify the situation. That 10 days has expired. Because of the emergency aspect of it, the fire Department plus some of the sampling which really showed no hazardous and what have you but somewhat no volatile material in it as far as residue, no semi-volatile that could, in fact, be a non-entry type fire. I have instructed the Town engineer to start the process of seeking three bids-- we must go under a bidding process. He is in that process right now and as soon as we get those bids in and the Town Attorney or counsel says we've done everything according to Hoyle, you are going to see-- probably going to see bulldozers or a crane down there. We will also probably ask the Jamesport Fire Department to be on hand during the dropping of this building so as sparks may fly from the middle or the center or something like that and ignite. So that's where our process is right now. It's a legal process, Dorothy. It's not something, again, that we can do. We

have to follow the law. We are following the law and we are running parallel with the other thing in order to rip it down.

We got very good response out of Suffolk County as you can see tonight, one was town down, the other one, hopefully, after conversations and then re-inspection by Sharon from our Building Department to determine, she will report back to us and we'll make the determination whether that one has to come down or not."

Dorothy Pennell: "All right. Fine. And referring to Sharon, you have a gem there. She's very-- "

Supervisor Stark: "Well, don't build her ego up too much."

Dorothy Pennell: "Oh no, I don't do that unless it's due."

Supervisor Stark: "Yes. No, Sharon does a very good job."

Dorothy Pennell: "She is extremely bright, knowledgeable young woman."

Supervisor Stark: "We are very happy and pleased that she saw fit to move out here and become an employee of the Town of Riverhead."

Dorothy Pennell: "She'll be taking over, which will be great. But my questions-- I'm glad that you answered it that way, Mr. Stark, because today, I do a daily touring around for the safety of the organization in the area and the association, and I was surprised to see a bulldozer. Hello-- and I rode past and I said that can't be. Well-- "

Supervisor Stark: "Working on the-- "

Dorothy Pennell: "On the corrugated building. I know-- "

Supervisor Stark: "Destroying it?"

Dorothy Pennell: "I raised my eyebrows, too. I drove back  
nd-- "

Councilman Prusinowski: "It could be the property owner."

Dorothy Pennell: "Pardon me?"

Supervisor Stark: "In order to demolish the building, he still has to come to the Building Department and seek a permit for demolition. I checked as late as 4:30 this afternoon; that had not been done because I suspected that you might be here tonight and I wanted to have answers for you as possible."

Dorothy Pennell: "Boy, you have eyes and ears all over."

Supervisor Stark: "No, not necessarily."

Dorothy Pennell: "But better that way than ignoring everything."

Supervisor Stark: "Absolutely. No problem."

Dorothy Pennell: "But both of the gentleman who-- I went over, I stopped the car, drove back around, and he was very, very pleasant."

Supervisor Stark: "And what was he doing?"

Dorothy Pennell: "He didn't exactly say, but he had his-- the back of-- "

Supervisor Stark: "I mean, was the bulldozer just parked and sitting there?"

Dorothy Pennell: "Oh, no, no, no. He was working."

Supervisor Stark: "Was he starting to rip into the building?"

Dorothy Pennell: "I wouldn't think that one individual would undertake such a magnitude of a job."

Supervisor Stark: "I mean-- you've got to give me a clue, Dorothy."

Dorothy Pennell: "Yes. He was back-- the bulldozer was backed up to where they used to load, on that little road, from Kimmel Lane (phonetic) it used to be Center Street, up there, where you-- "

Supervisor Stark: "Yes, that bulldozer may have been in

preparation to clean up the debris from the old Downs (phonetic) lumber yard."

Dorothy Pennell: "But he-- I asked him if-- I said-- "

Supervisor Stark: "They actually even have to get a permit for that, too, don't they, Sharon?"

Sharon Klos: "Yes."

Supervisor Stark: "Yes."

Dorothy Pennell: "I would imagine-- well, that's what my question was. And as I said, I don't want to, you know, blow a whistle on somebody who is trying to do something constructive. But by the same token when I did speak to him he said, well, we're going to try to fix this building up, and I said, you know, it's in pretty bad shape, I don't know what fixing could be done on it. But he said we are planning on doing something positive with this and making it an area of which you neighbors will be proud."

Supervisor Stark: "Well, insofar as there is a bulldozer down there, I will instruct Sharon if she will visit that tomorrow morning and see what is going on and if, in fact, they're doing something, we certainly have all of the knowledge of building permits that they have to acquire prior to doing-- if they start saying they're doing such and such and such."

Councilman Prusinowski: "Well, they didn't respond to the bond so we're taking the building down."

Dorothy Pennell: "Pardon me?"

Supervisor Stark: "They never responded to the certified letter."

Councilman Prusinowski: "We're taking the building down. So it doesn't matter what he's doing there. We have a process-- I helped write this law-- "

Dorothy Pennell: "Oh yes, I understand that."

Councilman Prusinowski: "He got the certified letter. I don't care what the developer is doing there, I don't care what he's telling you. The Town of Riverhead has passed a Resolution, the Town Attorney sent him a certified letter, that certified letter is up, that building is coming down. Okay."

Dorothy Pennell: "That's great."

Councilman Prusinowski: "I helped write this law in the early '80's. I know exactly what this law is and we've had enough of this nonsense already. I don't care what the guy's doing there. The Board has acted. He did not respond to the Resolution; that building is coming down and it's going on that tax bill that's associated with that property. And if it goes to non-payment of taxes, it goes over to the County and it will be auctioned off and somebody else is going to have to pay for it. Not the taxpayers."

Dorothy Pennell: "No, I realize that. My big question was whether you were aware of that and the first, I guess, the first question was whether or not a permit had been issued for his work."

Supervisor Stark: "No permit has been issued and that's why we like the neighborhood watch because they-- and, frankly, in a case like that even better than waiting for the Town Board meeting is to give me a call. And certainly I would have immediately sent somebody down there to find out what was going on."

Dorothy Pennell: "This was about 4:00, 4:30, this afternoon."

Supervisor Stark: "I was here to 5:30-- I haven't left since 1:30 this morning."

Dorothy Pennell: "That's nice to know. But then I had a doctor's appointment and I had to scoot off, that's why I was late coming here tonight. But that's why I didn't do any calling. But I wanted to find out and then I-- I mean, this gentleman was very pleasant and positive and I felt if I was wrong in assuming that he was doing something wrong, I would regret it, but by the same token I wanted to be sure that he wanted it-- "

Supervisor Stark: "Again, I'll send Sharon down there tomorrow and we'll find out what's going on and if, in fact, permits are

needed for whatever they are doing, we will certainly tell them. So that's all. I can't assume anything else right now until I have Sharon go down there."

Dorothy Pennell: "No, no. And one of the things-- he was looking through his-- he had large big tools to work on this thing and he said, I don't have a wrench. I said, I just happen to have one. So he came to my-- and baseball bat, too."

Supervisor Stark: "That's why you want to take on Bill. Thank you, Dorothy. Is there anybody else? Bill?"

Bill Roberts: "Bill Roberts, Baiting Hollow. Something troubled me about that property owned by the County of Suffolk on South Railroad Avenue in Jamesport where the foundation has been filled, it's supposed to be grassed over and some unsuspecting person will buy it, wants to build a building there, and voila, this foundation underneath the ground that has to be removed."

Supervisor Stark: "That actually goes into the record in the Building Department."

Bill Roberts: "Well, if somebody-- "

Supervisor Stark: "And hopefully somebody will follow it."

Bill Roberts: "If somebody removes an inground swimming pool, that pool has to be destructed and carted out of there. It cannot just be filled in. My question is, why do we permit a foundation to be filled in but we-- "

Supervisor Stark: "I don't know that we permit a foundation to be filled in. The County has certain inalienable rights that we -- kind of override our zoning. The point I was trying to make that I did go by it this past Saturday or Sunday, and I pulled up there because-- and it has been, you know something, Bill, I think the letter said that it was filled in. I'm assuming that the foundation is still there and there was a cellar underneath that, it was an old potato shed and they used to store potatoes down in that cellar and then-- "

Bill Roberts: "I understand."

Supervisor Stark: "And then bring them up and certainly-- "

Bill Roberts: "The innocent purchaser buys it and he wants to develop the property and he's got to excavate, the costs will be driven right up. And I feel that maybe we should get in contact with the County of Suffolk to find out how come they permit it but the Town code doesn't permit it."

Supervisor Stark: "All right. I will do that."

Bill Roberts: "Item number two. Traffic on Sound Avenue and we have a dangerous situation as we know at the intersection of Sound and Roanoke Avenue. There have been numerous-- there has been a number of accidents there. And I think maybe some of them may have been caused by a condition that other farmers utilize when they plant rows of corn."

Supervisor Stark: "Absolutely, and I have addressed that with the owner. We're also into a traffic study which we have to justify to the DOT. We are prepared as soon as we get the approval to put up a control traffic light there."

Bill Roberts: "And I wonder if it's necessary because right now people will pull into Sound Avenue because they cannot see past the rows of corn."

Supervisor Stark: "We're getting a traffic study done on it which I think will give us the information that we can intelligently determine whether it is. Bill, I've lived here all my life. That is a dangerous corner. It is a straight away there, Bobby grew up, well, we call it a farm block away, but on Reeves Avenue, Bobby started many truck loads of potatoes up to Bushwick Commission and trying to get out onto Sound Avenue right now is-- you can turn right very easily because, you know, but to go across-- and make a left, you better be very conscious of what you're doing. So let us wait until the traffic study gets in. I don't know, when do you expect that back, Kenny? The traffic study on Roanoke and Sound Avenue. Mid-November."

Bill Roberts: "Because Bob also knows the road on which his father-- parent's farm is located, and the one that I think what's

it, Harrison Avenue? Or where St. John's Cemetery is. That was completely open, we have accidents there occurring complete clear line of sight and yet the accidents were occurring until they finally put the stop signs up and still they don't observe those."

Supervisor Stark: "Okay, thank you, Bill. Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. I've got a couple of questions here that I have prior asked and I want to re-hash them again tonight to see as any progress. Number one, I know I brought up the subject going west, when you come off the expressway, Splish-Splash that that little cut off road there, people are mistaken it that you can go into Splish-Splash, then they learn and then it was hard to back up. So I think at the time, Mr. Lull showed interest in this and later on had a sketch of that."

Councilman Lull: "Yes, I had a map made of that, Steve, and did communicate with the DOT, sending them the sketch and the dangerous condition as we perceived it. I followed that up with a conversation with Jim Cleary at Splish-Splash. His-- what he did, is he had somebody videotape an afternoon's worth of heavy traffic coming off the expressway and how many actual bad turns were made there with people backing out into traffic and so forth. He has gotten, and we have gotten, the promise from the DOT that first, the sign that is all the way over on the right shoulder will be moved to the left shoulder, will be larger, and will be clear so that it's clear that that particular U-turn has nothing to do with the water park."

And, secondly, he has an idea of negotiating with the DOT for more signage on that-- in that grassed in strip from there to the light, to make it really clear so we are trying to take care of that."

Steve Haizlip: "All right. The guy who's idea with the videotape was like from Missouri, nothing like showing him, is it? At this time, on my number two item, with the Supervisor's permission I want to discuss a problem with the Town Attorney and that is Montauk Bus resolution 106, 6 of August, '97, calling for a public hearing which never did materialize and I was into (inaudible) looked up a book, and the book said if you didn't set a date when you had that resolution and set that resolution for a public hearing, it

expires in one year. Now that one year is up. So Mr. Town Attorney, could I ask you for the latest on that because you and I have been discussing this. Or you are not allowed to tell me."

Supervisor Stark: "I do believe it's in front of the Board of Health."

Robert Kozakiewicz: "You got me all-- the special permit provision to which you refer deals with the period under which a special permit approval is valid. That one year period of time to which you previously referred is the time from the date this Board acts and makes final approval upon a special permit. When that special permit approval is granted there's this provision that (inaudible) conditions the approval and fails to specify a period of time under which the conditions attached to that special permit approval are set forth. It can be one to three years. Then it's deemed to be one year."

This application has not been approved yet, therefore, the one year period of time to which you refer is not implicated or brought into play."

Councilman Prusinowski: "Did we have the public hearing?"

Robert Kozakiewicz: "No. No. We had a resolution last year which made certain SEQRA findings and if my recollection is right, referred it to the Planning Board for their recommendation. We have not had a public hearing on it nor has there been a resolution from this Board calling for a public hearing."

Councilman Prusinowski: "So what we did was refer it to the Planning Board?"

Steve Haizlip: "And they denied it."

Robert Kozakiewicz: "That's correct."

Councilman Prusinowski: "And they denied it."

Robert Kozakiewicz: "Correct."

Steve Haizlip: "And my paperwork says they denied it."

Robert Kozakiewicz: "They recommended to deny it."

Steve Haizlip: "They recommended denial. That's right, Bob, I'll be corrected on that. Well, like I said down in Jamesport, crime and lying are not supposed to pay but it's paying off with them and they even got rewarded with a sign, which they don't do. All right. Now, you know I would like to see all highway superintendents, department heads, state, county and town do a little patrolling on their roads. Up in the Calverton area on 25A going down towards East Wind, and it's just short of that open field before you get to East Wind, the road has got a dippy-dippy doodle in it. You go along, boom, boom, you know, well, these people are just not patrolling and looking into this. I have brought it to the attention of Superintendent Bloss about Sound Avenue going west, east of Roanoke Avenue, in there and there's nothing more annoying, you know, and it shouldn't be. Just try to smooth that out somewhat."

Now, the next thing we just don't have adequate road patrol on this, all the departments. Now, one of the things that I have observed right up here at the entrance going into Tanger, that is a beautiful section of road in there and it is a beautiful section for the Town and even making it prettier. Now, there was a dead animal. I don't know what it was, whether it was a wolf or dog or what have you. It's laying right there. I want to make a suggestion tonight to this Town Board that our police department in their patrol-- sorry, Mr. Grattan, but this is the way I feel-- in their patrol pick up the mike and say we've got a dead animal at a very pretty sight. Everybody is going into Tanger and out and they are missing it or trying to dodge it or somebody hit it and squashed it all over."

Councilman Prusinowski: "They normally do that. I don't know why they didn't do it. But we'll-- is it still there? We'll get it picked up. Normally they do that."

Steve Haizlip: "Well, I, you know-- I want to get around. This is not my road. This is not my road. You know what I mean? But like in the Town. This is a county road. Let the county-- I mean, let's have a little-- "

Councilman Prusinowski: "We pick up dead animals, our animal control. We do that. It doesn't matter which road."

Steve Haizlip: "All right. Well, let them call animal control and get it."

Supervisor Stark: "Well, I would only, respectfully, on a county road, as a matter of fact, I was coming up Route 58 right across the street from the entrance to BJ's and K-Mart, believe it or not, there was a deer there. It had been hit during the night. I called Charlie Bloss. Charlie Bloss immediately turned around and called the Suffolk County DOT; it is their responsibility to pick it up. I came back less than a half hour, 45 minutes later, maybe an hour, on my way back to Town Hall and the animal-- the dead deer was gone. So, just because it's sitting there as you go by does not necessarily mean that our police department or any other department has not seen it; they know to call Charlie; Charlie knows the right people to get a hold of at the DOT and we try to do it. But I would only respectfully disagree with you that, you know, it's there now; it could have happened a few minutes earlier; it could have happened an hour; it could have been there for two days. And, certainly, if you call Charlie Bloss, I'm sure that he would have called the Suffolk County DOT, which is less than a quarter of a mile away at that particular entrance."

Steve Haizlip: "I've got to refer to an ad one time when the salesman was counting the town out of money by selling them salt and calling it slow action. So there was some slow action because it was whole and then it finally started to be squashed. All right, well, you got a theory and I got a theory."

Supervisor Stark: "Absolutely. It makes the world go around."

Steve Haizlip: "That is right."

Supervisor Stark: "And that's healthy."

Steve Haizlip: "One of the things that came up today, over here in this King Kullen store, they have a special over there on bananas. So I go in there and I'm looking around for a scale. Well, that they're doing, they're conning the consumer. You just pick up a bunch and you think that it is maybe three pounds or one pound and you go up to the checkout, oh, that's a pound and a half or that's a pound and three-quarters."

Councilman Prusinowski: "They have a scale right there."

Steve Haizlip: "No, no. You go check with the courtesy office today and ask them about me coming in there and putting up a fuss. She said there's a scale back there. I said, oh, there is?"

Councilman Prusinowski: "You are talking about where you get the fruit?"

Steve Haizlip: "Where you get it. So I said, oh, there is? She said yes. I said, well, I'm going to make a recon back there and see if I can find it. She said, it's over there by the onions. I said, all right. I go down there and guess where that scale is? Behind a newsstand rack. Obscured. Well, I finally found a scale. I went over to put some bananas on it, it was dead as a door nail, it don't light up at all."

Supervisor Stark: "That's probably why it's behind the-- but I certainly can tell you who to get a hold of-- were they selling the bananas by the bunch or were they selling them by the weight?"

Steve Haizlip: "Three pounds for a dollar."

Supervisor Stark: "Three pounds for a dollar."

Steve Haizlip: "Right."

Supervisor Stark: "Okay. They have a scale at the checkout counter. It's certified."

Steve Haizlip: "Wait. I don't want to go up there and then have my bananas laid there and then already rung up and then they say, oh, well, this here is \$1.45; well, wait a minute, everybody is standing in line-- "

Supervisor Stark: "Wait a minute, let's take one banana off because you only wanted \$1.32 worth."

Steve Haizlip: "Everybody is standing in line now when I go back and get-- "

Supervisor Stark: "This is one of the best in my eight year

history."

Steve Haizlip: "Well, they want the techniques to get the consumer."

Supervisor Stark: "Absolutely."

Steve Haizlip: "Right. So-- "

Councilman Prusinowski: "Go to Waldbaums."

Supervisor Stark: "Are you taking this down, Ruth? This will be a good one for the column. We now have a town patrol and we have a banana patrol."

Steve Haizlip: "Hey, I'm only just telling you the way that this-- "

Supervisor Stark: "This certainly has livened up the meeting, I'll have to say that, Steve."

Steve Haizlip: "I'm telling you the way that this should work, the consumer and the worker is not being respected anymore in this world."

Supervisor Stark: "Okay."

Councilman Prusinowski: "And you put it out there and now King Kullen has to deal with it because that's negative publicity on King Kullen. So you have a choice not to shop at King Kullen, go to Waldbaums."

Steve Haizlip: "Well, I don't want to shop with them with what they're doing to those people in the warehouse, you know, because-- "

Supervisor Stark: "Well, you just were at King Kullen."

Steve Haizlip: "Because my wife said they're three for a dollar. Otherwise I wouldn't go there."

Councilman Prusinowski: "That's right and that's why--"

Supervisor Stark: "But they're doing that to the people in the warehouse."

Councilman Prusinowski: "Right. That's why King Kullen is putting everything on sale because generally they know most of the people are not going to-- "

Supervisor Stark: "Actually, you know, if Anderson's farm stand was open, you could probably get bananas cheaper there. Sorry, no bananas today."

Councilman Prusinowski: "All right, that's enough."

Supervisor Stark: "Okay, Steve-- "

Steve Haizlip: "Oh, well, I had my say on that. Now-- "

Supervisor Stark: "You certainly woke everybody up."

Steve Haizlip: "Yes. That's the intent to let them know."

Supervisor Stark: "You've got anything on potatoes?"

Steve Hailzip: "Nope."

Supervisor Stark: "Okay."

Steve Haizlip: "I wasn't interested in potatoes because I have no trouble-- "

Supervisor Stark: "That's next week."

Steve Haizlip: "No, I have no trouble with potatoes, as you know. Now, I reported-- "

Supervisor Stark: "Get Green Mountains if you do. Best eating potato around."

Steve Haizlip: "He's got Green Mountains, whatever. All right. Let's go back to one of the questions prior, the weeds at 400 West Main Street, the old telephone building. I haven't seen any action on that but I'll tell you, maybe Wednesday night, the

good old frost will take care of that until next spring."

Supervisor Stark: "Hopefully."

Councilman Prusinowski: "Steve, just so you know. That's private property. We have to go through a process which we can-- the Town Attorney knows, similar to the demolition of the unsafe structures, it's something we can look at. You've got to remember. This is private property. We can call the property owner, if he doesn't do it, then we have a process we have to follow which is to make a publication notice, public hearing, then we can go on the property, clean up the property, and attach his tax bill. That's the last resort. We generally don't want to do that and if you send a private property owner and he doesn't want to comply, that's why we're going through all these things. We've got a rental law because people don't behave themselves in this town, you know, and it's not that we condone this action. I'm ashamed of these landlords and these property owners. They should be-- I like, Mark gave me a thing from Vermont, they publicize it in newspaper; they put the name of the landlord, the property owner, and when they do things like that then they exposed everybody in the town. It's not that the town condones this type of stuff; we have things to rectify it.

So what you're saying is nothing's been done there and I will talk to the Building Department about going forward about cleaning up the property."

Steve Haizlip: "Can they holler that you violate their civil rights, you put their name in the paper, hey, you're letting weeds grow and varmints can hibernate in there."

Supervisor Stark: "Steve, we've got a few other people who want to talk. If you could sum up, I would appreciate it."

Steve Haizlip: "I'm already summed up, Jim."

Supervisor Stark: "Thank you, Steve. Anybody else who wants to talk? George?"

George Schmelzer: "Speaking of bananas, in the '30's (inaudible) had a stand just to the west of the railroad bridge in Calverton. He had a sign there, we grow all we sell. Very soon after that, he

had a bunch of bananas hanging up, a whole stack of bananas and a whole-- what do you call it-- an arm of bananas. We grow what we sell. I know he didn't grow those bananas and about that time bananas were about \$.06 a pound. I used to go in the store here-- "

Supervisor Stark: "How much did you pay for bananas here a pound?"

George Schmelzer: "No, usually in the 60's-- "

Supervisor Stark: "Three pounds for a dollar? The cost of inflation, Steve."

George Schmelzer: "Yeah, they were many times \$.67, \$.69 in Waldbaums. So I go in the store I get a big stack of bananas, I tell the checkout girl I have a pet monkey home that likes bananas. I said the pet monkey is me. So, anyway-- "

Supervisor Stark: "I'm not going to touch that one."

George Schmelzer: "The store-- I just invited you to say something."

Supervisor Stark: "No, I wasn't going to-- you've got no straight man here, pal."

George Schmelzer: "Okay, you're getting smart."

Supervisor Stark: "Yes, I am, with you, George."

George Schmelzer: "Well, a food store opened up on 58 a few years back and closed up, I believe if they had located on Main Street, they would have stayed, it would have helped Main Street."

Supervisor Stark: "Absolutely. And he had all intentions but unfortunately he had some problems with that portion of his chain that he sold and then they just kind of let, he got hurt real bad. Mr. Grimaldi."

George Schmelzer: "Yeah, I hope you-- "

Supervisor Stark: "And a lot of good farmers got hurt by some

of the previous owner-- the owner that he sold to."

George Schmelzer: "Grimaldi?"

Supervisor Stark: "No, not Grimaldi, but who he sold out to."

George Schmelzer: "Grimaldi, that's the one who runs that island in southern France."

Supervisor Stark: "Okay, thank you, George."

George Schmelzer: "No, wait a minute."

Supervisor Stark: "George, I've got some more speakers. This is your second time around and we're moving on."

George Schmelzer: "Just a second. Third time around, too. I hope you allow-- approve something on 58 whereby we can get Home Depot."

Supervisor Stark: "Thank you, George."

George Schmelzer: "Because it would make Riverhead the shopping center of eastern Long Island. That's what we need. Not just half-way; make it full-way. And I don't care what anybody else says. That will help the town."

Supervisor Stark: "Thank you, George."

George Schmelzer: "Yes, because people go 20, 25 miles west. Let them come here."

Supervisor Stark: "Thank you, George."

George Schmelzer: "Okay."

Supervisor Stark: "Is there anybody else who would like to make comment? Dean?"

Dean Terchunian: "Good evening. My name is Dean Terchunian and I live here in Riverhead. I hope this week, unlike two weeks ago, I'll be able to at least complete my questions before I get an

answer. Two weeks ago, we had a public hearing and there was a resolution on the Lebanon Chemical building and knock it down. We were told that the cost would be approximately \$30,000 to \$35,000."

Councilman Prusinowski: "Nobody said that."

Dean Terchunian: "Well, I heard that figure and-- "

Supervisor Stark: "Well, nobody said that."

Councilman Prusinowski: "You just made it up off the top of your head."

Dean Terchunian: "May I please finish the question, Victor?"

Supervisor Stark: "Well, you may finish your question if you are going to put out truthful and factual fact. If you are going to put out misleading facts, I'm not going to let you finish."

Dean Terchunian: "All you have to do is correct me after I finish my statement, please."

Councilman Prusinowski: "Okay."

Dean Terchunian: "We were told that this was not going to be any cost to the taxpayer. Someone else got up at the meeting who knows about title abstracting and had researched that property and found out the owner of the property was back-- owed back taxes, in the sum of \$11,000 or more. These figures may be inaccurate but there are some figures out there that there's going to be some costs, not only in the back taxes that are due, the cost to demolish this building.

We're told told there won't be a cost to the taxpayer. But there is going to be an initial cost to the taxpayer and I wonder if this has been figured into our budget, our tentative budget for 1998. One of the reasons why I'm stating this is this property is owned by a limited liability corporation. As the Town Attorney may be familiar with that, they are limited to the amount of money that they are liable for. I believe that this company is only liable for \$5,000. If that's the case, we have a situation here where it's going to cost the taxpayers at first and possibly we get the money

back from the county through a process. What are your feelings on this topic?"

Supervisor Stark: "When a piece of property is in default and Diane, maybe you can pick up on this if you have to, when a piece of property is in default of taxes, collection of those taxes are sent to the county and the county makes us whole. If, in fact, after public hearing and we have passed a resolution and we are now in the process of determining through the bidding process and we will award somebody to demolish the building, whatever costs that costs the town of Riverhead, we will put it on the tax bill and that tax bills when collected will have to be made whole by the county, at no expense to the town.

If, in fact, they are unable to collect that tax plus whatever lien is put on it, they have to, again, gulp very loudly."

Dean Terchunian: "I hear what you say, but there-- "

Supervisor Stark: "Well, that's the facts. Let's move on to the next question. I'm not going to sit here all night and have a debate on 15 or 20 questions."

Dean Terchunian: "I'm not going to have a debate with you, but I'm just countering what you just said to me. I understand what you said and that's true, that's what the county does, but there is a time delay in there and I believe that we're going to be spending town money while we're waiting for the county money."

Supervisor Stark: "Absolutely."

Dean Terchunian: "And that will be our taxes until we get reimbursed."

Supervisor Stark: "No, it won't."

Dean Terchunian: "Okay. My next question, I stated at the last-- "

Supervisor Stark: "Well, yes, you're right because originally it was tax money but there is reserve for a rainy day and that's why you carry a fund balance."

Dean Terchunian: "Okay."

Councilman Kwasna: "Dean, are you saying you don't want the building demolished?"

Dean Terchunian: "Not at all. I'm concerned about the cost to the taxpayer."

Supervisor Stark: "There is no tax to the taxpayer ultimately because every year we may have to output the money initially but it will be returned to us approximately next January."

Dean Terchunian: "Okay. On to my next question. At the last Town Board meeting I questioned the figures that were in the tentative budget for the different departments. And if those figures included all the overhead of each of those departments as stated, such as the Assessor's Office I remember the figure about \$127,000 in the tentative budget. And I said does that include all salaries, all personnel in that department, all benefits, all employer matching funds, all supplies and all overhead associated with that department."

Supervisor Stark: "If you knew how to read the budget, at the end of it you will see it will take the department, it will break it down personnel-wise, expense-wise, and everything and finally it will have a total cost analysis for that office."

Dean Terchunian: "Well, in the beginning of last year's budget, it shows the total cost of each department in the yellow pages up in front."

Supervisor Stark: "That's just the summary, a brief description."

Dean Terchunian: "Right, and that figure is the accurate figure for that department? Am I correct in this?"

Supervisor Stark: "I don't have the budget right here in front of me."

Dean Terchunian: "You know what I'm talking about. I'm talking about the yellow pages in the front that summarize each department in each area of the budget."

Supervisor Stark: "You will not get a summary in the front of my-- of the tentative budget or the preliminary budget until we go to a final budget."

Dean Terchunian: "Right. And I was talking about last year-- "

Supervisor Stark: "And then once the final budget is produced so that people who want to come in and pick it up, then you would have a summary in there which actually tries to make the reading of the budget much more simpler."

Dean Terchunian: "Exactly. I'm looking at last year's in the yellow pages, in the front, that does that and I saw that the Assessor's Department had a figure of about \$131 or \$132,000."

Supervisor Stark: "It could have-- I don't have those facts right in front of me."

Dean Terchunian: "Well, two weeks ago you told me that, you know, you didn't have it in front of you, but, you know, if you are at Town Hall you can go and pick it up. So, the question I'm asking is that-- it's my understanding that-- "

Supervisor Stark: "All right. You've asked that question. If you would step back for a second, Jack, would you come up, please?"

Councilman Prusinowski: "Well, what is the question? I'm confused."

Supervisor Stark: "I don't really know what the question is."

Councilman Prusinowski: "What is the question?"

Dean Terchunian: "The question is, in the front of last year's budget it has yellow pages that summarize each department and the funding for that department. My question is, does that funding include, just like I asked two weeks ago, every cost of that department."

Supervisor Stark: "I don't believe you asked that question two weeks ago."

Dean Terchunian: "Well, if you would review the tape, you'd see."

Supervisor Stark: "Yes, well, we'll take a look at it. I think you were referring to this year's budget, not last year's budget."

Jack Hansen: "The budget is presented in accordance with New York State law, and New York State law prescribes that a budget as far as the Assessor's Office as the example, will dictate salaries for employees and all costs associated with the running of that office except for fringe benefits and anything that has to do with indebtedness. Those are in another part of the budget."

Supervisor Stark: "They are in the second half of the budget."

Jack Hansen: "That is prescribed by law. And they are towards the end of the general fund budget, as an example, are fringe benefits. All departments are that way."

Councilman Prusinowski: "Which includes New York State retirement payments, social security, workman's comp which is another part of the budget-- it's under employee benefits."

Jack Hansen: "Correct. And-- "

Councilman Prusinowski: "This is in accordance with the State of New York which audits us and these are procedures that are set up by the State Comptroller's Office."

Jack Hansen: "The other part of the budget that has a thing called shared service is, for example, the running of Town Hall, the lights, the power, that type of thing. That would not appear in the Assessor's Office budget as the example was asked. That's a shared service because there's no way of allocating electricity and anything else that has to do with the running of the building, janitorial services."

Supervisor Stark: "Thank you, Jack."

Dean Terchunian: "So, what Jack was saying is that the figure that's in the front of last year's budget, and if you look at this

year's budget the figure is a little different but it's the same figure we're talking about, does not include all the cost of running each department. But he didn't really say what that figure included."

Supervisor Stark: "Turn yourself just a hair."

Dean Terchunian: "That's all right. I'm looking at you; I'm talking to you."

Supervisor Stark: "You're looking over there, too. Show time."

Dean Terchunian: "So the question is, the budgets that I've looked at, and I've looked at the tentative budget also, doesn't seem to include enough of the costs that's associated with each department. But as I look through the general fund, I see a lot of funds in both last year's and this year's budget that seem to just blend into the general fund and as I come to each Town Board meeting, I see from time to time funds, balance transfers from one account to another. Now they're never really explained what they are actually for, but I believe that we should have a much better explanation on a department cost than what we're getting in these budgets. It doesn't cost \$127,000 to run the Assessor's Office, no matter what the figures say. And I think we should know what the cost of each department is and it should not be jammed into the general fund so you can play with the money that's in there for wherever you want to move it or wherever you think it's necessary. If we are going to spend from April to now working on a budget, that budget should be much more definitive than it is in these areas. I don't like to see everything into the general fund so there is too much flexibility for the Board not to explain to the public what's going on with the budget."

Councilman Prusinowski: "That's not the purpose of it. That's a political statement; that's not true. Jack just explained to you that the budget is done according to New York State law and the retirement benefits, the workman's comp, the social security and the shared services for the light, is put in a separate part of the budget. Okay. It's not in there to make deception; it's not to defraud the public; it's not for all the things you just said. These are accounting practices that are set down by the New York law in the Comptroller's Office which we're audited. And if you go and take our-- we were just audited. There's nothing in the auditor's

report, who is a Democrat. Is he a Democrat? Yes. H.R. McCall, he's a Democrat who came down here and audited the Town of Riverhead, did not make that conclusion in his audit."

Supervisor Stark: "Not him personally."

Councilman Prusinowski: "No, his staff. His staff has come down and audited. And this is an accounting procedure that's set by New York State law. And that conclusion is false. That's your opinion because it's election time."

Supervisor Stark: "Thank you, Victor."

Dean Terchunian: "Well, Victor, I'm not up for election, you are. And I'm asking questions because I want some answers."

Councilman Prusinowski: "Well, I'm trying to give you an answer, you never listen; you always want to make your conclusion. You don't want to listen to the facts-- "

Supervisor Stark: "Gentlemen, this argument is not going to continue. I thank you very much for coming up."

Dean Terchunian: "I'm not arguing, I'm asking questions."

Supervisor Stark: "You've asked the question, the question has been answered by Jack-- "

Dean Terchunian: "Well, Victor brought something up about the audit. If you remember back about the audit, there was some not so good comments from the State about ours, so please don't say that we do everything according to law."

Supervisor Stark: "Thank you. Let us take up the resolutions."

Resolution #860

Councilman Prusinowski: "Authorizes the Town Clerk to publish and post public notice change of meeting date. Our next Town Board meeting will be November 5th at Town Hall. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Discussion? I asked the press if you would put that (inaudible), Election Day happens to be on the first Tuesday of the month, so we're moving to Wednesday. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #861

Councilman Lull: "861 and 862, both of them amend resolution 808 and 809 extending time to bid, 808-- excuse me, wrong one. 861 bid for the disposal of sludge; 862 for the disposal of grit and screen waste. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #863

Councilman Wittmeier: "863 ratifies attendance of assessor at meeting. So moved."

Councilman Kwasna: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #864

Councilman Prusinowski: "Awards bid for office supplies. So

oved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #865

Councilman Lull: "865 supports the restoration of the Riverhead train station. The Town of Riverhead, as you know, has adopted an Urban Renewal Plan for the railroad station. We have-- we are requesting funding in the amount of \$1,000,000 from Long Island Railroad capital funds and we have the support of Ken LaValle, Patricia Acompora, the Task Force to revive Riverhead and the Business Improvement District. We are-- this resolution supports the allocation of \$1,000,000 from the Long Island Railroad to support the restoration of our railroad station. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #866

Councilman Kwasna: "Extends the contract for furniture out of the HON catalog for the Town of Riverhead. It's to extend the contract for one year with Legend Office Supplies. So moved."

Councilman Wittmeier: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #867

Councilman Wittmeier: "Authorizes the Town Clerk to publish and post help wanted ad for account clerk typist in the Receiver of Taxes office. So moved."

Councilman Kwasna: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #868

Councilman Prusinowski: "SEQR determination for special permit petition of Coastal Gasoline. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #869

Councilman Lull: "Adopts the amendment to Chapter 101, Vehicles and Traffic. This involves stop signs at Laurel Lane and Peconic Bay Blvd. and Middle Road and Mill Road. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #870

Councilman Kwasna: "870 authorizes the attendance at the 14th Annual EMS conference in Saratoga Springs, New York, for four members of the Riverhead Town Volunteer Ambulance Corps. So moved."

Councilman Wittmeier: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #871

Councilman Wittmeier: "Appoints Jack Sadowski as detention to the police department. So moved."

Councilman Kwasna: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #872

Councilman Prusinowski: "Appoints members to the Riverhead Town Landmarks Preservation Commission. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #873

Councilman Lull: "873, 874 and 875 are budget adjustments within the Water District. Water District budget adjustment 73, 74, water well, capital improvement budget adjustment and water well 3 budget adjustment. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #876

Councilman Prusinowski: "Appoints part time police officers to the police department. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #877

Councilman Lull: "Authorizes the attendance of an employee of the Buildings and Grounds department at a maintenance seminar. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #878

Supervisor Stark: "Is there a motion to pay the bills?"

Councilman Prusinowski: "So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor?"

the Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #879

Supervisor Stark: "I ask Councilman Prusinowski to bring this off the floor."

Councilman Prusinowski: "We are going to deny the special permit of Edwin Partridge TS Haulers in Calverton. They started this without any permits, they did not get permission from the town and in our opinion we've reviewed the matter and we're not-- we are denying their speical permit. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Can we have a roll call count on this?"

The Vote: "Councilman Kwasna, yes; Councilman Wittmeier, yes; Councilman Lull, yes; Councilman Prusinowski, yes; Supervisor Stark,

yes. The Resolution is adopted."

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

Meeting adjourned: 9:42 p.m.

Barbara Dutton  
Town Clerk