Minutes of a Town Board Meeting held by the Town Board of the Town of Riverhead, at Town Hall, Howell Avenue, Riverhead, New York, on Tuesday, March 18, 1997, at 2:00 p.m.

Present:

James R. Stark,	Supervisor
James B. Lull,	Councilman
Mark A. Kwansa,	Councilman
Otto Wittmeier,	Councilman

Also Present:

Barbara Grattan,	Town Clerk
Robert Kozakiewicz, Esq.,	Town Attorney

Absent:

Victor Prusinowski,	Councilman

Supervisor Stark called the meeting to order at 2:00 p.m. and the Pledge of Allegiance was recited, led by Steve Haizlip.

Supervisor Stark: "Is there a motion to approve the Regular Town Board Meeting of March 4th and the Special Town Board Meeting of March 13th?"

Councilman Lull: "So moved."

Councilman Kwasna: "And 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:

Receiver of Taxes	Total collections to date as of March 14, 1997, $29,871,219.02
Building Department	Total collections for January of 1997, $19,862.25 Total collections for February, 1997, $24,904.25
Open Bid Report	Replacement windows for Senior Nutrition Center which was opened on March 5th. No bids were received
Open Bid Report	Snow fence which was opened on March 10th. Three bids were received

CORRESPONDENCE:

Nicholas W. Craw	Expresses his support for the development of the Mid-Altantic Racing Complex
John McDaniel	Strongly opposes the addition of McDonald's in Wading River
Riverhead Fire District	Addresses issues that were discussed at a meeting held between Fire District representatives and representatives of various Town departments
North Fork Environmental Council	In favor of a signage ordinance which was proposed by the Architectural Review Board and never adopted. Would like to see it adopted at the March 18th meeting
Helen Peterson	Requests a senior citizen exemption

	from the Rental Law fee, but owner would still have to file papers
Monique Gablenz	Resignation from the Board of Directors of the IDA
Darrin Fulton	Letter of resignation as a Civilian Detention Attendant
Town of Southold	Two enactments
County of Suffolk	Notice of enactment
	Offers its suggestions regarding amending the zoning ordinance and map of the new PDD District
Mid-Atlantic Race Complex	9 post cards in favor of complex
William Roberts	completed an analysis of post cards regarding the Calverton Race Track - total received were 976. From Riverhead residents, 230; Suffolk County 551; outside of Suffolk County, 195

Supervisor Stark: "Thank you."

Public Hearing opened: 2:05 p.m.

Supervisor Stark: "Let the record show that the time of 2:05 has arrived. Would the Clerk please read the notice of Public Hearing."

Barbara Grattan: "You forgot to read Applications, Mr. Supervisor."

Supervisor Stark: "I didn't see it."

Barbara Grattan: "It's over here."

Supervisor Stark: "I'm sorry. Let's go Applications. I'm sorry, Barbara."

APPLICATIONS:

Special Permit	John Wesley Village for affordable senior citizen housing
Parade Permit	Riverhead Little League - Town Hall parking lot, Main Street up Roanoke to Lombardi Park on April 26th, '97, at 8:30 a.m.
Carnival Permit	St. John the Evangelist Church for a carnival on the corner of Mill Road and Route 58, April 3 to the 13th
Show and Exhibition	Riverhead Chamber of Commerce Antique Show on May 25th, 1997
Site Plan	Agway - canopy on 1122 Osborne Avenue

Barbara Grattan: "That concludes Applications."

Supervisor Stark: "Thank you."

Barbara Grattan: "You're welcome."

Public Hearing opened: 2:07

Supervisor Stark: "Let the record show that the time of 2:07 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 2:05 p.m. on March 18th, to hear all interested persons who wish to be heard regarding the Draft Urban Renewal Plan for the Railroad Avenue corridor."

Supervisor Stark: "Andrea?"

Andrea Lohneiss: "Andrea Lohneiss, Community Development Director. This hearing is for the purpose of hearing comments from the community regarding the proposed Urban Renewal Plan for the Railroad Avenue area. This plan has been prepared at the direction of the Town Board to provide a basis for redevelopment efforts.

The area is bordered generally by Swezey Avenue to the west, County MTA and Roanoke School property to the north adjacent to the railroad, Roanoke Avenue to the east, and the Suffolk County Court complex and East Main Street to the south.

The draft plan provides assessments of existing conditions, recommended land uses and proposed methods of implementation. Pursuant to Article 15 and 15A of the New York State Urban Renewal Law, the Town Board referred the draft plan to the Riverhead Planning Board. It was heard at a Public Hearing and the Planning Board has provided recommendations to the Town Board prior to today's hearing.

The Town Board may on the basis of input received today, make additional revisions prior to its adoption."

Supervisor Stark: "Is there anybody who would like to make comment on this particular-- Gary?"

Gary Jacquemin: "Yes, my name is Gary Jacquemin. I'm the architect for the Business Improvement District here in Riverhead and I'm here to speak regarding the Railroad Avenue Urban Renewal Plan.

First of all, I would like to clarify the difference between the written document and the resolution that's been referred to you by the Planning Board and the physical plans that I've done on behalf of the BID. The document before you offers incentives for private investment and mechanisms to encourage and monitor such development. The conceptual drawings that I've prepared on behalf of the BID are representations of the goals and desires inherent in

the document that you are reviewing today.

You are being asked to approve the written document rather than the specifics of the BID plan.

The BID has been working with the support of you and the others in Town Hall here toward repositioning Main Street in the interests of attracting new private investment. The Urban Renewal Plan and the resolution offered to you by the Planning Board for consideration represents an opportunity to provide tangible incentives for such future investment. Your approval of this document will provide the basis for the critical next steps in salvaging a neglected and highly overlooked area of the Town.

The Railroad Avenue area has a potential to become the functioning and symbolic new gateway to Riverhead. The civic vision that you have provided and the development of the Arts District and the numerous other projects you've undertaken on behalf of the Town can be (inaudible) in the instance of the approval of the Urban Renewal Plan. Your approval will place into motion a set of mechanisms and steps that will generate new growth in private investment in creating the gateway to Riverhead.

Thank you for your consideration of this."

Supervisor Stark: "Thank you, Gary. Is there anybody else who would like to make comment? Yes, George. George, would you raise that microphone up a little bit, too. The one that would be on your left."

George Schmelzer: "I don't know if anybody is going to hear back there."

Supervisor Stark: "I know you don't need the microphone, but the next speaker is going to need it."

George Schmelzer: "Well, we don't even know what this is all about. Why don't you tell us what this is all about first? What is it all about? Renewal is a big word. When I renew my shoes, I go to the cobbler to get new soles on them but what are you going to do with this, I don't know. The Suffolk County National Bank -- you should know about that, you're part of the Bank, I believe.

Well, they bought a good part of it which was the lumber yard. What is proposed to be done? How much money is proposed to be spent?"

Supervisor Stark: "Andrea, do you want to answer? Or I can answer for you, it doesn't make any difference. George, you want to step back. Give that young lady room there, would you?"

Andrea Lohneiss: "The format of an Urban Renewal Plan pursuant to the law, provides for assessment of existing conditions. So the first part of the plan details parcel by parcel what the existing land uses are, how large the parcels are, who their owners are, etc. Then subsequently there's a section on proposed land uses, proposed improvements, proposed changes to zoning, if any, within a designated area and then there are the specifics of those methods of implementation that would be needed to be added to the code for example in order to implement a plan such as this."

Supervisor Stark: "Probably not going to answer your question, is it, George?"

George Schmelzer: "We can tell what the land is used for by looking at it. Empty lots we don't know; a lot of it is parking lot. You still didn't answer. I don't know if you really know."

Supervisor Stark: "Certainly under an Urban Renewal Program, George, it allows you to do certain things to kind of change the character of the Town or improve blighted areas. It opens up doors for financing, it opens up doors for condemnation, it opens up doors for a lot of things."

George Schmelzer: "Yeah, but that-- "

Supervisor Stark: "Actually what we are doing is setting the zone there and certainly Railroad Avenue is not what it was like when you and I grew up and you are a lot older than I am, but there are some people out here we grew up the same time. It was a thriving busy commercial street as far as retail stores and what have you. It's no longer there and what we are trying to do is improve our ability to improve that area."

George Schmelzer: "The railroad is junk now. The state took it over like State Urban Renewal-- that's a good example of it, see.

Now in the area of (inaudible). They took half the sidetracks out, took the freight house out. No station there, no nothing. What do you expect?"

Supervisor Stark: "Well, there's no freight-- there's very little freight that comes out here that probably warrants keeping a freight agent out here as you knew, who I believe was Mr. Corwin (phonetic) at the time. Couldn't that have been the freight agent?"

George Schmelzer: "I don't know. Every station had one. Even when Agway was open they didn't bring the freight in on time."

Supervisor Stark: "Probably the only sidings that are being used right now are being used by Riverhead Building Supply on Mill Road and Ostrander Avenue. I don't know of any other sidings that are still in existence in the Town of Riverhead, other than the yard, you know, right behind the station."

George Schmelzer: "Unofficially I was told by somebody in the railroad that they did it on purpose-- destroy the-- no freight at all so they wouldn't have any control by federal. That's what they did."

Supervisor Stark: "George, I'm not sitting her arguing the Long Island Railroad or why the federal government-- we're talking about an Urban Renewal overlay over that area. You're either for it or against it."

George Schmelzer: "Well, we don't know anything about it. How much money are you talking about?"

Supervisor Stark: "We're not talking about any money."

George Schmelzer: "You mean it's free?"

Supervisor Stark: "Created for nothing."

George Schmelzer: "You mean you're doing it for nothing? Do you expect everybody to believe that? I don't. I don't think you do either."

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

George Schmelzer: "Yeah, you're welcome."

Supervisor Stark: "Is there anybody else who would like to make comment? Yes, sir. Remind me not to remind you again that the meeting was at 2:00."

Larry Rosch: "My name is Larry Rosch. I'm the Director of the Suffolk County Historical Society on 300 West Main Street, in Riverhead. I'm also a resident of Wading River. The Town Board has taken some very positive steps toward what has become known as the revitalization of Riverhead. The plan that you have before you today represents an opportunity to move in that same direction. If Riverhead is to be successful in encouraging visitors to come and spend time here, we are going to have to make improvements in a number of locations around the Town.

The action planned for Riverhead-- for Railroad Avenue, will be good for the Business Improvement District, the Town of Riverhead and the cultural institutes within the vicinity of the railroad station and Railroad Avenue. Railroad Avenue as the western end of the BID is an area that needs your attention. The plan to attract new businesses to Railroad Avenue and to restore the railroad station for some type of adaptive reuse is a good one and I urge you to support it. Thank you."

Supervisor Stark: "Thank you. Is there anybody else who would like to make comment at this particular time? If not, I will declare-- yes, Bill."

William Kasperovich: "William Kasperovich. The one word that -- phrase that jumped out at me was relocating of Main Street. Am I to understand that this is the death knoll for Main Street? Who is going to come into Main Street when you are thinking of relocating the Main Street?"

Supervisor Stark: "Bill, can you do me a favor and just raise that mike?"

William Kasperovich: "Which one? This one?"

Supervisor Stark: "Yes. On the side there, there's that-- you kind of unscrew that, raise it up. I don't know whether everybody

can hear in the back. You kind of loosen it up; then pull it up a little bit. Yeah, that's it. Then just bend it over towards you. Thank you."

William Kasperovich: "Okay. Just give me a chance to repeat what jumped out at me. Relocation of Main Street. A man could-- you people could have clarified it by putting some maps or documents out on the wall in the hallway so that the public could see what you are proposing. A lot of paperwork apparently went in on this and here we stand with exchange of words that I'm sure like myself are not quite clear in what you are proposing. You are proposing the first step of relocating Main Street, which is the death knoll-- "

Supervisor Stark: "Bill, I don't think-- you may have misunderstood. It's not relocating Main Street."

William Kasperovich: "Well, that's the word that was used."

Supervisor Stark: "It's trying to find a way to divert some traffic who not necessarily may not want to be on Main Street, who want to get through the business district downtown. Or a new entrance into the business district. Isn't that what we're doing, Andrea? Yes. We are not-- sometimes I'd like to pick up Main Street and move it, you know, or open up the river to the vista of Main Street, certainly."

William Kasperovich: "But at the same time, we-- nobody has a crystal ball for the future traffic to come into-- "

Supervisor Stark: "Absolutely. All this does is give-- sets in place a mechanism which we could utilize as we close in on that vision or that mecca."

William Kasperovich: "All right. Now, I'm sure you will remember quite clearly when I came in talking about the poor location of some fictitious garage where proposal was made in an absolutely ridiculous location. I say ridiculous for lack-- not wanting to be coarse here in public-- but when I saw-- "

Supervisor Stark: "I happen to agree with you because I felt the same way and I voted against any-- "

William Kasperovich: "When I say something I don't like or don't-- say is no good, I also at the same time propose or suggest or recommend something in its place."

Supervisor Stark: "So did I."

William Kasperovich: "All right. Now, you are proposing something leaving all ends open depending on who is going to come in to pay an interest and do some business in the township. At the same time, you are taking away the controls. Now, people are going to come in that can make a buck but they are not going to be mainly concerned with the benefit of the township. They are going to be concerned with what they propose to bring in, and anybody that wants to come in to Riverhead township in a productive manner or to do good in a physical sense to the residents, I'm all for it. But to throw out an open door for some unknown possibility, that is just taking the controls out. And what good are our controls? What good is all the thinking and work that went into our controls when as soon as we hit a year or so of inactivity in the real estate market, everybody goes running scared.

Thinking to bring people into the township has got to make better for the people that are here, not for the transients that come and go. And I don't see this as the approach that we should be taking for the town to grow by reducing the controls and offering all kinds of possibilities prayerfully waiting for Mr. Moneybags to come in. Thank you."

Supervisor Stark: "Thank you, Bill. Is there anybody else who would like to make comment at this particular time? If not, I will declare the Hearing closed."

Public Hearing closed: 2:23 p.m.

Public Hearing opened: 2:23 p.m.

Supervisor Stark: "Let the record show that the time of 2:23 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 2:10 p.m. on March 18th, to hear all interested persons who wish to be heard regarding the consideration of a Local Law for the addition of a new Chapter 78 entitled, Management of Records."

Robert Kozakiewicz: "As indicated, this is a Public Hearing to hear a new chapter in our Town Code which is entitled Management of Records. This particular chapter had a genesis a couple of years back when the Community Development Agency successfully applied for and obtained a grant of approximately $30,000 which helped us bring in a consultant to inventory our records and help develop a process for the future development or records being handled by the Town Clerk's Office.

Statutorily she's the keeper of our records and what happened thereafter was a second grant recently put in by the Community Development Agency for I believe $27,822. The second grant is conditioned upon the Town adopting a new chapter which is the subject of today's hearing.

The purpose of the grant is to place records onto CD Romand I think the key phrase is these are vital records which are to be kept permanently by the Town Clerk.

The new code provision-- the highlights of it, are that we identify the Town Clerk as the-- and I want to make sure I have the correct wording, Records Management Officer. There's also a discussion of what her duties and powers are-- at no additional pay-- I'm being told to remind the audience, and third, and finally, establishes a Records Advisory Board which is a restatement of a Records Advisory Committee that had been previously established by this Board by resolution.

That's the sum and substance of what we're doing today."

Supervisor Stark: "Thank you. Anybody would like to make comment on this particular Public Hearing? Steve."

Steve Haizlip: "Steve Haizlip of Calverton. If I understand this correctly, this is all for the benefit of the Town Clerk?"

Barbara Grattan: "Yes."

Steve Haizlip: "Okay. Now, and you are to-- "

Supervisor Stark: "Actually, Steve, it's for the benefit of the Town to take those records to be held in perpetuity for a lifetime. They are the history-- I don't know which records they are. There are certain records in the Town of Riverhead that somebody in 100 years could go to the Town Clerk's Office and find these records."

Barbara Grattan: "Steve, this will be for births, deaths, marriages, Town Board minutes, that's what the records are going to be on."

Steve Haizlip: "Okay. Now, this is all up to the Town Clerk, her staff, or his whoever is in there, to file these records and put them away. And so if anybody ever wanted them, there would be access to them. The only thing that puzzles me a little bit here is an Advisory capacity. How does the Advisory capacity that you read into the Public Hearing going to work? I mean in other words you've got to go to get somebody to advise you and say, hey, you better go get those records? That part I don't understand. Can I get an explanation of that?"

Robert Kozakiewicz: "What I'm going to do is just read off what the particular section of this particular chapter says as far as the Records Advisory Board and what it is that they will do or what their duties are. So maybe that will explain it to you and answer your question.

Essentially there's four duties that are described or attributed to the Records Advisory Board. Number one is to provide advice to the Records Management Officer on the development of a program for keeping records. The second is to review the performance of the program on an ongoing basis and to propose changes and improvements to the program. Third is to review the retention periods that are being proposed, and what that means is how long a particular record is kept if it's not considered to be a vital record which must be kept in perpetuity or forever. And the fourth is to provide advice on the appraisal of records for their archival value and to be the final signoff entity of whether something is or is not considered to be an archival type of record. So they will not be involved in

the day to day operation.

Certainly that's going to be the Records Advisory or Records Management officer, i.e., the Town Clerk."

Steve Haizlip: "So that Advisory Board that you speak of will probably meet four times a year, probably about every quarter. Sounds good, okay."

Supervisor Stark: "Thank you, Steve. Is there anybody else who would like to make comment at this particular time? George, I'm going to use you for the finale on this one."

William Kasperovich: "William Kasperovich from Wading River. In case anybody doesn't know, that's the most westerly end of the township. A lot of people don't remember that we go as far out as the Brookhaven township and the Wading River designation still holds into the Brookhaven township. So when you say you live in Wading River, people don't know whether you're in Brookhaven or in Riverhead town.

It's very difficult to stand here and talk about the department that I thought was running very well under the guidance of our Town Clerk. But from the way the Town Attorney read duties, it would appear that she is not doing an adequate job. Now, for us to better the Town Clerk's office, we need more people or person because those girls are not groomed to put in a full day's work everyday. And any changes or differences to be made will require additional people.

To go back to a point of improving or being inclusive from past record is a very time consuming involvement. Now, you might say to me, well, just what are you talking about? Well, real estate individual comes in from out of town, goes to the Town Clerk's Office and wants to know if a particular street is on the record. The Town Clerk looks in the book, it is or it isn't. But that's only what the book says and it is not necessarily true. In Wildwood Acres area we've been haggling over whether to put on record the Town roads or not. And people have been buying and selling homes and when it comes to researching the mortgage or what have you, these roads are not in the book. So I say where are the records?

Now, this is a-- I use this example because this is quite a

simple one. But at the same time, when-- if we want to turn around and say that our records are perfect, we certainly can't do it with the personnel that's there. And I can't see putting it on-- print on paper is going to change anything.

I could see putting certain records onto microfilm or what have you that would make it more easily accessible. That might make sense. But to reach far back any time period would take a lot of money. And the Town Board in the past has been skimpy on the budget for the Town Clerk's office. I hope the Town Clerk doesn't take offense to my speaking of her pride and job. But let us not just make printed words on paper. Let's definitely in one area at a time bring the records to date 100%. Thank you."

Supervisor Stark: "Thank you, Bill. Is there anybody else who would like to make comment at this particular time? George."

George Schmelzer: "You reminded me of the road records. I made a file of it at one time and I lent it to Bob Pike. Either he sold them or he lost them; he said he can't find them. So I've got to do it over again. Go to your office and do it over again. A lot of work gets done by the Town Clerk on this Calverton Cemetery. About how many lady hours or man hours a week do you spend on that? Do you have any idea?"

Barbara Grattan: "I think there were 22,000 last year, George."

George Schmelzer: "Does the Town get contribution on that from the Navy?"

Supervisor Stark: "No."

George Schmelzer: "Maybe the Navy could make its own office over there."

Supervisor Stark: "It's not the Navy."

George Schmelzer: "I mean-- pardon me-- the Veterans Administration. Sorry."

Supervisor Stark: "All right. I got one on you. It took a long time, but I got one on you."

George Schmelzer: "You did?"

Supervisor Stark: "Yes."

George Schmelzer: "Well, I got one on you, too. Do you want me to tell it to you?"

Supervisor Stark: "No."

George Schmelzer: "Okay. I got all screwed up now. At the time they were talking about that cemetery, I suggested to Otis that they put it across the river. I wish they did. The Town Clerk wouldn't have to do that now; Brookhaven would. It's not clear what you need all this stuff for. Is it true that some of the roads are not entered in the record?"

Supervisor Stark: "At the cemetery?"

George Schmelzer: "No, I'm talking about roads-- road records. Bill said about road records."

Supervisor Stark: "If the road has been dedicated, it's entered."

George Schmelzer: "Well, you haven't got as much trouble as Brookhaven-- you should see the trouble they have on roads. But, if you could get some help in the cemetery, (inaudible) would help. Any chance of that?"

Supervisor Stark: "I doubt it."

George Schmelzer: "Have you tried?"

Supervisor Stark: "Yes, I have."

George Schmelzer: "I figure you mooch on everything else-- "

Supervisor Stark: "No, I actually-- I've asked for help to I believe the Town Clerk's Office is right now presently probably working under a fee structure that we had in the 1950's and that certainly the cost of doing their work has increased steadily over the years not only with the filings, storage and research and everything else, but it's strictly federal and state governments who

passed that cost on to the local municipalities."

George Schmelzer: "Does the federal administration-- veterans administration pay a filing fee?"

Supervisor Stark: "No."

George Schmelzer: "That's some racket."

Supervisor Stark: "Absolutely. Doesn't bother the customer though."

George Schmelzer: "Maybe you ought to do something about that. You are pretty good at mooching money around, maybe you can to that, too."

Supervisor Stark: "Okay."

George Schmelzer: "Okay, thank you. So long."

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

Public Hearing closed: 2:38 p.m.

Public Hearing opened: 2:38 p.m.

Supervisor Stark: "Let the record show that the time of 2:38 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 2:15 p.m. on March 18th to hear all interested persons who wish to be heard regarding the consideration of an amendment to Chapter 48 entitled "Beaches and Recreation Center", Section 48-13 Parking and Parking Permits."

Robert Kozakiewicz: "The Public Hearing here is to address

an issue that was brought to the Town's attention last year. The concept is proposed for the addition to the code, Chapter 48, to allow for the issuance of a picture ID card to residents of the Town of Riverhead who are unable to drive and need someone else to assist them to take them to one of our beach facilities.

The codification would be to add another section or subsection to the code, entitled Senior Citizen Handicap Resident Permit to allow for the Recreation Department to issue such a permit upon the necessary proof."

Supervisor Stark: "Thank you, Bobby. Is there anybody who would like to make comment on this particular Hearing? Bill."

William Kasperovich: "I would like to know how this ID card would differ from the non-driving ID card that can be gotten from the vehicular department. A passenger driving in a car can get an ID card as a passenger. You don't have to drive the car to have an ID card from the Motor Vehicle Bureau. Now, granted this is another department but it's available to the public. There are many accommodations made for this for people that have difficulty getting to the Motor Vehicle photographer for a picture.

But at the same time, what are we proposing here besides the expenditure of more money? I can't see any true value to this in that manner for cost. We are not that wealthy a township that we can ignore even the smallest unnecessary costs and you certainly can't charge a senior citizen $25 bucks to have their picture taken. And if we have anybody around working for the township that is free to do this, it is only because they're not doing their job well. I say this sort of thing is a little luxury that we can't very well afford. Thank you."

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

Public Hearing closed: 2:43 p.m.

Supervisor Stark: "That concludes the Public Hearings for

today. If there is anybody who would like to address the Board on any given subject, I would recognize them now."

Councilman Lull: "Mr. Chairman, before you begin, I would like to address the Board.

And my topic is the-- this part of the meeting, the part of the meeting when we ask members of the audience if they would like to address the Board on any topic. We welcome the opportunity to hear what people are thinking. That's the way things get done. We all appreciate the phone calls and the letters and the office visits that we get every day. It's really important to us. We want to hear what people are thinking; we also want to have the chance to share our thoughts with you and to share some of the facts that we have with us that you might not have for yourself.

Abraham Lincoln said that with public sentiment that anything can be done. Without it, nothing can be done. And that's why this part of the meeting is really important to us. And we don't-- we try to make this as democratic a part of the meeting as possible. We do not limit the amount of time people can speak as some Boards do. We do not limit who can speak or how many people from one group can speak as many Boards do. We want to hear from everybody.

But there is one rule that I think I feel should not be broken. And I speak for myself at this point-- I'm not speaking on behalf of the Board. Somebody addressed the Board at the last Board meeting. Part of his address was a personal attack on one of our staff. And I'm guaranteeing to you that that's not going to happen again. We are elected officials up here; we're fair game. If you wish to disagree with us in almost any terms, you may do that as long as you remain civil. However, the people that we employ in this Town, the people who work for us who are not elected officials are not fair game. And it is our job to protect them from such attacks. Personal attacks, that's right.

If you have a problem with the way something is being done by a Town official-- a Town official, you bring it to us, write to us, come to us, call us, whatever. But don't bring it to us in front of the television camera. That will not be tolerated. I personally spoke and others of us spoke to the person who was involved, the Town official who was involved in that issue last time, but that was

an apology that I gave him that was after the fact. After the cheap shots were taken, and I don't think we need to tolerate those kind of cheap shots anymore."

Supervisor Stark: "Thank you. Is there anybody else who would like to make comment at this particular time? Henry. Get some new faces here."

Henry Pfeiffer: "Thank you. Henry Pfeiffer. Several months ago, Planning Director, Dr. Lee Koppleman, recommended certain drastic changes in certain vital services provided by Suffolk County to its residents. These changes would adversely affect the health services available to our people. His recommendations were (1) privatizing skilled nursing facility long known as the Infirmary in Yaphank; (2) discontinue the Suffolk Health Plan, Medicaid Managed Care Service; and, (3) closing the health centers, in fact, privatizing the provisions of health care in the county.

Subsequently the County Executive appointed a Blue Ribbon Panel to analyze these recommendations and to recommend action to be taken. The Panel membership is overwhelmingly constituted of practitioners of the medical profession and while we are sure that this would not influence or bias its members towards privatization, just in case.

The Blue Ribbon Panel will be holding public hearing to obtain input from those who have opinions on the proposed changes. One of these hearings will be on April 2, 1997 at the legislative auditorium Riverhead Health Center, Riverhead, New York, from 7:00 p.m. to 9:00 p.m. and all residents are encouraged to attend and to speak.

We desperately need your input. Let the County Executive Blue Ribbon Panel know that the County has an obligation to keep its health centers open and to protect the health care of its residents. Your voice can and should be heard. Be fully conscious of the profound and abiding concern of the Town Supervisor and of the members of the Town Board for its residents, I would ask the Board to pass and send to the Panel a resolution supporting the continuation of the needed health services and opposing any diminution of such services. Thank you. I have here the liaison if you wish to pursue this further, is Dr. F. Broome, M.D., Medical Director of the Department of Health Services at the Riverhead Health Center, 300

Center Drive. The phone number is 516-852-1818. And I thank you for your attention."

Supervisor Stark: "Henry, if you would do me a favor, get together with Lori and I can get all that information down and get something rolling on it. I appreciate it."

Henry Pfeiffer: "Thank you."

Supervisor Stark: "Thank you, Henry. Is there anybody else who would like to address the Board at this particular time? Steve. We'll go from back to front."

Steve Haizlip: "Steve Haizlip of Calverton. My first topic here is I've been reading in the paper on this REAP program, that's Riverhead Economic Appraisal Project or something like that."

Supervisor Stark: "Riverhead Economic Advisory Board."

Steve Haizlip: "Right. Now, in talking about tearing about (inaudible) diner and then maybe more buildings. I've been asked by some of the people of the community where does this money come from? Is this going to be out of taxpayer's pockets or is the state going to give us a grant or is it going to be federal?"

Supervisor Stark: "It comes through the quarter percent sales tax revenue that we share in which is for open space or aquifer protection. It can also come through the New York State recently passed Clean Air Bond issue of one billion seven hundred and fifty million. It could come through our own open space and acquisition bond."

Steve Haizlip: "And-- "

Supervisor Stark: "Ultimately the taxpayers somewhere are paying for it, George."

Steve Haizlip: "I-- "

Supervisor Stark: "Steve."

Steve Haizlip: "That was what I was going to say. At any

rate, we are going to-- "

Supervisor Stark: "We share in the quarter percent sales tax. Right now we have a little over a million dollars credit in that particular fund and we have recommended certain parcels of land which border the river and because of the Wild Scenic Rivers Act not a heck of a lot can be done there. If you wanted to renovate your house, you wanted to add on to your house, you would have to go through a process-- a variance process which is government bureaucracy at its best."

Steve Haizlip: "Yes, right. At the last work session, up until the time I left at noon, which I couldn't come back in the afternoon, Vic mentioned there might be some discussion on the yard waste. But nothing came up during the morning."

Supervisor Stark: "We're still waiting on Counsel to along with the Solid Waste Committee to devise a RFP which is Request for Proposal. Some of those yard waste people that come to see us, we're out of the garbage business."

Steve Haizlip: "I understand that."

Supervisor Stark: "We're out of the yard waste business for residential areas. But certainly during storms, nor'easters, hurricanes, blizzards-- "

Steve Haizlip: "If we can't stop leaves-- "

Supervisor Stark: "Windstorm we had here a couple of weeks ago. Charlie was all over this town picking up limbs and fallen trees. They have to be taken somewhere. They are taken right now to our landfill where we have a grinder/chopper and, frankly, we even want to get out of that business. But you can't fight Mother Nature; she's going to create a certain amount of yard waste for you. If we can find private enterprise who will do it for us, then we feel we've done something that relieves some more burden off of the taxpayers."

Steve Haizlip: "Well, that's right. Because I can't stop the leaves from growing. I've got to rake them up and get rid of them somewhere and so far I've been able to take them over there. Right

now-- "

Supervisor Stark: "Well, you can't anymore."

Steve Haizlip: "Right now, I've got barrels of rose clippings that I've got to take; leaves that came out between going among all the flowers."

Supervisor Stark: "Yard waste now you put out-- I don't know what day your pickup-- my house happens to be Thursday. As long as it's bagged, they will take it away."

Steve Haizlip: "Okay. All right. I'll try it; see what happens."

Supervisor Stark: "Okay."

Steve Haizlip: "I brought it up to the Board here a while back about the Calverton Deli. That is a problem area. There's a big mud hole on the right hand side of Highway 25; I can't seem to get, you know, repairs to there, and there's a lot of big trucks that park over there. They go in and buy sandwiches and so forth."

Supervisor Stark: "A lot of State DOT trucks, too."

Steve Haizlip: "Yup."

Supervisor Stark: "I had a meeting with the Commissioner-- DOT Commissioner for Long Island a couple of weeks ago, shortly after you brought it up at the last Board meeting, and I asked them to look at that."

Steve Haizlip: "All right."

Supervisor Stark: "Whether he'll produce something for me, and I did recall in many of my travels up 25, Steve, I see a lot of State DOT trucks there. So, maybe they're causing their own problem. You know, as traffic comes east, they are going to stop on the east side, get out, run over, get their sandwich or whatever they want and then continue on. And most of that is contractor type work and what have you. And they are just pounding the hell out of the roads over there."

Steve Haizlip: "Well-- "

Supervisor Stark: "But it does-- it is the responsibility of the DOT to maintain their shoulders of their roads."

Steve Haizlip: "Well, you're right because-- "

Supervisor Stark: "And that's what I professed to Ed Petrone who is the Commissioner of DOT out here on Long Island."

Steve Haizlip: "Well, you're right because the farther over they can park, the better access-- "

Supervisor Stark: "Actually, if there wasn't a lot of shrubbery out on that person's lawn, they probably would park it over there."

Steve Haizlip: "Yeah. The next thing that's got-- I'd like to see done there, of course this would have to be done with the State also, and I don't know if you brought it up at the time and you might not have been aware of it, but I'm bringing it up now and you will probably see them again. Something has got to be done about speed on that road. There's been two serious accidents within two weeks and these cars-- and the last one was just last weekend where a car was headed west and one car was going into the deli and they clipped each other and then-- they clipped each other and the car rolled over four times. Lucky he got out of the car and walked away, but that don't happen. You know there's been deaths there. All right, so I think we've got to get an area put-- "

Supervisor Stark: "Unfortunately that's human nature, everybody speeds, just not necessarily right there, Steve, it's all over. Again, I'll request the Chief of Police to strengthen the observance up there."

Steve Haizlip: "Well, if we could get some kind of speeding zone in the area, the ones that speed if they come out of the accident alive, you can get them for speeding. I don't know. It would be hard to prove, of course, but you would have to get traffic analysis people to come in and see that he really was.

I don't understand Resolution 195 and 196. The wording here kind of throws you off a little. What are they saying here about a

Resolution requesting funds for landfill capping and closing?"

Supervisor Stark: "195 would be under state programs that would give us money from the grants towards the capping of the landfill. And that will continue under the New York State Clean Air Bond Act. Number 196 is what I referred to here before was the quarter percent sales tax on the purchase of lands along the river for open space or aquifer protection."

Steve Haizlip: "Oh, okay."

Supervisor Stark: "That money is sitting there and all we are doing now if formally requesting that it be given to us."

Steve Haizlip: "All right."

Supervisor Stark: "Okay?"

Steve Haizlip: "My last item is there something drastic and (inaudible) that we have to have three or four Councilmen here all of a sudden-- special Counsel on Resolution 217? That's kind of got me wondering what's happening around here."

Councilman Kwasna: "That's a firm, Steve, it's a firm. It's not-- "

Supervisor Stark: "That's one counsel, but that's coming out of a firm who will represent us on pending litigation against Lilco."

Steve Haizlip: "Okay, I've got you. Thank you very much."

Supervisor Stark: "I'm going to call a recess here for 10 minutes. I have to converse with the Supervisor of Southampton Town on our Scavenger Waste. I want the Board to hear that conversation. So we'll return at 10 minutes after 3."

Recess

Meeting re-convened: 3:13 p.m.

Supervisor Stark: "3:13 has arrived. We are back in session. The purpose of the recess was that the County at the Bergin Point is

raising their tipping by six-tenths of a cent. And that's where we take our liquid sludge to and we have to raise it accordingly with them or we are going to be thirty, forty, fifty thousand dollars in the hole. And I have to act because that scavenger waste plant is a partnership between Southampton and Riverhead. I can act alone, but in the spirit of the contract, I had to let them know what we're doing so that was the purpose of the phone call.

For the audience and the presses, notification.

Is there anybody else who would like to speak to the Board at this time? Bill."

William Kasperovich: "William Kasperovich from Wading River. As long as you have the ear of the audience, Mr. Stark, on scavenger waste, the scavenger waste system in partnership with Southampton was put forth by people that wanted other than taxpayer money. We were told here in Riverhead, this isn't going to cost us anything."

Supervisor Stark: "They lied to you."

William Kasperovich: "They certainly did. Now, after it got into operation, I made surveys of how many trucks came in from Southampton and how many trucks came in from Riverhead township."

Supervisor Stark: "You want those figures right now?"

William Kasperovich: "Do you have them?"

Supervisor Stark: "I have in mental-- somewhere over in my office I have the exact figures, Bill, but right now-- is Michael Reichel still around here? Chief, is Michael Reichel out there? He has it better in his-- don't hold me to it, but right now probably about 60% is coming in from Southampton. Remember they don't have any sewerage district over there such as we have in Riverhead. Ten or fifteen percent is coming in from Southold, you know, on the borders-- some on the borders, the western side of Wading River down through Manorville, the eastern portions of Brookhaven come to us.

One, I think they come to us simply because it's quicker even though we're higher than the Bergin Point tipping fee, the time to

process is much quicker. You can go to Bergin Point and sit there for four, five hours waiting in line. Riverhead probably takes up the balance. Bill, I just don't have it right in front of me. I could get them and show you after."

William Kasperovich: "Within that ballpark."

Supervisor Stark: "They're somewhere in those-- "

William Kasperovich: "Okay. Because when I made my surveys, computations, it took a lot of paperwork to be able to be able to say it, it was like 10 to 1. And that meant we are caring for-- "

Supervisor Stark: "Lauren, see if you can find Michael Reichel in the building. If not, page him and have him come back."

William Kasperovich: "-- the worst of that problem was that the type of waste that they brought in from Southampton necessitated us modifying the system, the scavenger waste system, which is what introduced the additional cost. And I say this cost was put on our backs by Southampton and they're not carrying the share that they said they would. They indicated to Riverhead township by this point in time they would be taking care of their own waste."

Supervisor Stark: "You may remember it better than I do, Bill, but I think it was a federal grant, wasn't it?"

William Kasperovich: "Yes, it was federal grant and everybody was greedy to get some federal money."

Supervisor Stark: "Absolutely."

William Kasperovich: "Right."

Supervisor Stark: "I'll get those figures for you after the meeting, Bill."

William Kasperovich: "All right. Steve brought up the Calverton Deli. I must add to that, the Calverton Deli serves a very good purpose. Its location satisfies-- accommodates the needs of a great number of vehicles that have no other place to use. And the State DOT takes a negative position, the only thing they'll

accomplish is closing the deli down. And we need that deli there at this point in time."

Supervisor Stark: "No, they didn't give me that indication whatsoever. I told them to look at the shoulders. They are responsible for the shoulders, whether it's from normal driving traffic that kind of catches the shoulder while parking, and they said they would. Now, we'll wait and see what they do. I will certainly follow it up because if I don't, I know Steve will be back up here to remind me to continue to follow it up and that doesn't hurt, Steve, because sometimes, you know, you talk to them, not necessarily will they always listen to you or do something about it. it's usually the second or third phone call and maybe Lori will put it down on my calendar for tomorrow to get a hold of Mr. Petrone and remind him about the shoulders on a state highway."

William Kasperovich: "All right, that will be good because we need that deli there."

Supervisor Stark: "Well, yes. It's the only thing you have up in Calverton other than restaurants."

William Kasperovich: "Okay."

Supervisor Stark: "It's a good place to go and meet everybody and shoot the bull."

William Kasperovich: "I must say-- and you can take this as a compliment, Mr. Stark, that this Town Board has been run better than it has for the last 15 or more years, for which I'm quite grateful to you for this."

Supervisor Stark: "Thank you."

William Kasperovich: "I think the comments that Councilman Lull made might have been a need for that tone of coverage but at the same time if you are throwing stones at a glass house, you better not live in it. And the comments I had noted here to bring forth publicly, I'll talk with you in your office privately, Mr. Stark."

Supervisor Stark: "Okay."

William Kasperovich: "Now, we have a situation in the township where people are paying attention to the TV coverage. This is not something I enjoy. The grief I get from the people that oppose me personally, go out of their way to make life difficult, and-- "

Supervisor Stark: "Are you talking about this TV?"

William Kasperovich: "Yes."

Supervisor Stark: "Oh, okay."

William Kasperovich: "There is no place else for a man to bring forth what he sees as a resident taxpayer. If the employees in the township wish to have that attitude taken by the citizenry, they will be putting their job on the line. Now, when a situation becomes so intolerable that somebody has to get up here and so call cheap shot, this is because they have no other place to go. Remember to file a Court action, you've got to take out of your wallet in two payments, $250, and unfortunately the Riverhead people are not that wealthy that they could put the Councilmen on the griddle. So, again, thank you for keeping this meeting going the way it is, and the tolerance for non-political people to get up here and speak. Thank you."

Supervisor Stark: "Thank you, Bill. Is there anybody else who would like to make comment at this particular time? Way in the back. Oh, I couldn't see that far. I just saw the hand."

Diane Columbus: "Hi, Diane Columbus of Riverhead. Can you explain Resolution #227, please?"

Supervisor Stark: "It adopts-- where's Rick? It's adopts amendment to the zoning destination 227, PDD. Rick, would you want to come up and explain it?"

Richard Hanley: "I'm Rick Hanley, Planning Director, Town of Riverhead. The Resolution-- "

Supervisor Stark: "If I had gotten to it, I could have explained it."

Richard Hanley: "Oh."

Supervisor Stark: "What it's doing, it's amending our zoning ordinance by recommending the creation of the commercial-- destination commercial district, or planned development district."

Rick Hanley: "Right."

Supervisor Stark: "That's exactly what it's doing. Anything else on that? Okay. Anybody else who would like to make comment at this particular time? Larry?"

Larry Oxman: "Larry Oxman, Riverhead Real Estate, 8 East Main Street in Riverhead. In relation to that amendment for the PDD, it's my understanding that you are not considering it in the same fashion that you were before where it was going to be site specific or when you had the Public Hearing-- let's start over."

Supervisor Stark: "That's absolutely correct."

Larry Oxman: "Okay. So-- "

Supervisor Stark: "We are not applying it to any specific site. We are creating a district such as we did with the factory overlay and then an applicant in effect can come, apply to be covered by that district."

Larry Oxman: "Right. Now, so in essence this has broadened the area that this could be applied. I guess one of the criteria is that it has to be within the Sewer District. So this would really extend to anywhere within the Sewer District?"

Supervisor Stark: "Are you listening, Rick?"

Rick Hanley: "What's that?"

Supervisor Stark: "Are you listening? Come on up."

Richard Hanley: "Rick Hanley again. Planning Director. The original Public Hearing was held for both an amendment to the district as well as amendment to the map and as Jim has suggested that the Resolution today does not apply to zoning district on individual properties but just amends the ordinance itself. The question is with regard to the number of properties which could

qualify for this zoning district, I think. The purpose section of the district talks in terms those criteria that are necessary to meet the qualifications of this district, one being a minimum frontage on Route 58 of 400 feet, a minimum acreage of 10 acres, and the fact that the parcel is within the Riverhead Sewer District. I don't believe that there's a large number of parcels which could apply for this. For the most part, they would be located in the westerly portion on Route 58. It also describes an area from Osborne Avenue to the Long Island Expressway terminus as well."

Supervisor Stark: "Don't go too far, Rick."

Larry Oxman: "From the Clerk's Office not more than an hour and a half ago, I have the definitions or the destination commercial planned development district definitions and purpose. This does not say anything about Route 58. It talks about a major roadway and it talks about a frontage of 400 feet on a major roadway but unless this is not the correct copy that was just received from the Clerk's Office, I'm missing something."

Councilman Lull: "What is the title of your document?"

Larry Oxman: "Destination Commercial Planned Development District. Again, I just paid for this at the Clerk's Office not more than an hour and a half ago."

Rick Hanley: "Can I respond?"

Supervisor Stark: "Absolutely."

Rick Hanley: "Maybe what Larry should do is express to the Board what his concerns are relative to the lack of a specific geographic area for this. Normally in zoning when the purpose section is written there is a design behind it in terms of general description of properties which could conform. Clearly, with the requirements for acreage, frontage, as well as the connection to the Sewer District given the minimal size of the Sewer District on Route 58, that we believe writing this ordinance that we were quite discreet in terms of the ordinance and there is certainly a restriction on the number of parcels that could qualify.

If I could hear some of the concerns about the lack of

specificity in terms of the geography, maybe I could respond to the particular question."

Larry Oxman: "Simply put, it would just seem that the way it's drafted and the way that you've revised this, is that potentially it can impact on many more properties than were originally contemplated in the Public Hearing. And whereas the Public Hearing was very specific about that western portion of Route 58, specifically maybe one or two parcels of land, this is much broader and if you are going to vote on this today I think that people who this could affect have not been given proper public notice and a hearing. And I don't know how Town ordinances or proper notification is given, but it just seems that something is wrong here again."

Rick Hanley: "The text of the district was made available at the Town Clerk's Office. There was a notice of Public Hearing for both the text as well as the map showing properties that the Town Board was considering. I take exception to the statement that there is defect notice here. Secondly, the Town Board has taken a (inaudible) position suggesting that there would be individual applications made for the application of this district on individual properties. Those applications will have to go through their own SEQRA process. They will have to be referred to the Riverhead Planning Board, the Suffolk County Planning Commission as well as a Public Hearing on prior to the adoption of the zoning district on that property. So I don't know that there's any defect in terms of public participation on an individual property basis."

Supervisor Stark: "I tend to agree with you."

Councilman Lull: "Rick, do not the first two paragraphs of the actual Resolution specify Route 58?"

Rick Hanley: "The Resolution, I think, does. I think what Larry's referring to is the text of the district which would appear in the zoning ordinance. So it's clearly the intent of this Board that this-- and given the Planning Board's recommendation that it's to be concentrated on the western part of Route 58 and given individual property petitions, I think that this Board is in a position to control the use of this district."

Larry Oxman: "Well, I just bring that to your attention,

whether, in fact, the right number of people have been notified properly.

Supervisor Stark: "Duly noted."

Larry Oxman: "I'll move on. Okay. In relation to the PDD, if someone meets the criteria, such as sewer, lot size, frontage, are there any other factors that would determine whether they would be allowed to have this overlay applied to their property? Or not? Would there be any reason why someone would be denied?"

Supervisor Stark: "Did you hear the question, Rick?"

Rick Hanley: "Yes, it's Rick Hanley again. I think the question was on what basis could the Town Board deny an application for change of zone on an individual property. Certainly there will be a SEQRA process on each one of these applications. The only criteria that is in the zoning district is the frontage and the acreage. However, clearly under the New York State Environmental Review Act, there would have to be an analysis of the impacts of that particular application or development on that property and any impacts that might be to the community.

Obviously there are parcels on Route 58 that might have impacts -- serious impacts with regard to both wastewater if there was no sewer connection at the time, and secondly, on traffic. So I think on the basis of impacts on motor vehicle traffic, it could be denied by this Board. Or other environmental issues. Anything. That's through the State law, right."

Supervisor Stark: "Don't go too far, Rick."

Larry Oxman: "After assuming that the PDD goes through and you have a series of parcels up on Route 58-- "

Supervisor Stark: "We haven't had a vote yet, Larry."

Larry Oxman: "Okay. All right. My concern is that if this goes through, that-- in its current form-- that you should be careful that you don't end up with a series of smaller lots that are left zoned industrial, which many people have thought is not the proper zoning to go up there, and that could impact the value of someone's

property. I know that it talks about having to be 10 acres in size. There are quite a number of pieces that aren't. It also envisions that those parcels could be incorporated into a center next door, that may be a little unfair to ask a property owner to make some type of financial arrangement with his neighbor, so just be cautious of that.

I guess-- in relation to the Public Hearing that was held, I had submitted a document on February 4th to the Town Board with some comments. Are you aware of the-- my-- "

Supervisor Stark: "Yes, sir."

Larry Oxman: "Okay. I haven't received any type of comment on that document which was-- "

Supervisor Stark: "We took those comments as to be public comment and not necessarily had to be responded to but in consideration in the deliberations of developing this overlay zone."

Larry Oxman: "Okay. What I had asked-- what I had requested the Board was to consider not allowing theaters to be a permitted use in the PDD and you had discussed that?"

Supervisor Stark: "Yes."

Larry Oxman: "Any-- no feedback or-- "

Supervisor Stark: "I don't believe that the Planning Board or this Board or the Planning Department agree with your suggestion."

Larry Oxman: "Okay. Are you aware that the Hamlet Study had its last meeting?"

Supervisor Stark: "Yes, I am."

Larry Oxman: "Okay."

Councilman Lull: "That was brought to the table then."

Larry Oxman: "Okay. Well, it seems that whoever I spoke to for public opinion, are people who don't have a vested interest, are

very much in favor of having the theater-- a theater be located in the downtown area. People who have spoken in favor of it being up on Route 58. My own personal experience, and that's all I can talk from, are basically people that have a vested interest in that theater going up there. And just for the record-- "

Supervisor Stark: "I kind of disagree with you here a little bit, Larry. This Town Board is committed to the renovation of the Suffolk Theater. Not only to be a movie house, live performance, concert hall, all those good things. Now, I expect-- fully expect there will be independent film shows there, there will be live performances, which as far as I'm concerned are much better than movies, which are going to be on a weekly basis down there."

Larry Oxman: "Yes."

Supervisor Stark: "If what you are saying to me and the Town Board that you want a 15 cinemaplex theater down there, is that what you are saying?"

Larry Oxman: "I don't want to specify the number of screens, but certainly Riverhead has been identified as being a place where multiplexes would like to locate."

Supervisor Stark: "Absolutely."

Larry Oxman: "And with that thought, my feeling is very strongly, is that putting theaters-- a multiplex is a destination wherever it's going to be and it's entirely consistent with all of the money that you've spent on the Suffolk Theater and the other improvements for educational and cultural activities to take place in the downtown area, that that's the correct area. If the PDD is talking really about big boxes and that type of shopping and that's not consistent to go downtown. I just, again, feel that the proper area and consistent with all the good work that you've done, for a theater or a multiplex to locate, is downtown. Just like what happened in East Hampton. The theater in East Hampton is the life line of that community. It brings in a tremendous amount of business. Evening activity. Recently three windows have been broken in separate locations on Main Street. That's terrible. There's very little activity in the evening. A theater will do that. There's only going to be one theater in Riverhead as far as I can see

in the near future."

Supervisor Stark: "You mean there's only going to be one cinemaplex?"

Larry Oxman: "Multiplex."

Supervisor Stark: "Multiplex."

Larry Oxman: "So, I-- "

Supervisor Stark: "I would have to tend to agree with you there. There's three horses in the race. Who gets the fishline first, I don't know."

Larry Oxman: "Right. Well, but you have the power to guide and to-- that's why you have zoning ordinances. That's why you have planning. Urban development. The urban renewal plan; a good plan. Very good. And a lot of other things that you've done. I just-- I think that this is being overlooked. It's a new concept to put theaters in the downtown. Traditionally multiplexes and large theaters were built outside of downtown areas to the detriment. That's what I see happening here. So I would really urge you to not allow it to be included in the PDD or for Tanger for that matter."

Supervisor Stark: "All right."

Larry Oxman: "Thank you."

Supervisor Stark: "Is there anybody else who would like to make comment? Billy? George, you are going to be last, so just accept that."

Bill Talmage: "Bill Talmage. I'm involved in the Riverhead Center Project up on Route 58. I'm one of the partners in it."

Supervisor Stark: "Are you a farmer or developer today?"

Bill Talmage: "I've got my real estate consultant hat on today, I guess. I would like to point out in regard to movie theaters downtown. I think I've served on more committees for downtown Riverhead than I can name here, but-- and I'm very committed to

downtown Riverhead, but I have worked for six years to try and get a movie theater-- multiplex into Riverhead on the Mill Road, Route 58 corner which I think everybody agrees is a superb site. The Mendelson (phonetic) family in going back to the days of Willy Breslin, back 1981 I believe, before that worked on it. Movie theaters are very tough to finance; very tough deals to make. Even on a superb site like that, basically we couldn't make it work until it was part of a much bigger complex.

I, frankly, don't believe a multiplex will go into downtown Riverhead for a lot of reasons. One is windows are getting broken downtown and walking through downtown for late night shows and things just isn't feasible right now. We've got a lot of work to do before we are ready to attract somebody there. Also, the parking problems, the condemnation problems are very expensive down there and there are-- it's relatively easy to get a movie theater company to come and say they might possibly have some interest in an area. It's a completely different thing to get a financeable lease signed. And I don't believe it can be done for a minute in downtown Riverhead.

After we get done doing our work in downtown Riverhead, we will be able to attract nice things like that. But's it's a chicken and the egg thing; you cannot get them now. Meanwhile, we do need the taxes; we do need the tax base from the big projects on Route 58, and it would be a shame to delay things for something that in my mind is clearly not real. Thanks."

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

Steve Haizlip: "Steve Haizlip of Calverton. I'll be quick. A subject was brought up today about some of the streets not being on maps. The last time that I worked with Charlie Bloss, I seen him earlier today but I don't see him now."

Supervisor Stark: "I was kind of surprised, too. My good friend." I grabbed him out in the hallway and s aid you've got to come to thismeeting. He said afternoon, fine, no problem. I don't think Charlie likes to come out in the evening. Gets called out on an emergency basis, for him that's enough."

Steve Haizlip: "Right. Well, anyway, I got a booklet from him

for the purpose of giving it to the Calverton post office so they could find some of these hidden streets, or hard to locate streets. And every road that I could think of or could see was in this booklet so every October from the state and from the highway, this-- all the town roads are recorded. And at the last recording that I got on it there was 170 miles of road as of right now and as each project goes in, there's some more roads."

Supervisor Stark: "I think it's a little over 200, Bill."

Steve Haizlip: "I imagine, yeah, that's been two years ago. Now you mention all the good things about downtown theater, the one that you're spending so much money on to renovate and update. You mentioned about all the good things coming in. Let's add a little country and western music in there. You're cheating heart will tell on you."

Supervisor Stark: "Absolutely. How about a little Irish, you know, like the Clancy Brothers or something like that? Anybody else who would like to make comment at this particular time? Steve? George? I had to get him first. Stick your hand out, but I've got to go around once. Now he gets another shot."

George Schmelzer: "I was waiting for you to say you couldn't see my hand. If you say that, I'll say you should give up your driver's license. Okay. About this-- I heard they want to-- the county wants to put on a sales tax to help the Southwest Sewer District. Any truth to that?"

Supervisor Stark: "What was that question again?"

George Schmelzer: "The county is going broke on the Southwest Sewer District so they want to-- "

Supervisor Stark: "I have suspect that the Bergin Point has been subsidized by the quarter percent sales tax."

George Schmelzer: "Who subsidizes the private cesspool owner? He has to pay full charge for dumping."

Supervisor Stark: "Well, that's also a scavenger waste."

George Schmelzer: "Yeah, but-- "

Supervisor Stark: "George, George, let me finish. You have asked a question and I'm going to give you an answer."

George Schmelzer: "Okay. Yeah."

Supervisor Stark: "Okay? You've got it. As of recently because of whether it's mismanagement over there at Bergin Point, there is no more quarter percent sales tax left. We've been trying to get some of it ourselves for the last three or four or five years. We qualify but unfortunately the county legislature dictates the formula as to where that monies go. We do get some for our sewerage plant. But not for the scavenger waste."

George Schmelzer: "Oh, so that's one more reason we need a senate also together with a House of Representatives which we have now. I explained that before. You know what I mean? Have all 10 Supervisors vote a Senate; they have to approve something as well as the House, which is the county legislature. Then that will give the east end something-- "

Supervisor Stark: "I love it. I absolutely love it."

George Schmelzer: "Well, push for it. Instead of the county split. It might work."

Supervisor Stark: "Absolutely. You bring the balance of power back in to a fair, equitable position."

George Schmelzer: "I wish you had done that when they started this but they didn't want to, I spoke about it. Let's get to something else now. Have you ever heard from Sen. LaValle on this school tax problem?"

Supervisor Stark: "Have I heard-- "

Steve Haizlip: "Wrote him another letter."

George Schmelzer: "Probably got no answer, right?"

Steve Haizlip: "Nope."

George Schmelzer: "That figures."

Supervisor Stark: "You're asking me the same question you asked me yesterday."

George Schmelzer: "That's right. I'll keep it up until we get some answers."

Supervisor Stark: "No. You're asking me the same question which I gave you an answer yesterday afternoon again today?"

George Schmelzer: "I forgot what I asked you. What did I ask you yesterday?"

Supervisor Stark: "The same question. I gave you the same answer."

George Schmelzer: "Well, you've got to make it public, see. What was the answer?"

Supervisor Stark: "We are still talking to him. There is legislation being prepared to try and change the formula which would affect us versus like say Riverside and Flanders."

George Schmelzer: "What are the particulars of this proposal?"

Supervisor Stark: "I have not seen the draft copy yes, George."

George Schmelzer: "Why does (inaudible) propose something that he knows won't fly and he'll say I did my best? That's what I expect from him. Right now, on the Brookhaven side, they're paying 30% of the cost of a student. Riverhead is paying much more, 118, 119% and-- "

Supervisor Stark: "Thirty percent of the school population comes from the Southampton side yet Riverhead pays 80%-- yes, it is."

George Schmelzer: (inaudible)

Supervisor Stark: "And they've adjusted it this past winter."

George Schmelzer: "Anyway, the worse one is Brookhaven. Southampton is bad enough. Nothing gets done in the next few weeks, nothing gets done for another year. So, maybe we could change it that they will have to come in by paying a fee. Not part of the district. How would that be?"

Supervisor Stark: "They're actually part of the district."

George Schmelzer: "Get them out of the district."

Supervisor Stark: "Okay. How are you going to get them out?"

George Schmelzer: "What do you have LaValle for?"

Supervisor Stark: "I'm asking you."

George Schmelzer: "No, he's supposed to do it."

Supervisor Stark: "No, I'm asking you. How do you suggest we get them out? One, we have no power as a Town Board. That's the school district function."

George Schmelzer: "Yeah. Why don't you give me those maps back, I could go to the Town Board again-- I mean the School Board. No use going to the Town Board on this. They voluntarily took on more students, more streets where they had no right to. Now they overburdened the district. We're paying for it. The other towns are not. How about reversing it? Let them pay tuition instead. Otherwise we'll be asked to build another school building, which we don't need."

Supervisor Stark: "Soon. I'm sure they will."

George Schmelzer: "You ought to get up some steam on this. What did you say?"

Supervisor Stark: "It's in the making."

George Schmelzer: "Yeah. Who's on the make though? Somebody is on the make."

Supervisor Stark: "All right. What else, George?"

George Schmelzer: "What else? I've got plenty here. You held me until last, I've got more stuff."

Supervisor Stark: "I've got another gentleman over here that wants to-- "

George Schmelzer: "Well, you should have waited then, see. This Grumman, have you made up your mind what you are going to do with it?"

Supervisor Stark: "Yes, sir."

George Schmelzer: "What?"

Supervisor Stark: "What are we going to do with it? We are going to redevelop it."

George Schmelzer: "Redevelop it?"

Supervisor Stark: "Yes."

George Schmelzer: "There's plenty of industrial land outside of that you can develop. Why don't you use it for an airport. It would make the best airport around. Better than LaGuardia, better than Islip. If you extend the southwest runway to Wading River Road, it would be 14,000 feet. There's no bog there like Westhampton and you should ask Mike Forbes that the Town wants title to all the Navy land in Riverhead town."

Supervisor Stark: "Okay."

George Schmelzer: "Really, you would be better off. If you don't, you're sorry. You have title to it, you can always get rid of it, but if you haven't got title, you can do nothing. Now when the Town Board approved that Pine Barrens thing, to me they had a communist philosophy. They didn't give a damn about what happened to the private people on the outside. As long as they got title to that stuff inside-- "

Supervisor Stark: "George, George, George. I'm telling you right now, lower your voice. Lower your voice and act like a gentleman."

George Schmelzer: "Oh yeah?"

Supervisor Stark: "Yes."

George Schmelzer: "Same to everybody. I'm just telling you what my thoughts are."

Supervisor Stark: "Okay."

George Schmelzer: "Okay. You didn't give a darn what happened to the people's land title outside the fence. Not at all. You are only concerned with what happened inside the fence. You wanted that to be free. Do what you wanted. Now, what kind of philosophy is that? Do as I want, but don't do as I do. Huh?"

Supervisor Stark: "Do as I say, don't do as I do."

George Schmelzer: "You should be ashamed of yourselves. Really. the people are angry. I'm so angry, I'll never forgive you for that or anybody who voted for that. Half of them are off the Town Board now and that's good. So, I believe that Grumman should be looked to be improved for an airport. It would be very good. Why don't you put on the ballot next November referendum, advisory referendum for the whole people of the Town of Riverhead, what they want, airport, yes or no. I suggested that two years, you didn't do a damn thing."

Councilman Kwasna: "George, right now we're actively advertising all over the world for tenants. If you can find us a tenant that wants to have an airport there, gladly bring them in, will you."

George Schmelzer: "Tenant? We don't even own it."

Supervisor Stark: "We're working on it right now. All right, George, you've made your point. You've made it week after week."

George Schmelzer: "That's right. I'll make it some more."

Supervisor Stark: "That's absolutely your privilege to do but I think we've belabored it long enough."

George Schmelzer: "You should get to keep title to the land

outside the fence, too. Otherwise you'll be sorry."

Supervisor Stark: "Okay."

George Schmelzer: "Are you really going to do that? Or you don't care."

Supervisor Stark: "The federal government is already-- that land will be held in open space forever."

George Schmelzer: "Yeah, you really messed it up, didn't you? Nice."

Supervisor Stark: "I think you have to go back to Congressman Hochbruckner about that."

George Schmelzer: "Well ask him, then. Ask Mike. He'll change it for you."

Supervisor Stark: "All right."

George Schmelzer: "What do you propose to do, have industry inside the fence? The land pays no taxes when you've got plenty of industrial land on the outside laying idle. That's some sense, isn't it?"

Supervisor Stark: "Wel, that's your opinion."

George Schmelzer: "It may be your opinion, too, but you won't say so."

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

George Schmelzer: "You're really welcome. You really are."

Supervisor Stark: "Yeah, Vinnie. Do you feel better?"

George Schmelzer: "Me?"

Supervisor Stark: "Yeah."

George Schmelzer: "No. I still got a lousy cold. I caught

it from you, too."

Supervisor Stark: "No, you didn't catch it from me."

Vinnie Villela: "Vinnie Villela. I just wanted to ask a couple of questions on the Sewer District. I don't know too much about it. So-- "

Supervisor Stark: "I could explain to you."

Vinnie Villela: "I just want to know the new extension of the Sewer District, downtown is in the Sewer District, right?"

Supervisor Stark: "Absolutely."

Vinnie Villela: "And what else? What other boundaries are in the Sewer District right now?"

Supervisor Stark: "Vinnie, it goes up to about a little past Hubbard Avenue, encompasses up Ostrander Avenue. It's up Oliver Street, you know, northern boundaries would probably be North Ostrander, Nadell Drive, that section up there and then it comes back down Roanoke. I think it goes down Middle Road probably to-- "

Vinnie Villela: "So it does take a lot of residencies. Okay. That's what I wanted to know."

Supervisor Stark: "Oh yeah. It goes down-- east of Roanoke-- west of Roanoke probably to where Dick Carey (phonetic) lives. You know where Dick lives?"

Vinnie Villela: "Yes."

Supervisor Stark: "I think there's a little arm that shoots off there, am I correct, Michael? You just shake your head if I missed."

Vinnie Villela: "So now the new district-- "

Supervisor Stark: "It kind of goes down Route 58, the sewer comes up to Raynor and Osborne, goes down Raynor Avenue, the westerly portion on 25 is probably around the Maple Tree Deli. maybe a few

feet past, that's our last pumping station there."

Vinnie Villela: "Okay."

Supervisor Stark: "That's kind of really basically-- as a matter of fact, I'll show you after the meeting. I have the entire district on a board."

Vinnie Villela: "I'm just curious about the new district that's going to be formed now. It's going to take up Route 58, all the way up-- "

Supervisor Stark: "It's going to start at Osborne Avenue and go west to Tanger and the terminus of the expressway. It will take in an encompass lands on both sides of the highway."

Vinnie Villela: "Okay. Who's going to pay for that?"

Supervisor Stark: "The people on both sides of the highway."

Vinnie Villela: "Oh, they are going to be paying for that?"

Supervisor Stark: "Oh, yes. That's a separate taxable-- it's much like Water Districts."

Vinnie Villela: "Okay. They are paying for the use, then, that's what you're saying."

Supervisor Stark: "Everytime we do a Water District, it's assessed-- they're is a small fee that goes to the general overall district, but 99% is paid by the new district."

Vinnie Villela: "Okay. Because I always thought that Tanger wanted to get into this and pay-- "

Supervisor Stark: "They are probably going to end up paying about 60% of it, isn't it, Mike? It's based on your assessed valuation."

Vinnie Villela: "Oh, they are going to be putting up money to pay for this and the Riverhead Center and all of that?"

Supervisor Stark: "Of course."

Vinnie Villela: "Okay. Not for use. I'm talking about construction. They are going to be paying? Well, that's good because I didn't want the town-- "

Supervisor Stark: "They will pay the normal sewer tax that I pay based on the water usage."

Vinnie Villela: "Plus the fee that-- $6,000,000 for the new sewer plant."

Supervisor Stark: "Whatever the fee ends up being."

Vinnie Villela: "Okay. That's fine."

Supervisor Stark: "Construction costs."

Vinnie Villela: "Because downtown is burdened already. We don't want to be burdened anymore by paying taxes for the guys up there."

Supervisor Stark: "No, your sewer tax downtown is based on your water usage."

Vinnie Villela: "Okay. That's fine. I just thought there might be an extra-- "

Supervisor Stark: "I irrigate my lawn with water, so actually I end up paying the full sewage tax because I go to the cap for residential. I don't know how commercial works. No cap."

Vinnie Villela: "Okay. Thank you for the answer. I just wanted to make sure-- "

Supervisor Stark: "But if you're interested I have that map in my office. I have the map with the new proposed commercial district. Is there anybody else who would like to talk at this time? Larry? Then we will-- "

Larry Oxman: "Larry Oxman. I just wanted to clarify for the record."

Supervisor Stark: "Excuse me. Right after Larry, we are going to take a five minute break. Then we will come back and have the CDA Agency meeting and then we will go to the Resolutions."

Larry Oxman: "I just wanted to clarify for the record so that you know who I am and for the record. Riverhead Real Estate."

Supervisor Stark: "I know who you are."

Larry Oxman: "I know. We-- I don't want people to think that we're-- that my position is an anti 58 position. Riverhead Real Estate represents property owners throughout the Town. We represent commercial property owners throughout the town. I personally have done leases up on Route 58. I've sold property up on Route 58. I've also leased and sold property downtown. So my comments that I had made earlier are not-- please don't take them in a-- that I'm trying to favor any one district over the other. It's just my own personal thoughts on this matter."

Supervisor Stark: "No problem."

Larry Oxman: "Uh-- "

Supervisor Stark: "We only take them in that vein."

Larry Oxman: "Good. With-- Bill Talmage had spoken a little before and he did talk about him being financially vested in Riverhead Center. Please be aware that I have spoken to quite a number of movie theater chains and developers. Invariable the comment comes back that as long as there's a possibility that a theater-- multiplex-- can go up on Route 58, they would not invest in the downtown which is my point in my correspondence to you that, again, if you guide the development, they would come downtown and just like they're doing in Hampton Bays, which is a new theater, they are coming downtown. Thank you."

Supervisor Stark: "Thank you. We are going to take a 10 minute break. We will be right back."

Recess

Meeting reconvened: 4:15 p.m.

Supervisor Stark: "Let the record show that 4:15 has arrived. We are out of recess and back to the Regular Town Board Meeting. Let us take up the Resolutions."

Resolution #192

Councilman Lull: "Authorizes the Town Clerk to publish and post public notice of the 1996 Annual Water Supply Statement - Riverhead Water District. So moved."

Councilman Kwasna: "And seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #193

Councilman Kwasna: "Authorizes the Town Clerk to post and publish notice to bidders on annual town-wide construction contract. 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 #194

Councilman Wittmeier: "Amends site plan of Coastal Gas Station. 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 #195

Councilman Lull: "As discussed earlier, 195 is a resolution of the Town of Riverhead requesting funds for the landfill capping and closing pursuant to Suffolk County Charter 8C12-5(D) and the Suffolk County Drinking Water Protection Program. So moved."

Councilman Kwasna: "And seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #196

Councilman Kwasna: "Resolution of the Town of Riverhead recommending acquisition of land and pledging the use of funds received under Suffolk County Drinking Water Protection Program. So moved."

Counciman Wittmeier: "And seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #197

Councilman Wittmeier: "Approves a carnival application of St.

John the Evangelist R.C. School. 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 #198

Councilman Lull: "Authorize the Town Clerk to publish and post Public Notice to consider a proposed local law amending Chapter 101 entitled, Vehicles and Traffic of the Riverhead Town Code. It simply means we're putting in another stop sign. 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 #199

Councilman Kwasna: "Release the performance bond of Timothy Hill Children's Ranch. 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 #200

Councilman Wittmeier: "Accepts fee schedule of Prestige Data, Inc. Computer Consulting Firm. So moved."

Councilman Lull: "And seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #201

Councilman Lull: "Authorizes the Town Clerk to republish and repost notice to bidders for replacement windows in the Senior Nutrition Center. As you noticed earlier in the meeting, we didn't get any takers the first time. 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 #202

Councilman Kwasna: "Approves application of Riverhead Chamber of Commerce to hold an antique show on the Peconic River parking lot on May 25, 1997. 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 #203

Councilman Wittmeier: "Amends site plan of East Wind Country Inn. So moved."

Councilman Lull: "And seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #204

Councilman Lull: "204 awards bid for two 1997 Ford pickups for the Highway Department. So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? I don't know why he needs a 4 x 4. It hasn't snowed all winter. Knock on wood the storms go away from us. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #205

Councilman Kwasna: "I'll take 205 and 206. Both resolutions award bid for snow fence, steaks, posts and wire ties. So moved."

Councilman Wittmeier: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? Is Charlie being optomistic for next year? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #207

Councilman Lull: "207 authorizes the submission of Grant Application to the New York State Department of Environmental Conservation. That is to look for grant money for marine pumpout station in South Jamesport. 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 #208

Councilman Kwasna: "Promotes Ronald Caffrey to position of crew leader with the Highway Department. 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 #209

Councilman Wittmeier: "Adopts the repealing and replacing of local law Chapter A113 entitled Marina Regulations of the Riverhead Town Code. This basically was done to cover the new docks in downtown Riverhead. 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. I must at this time enter in that there was a and I hope Ruth maybe you could clarify it in this week's edition. There was a misprint in there as far as we are not taking over the South Jamesport marina. It is still out on lease and I would hope maybe you can clarify it this week. Thank you. Go ahead, I'm sorry."

Resolution #210

Councilman Lull: "Authorizes the Town Clerk to publish and post Public Notice to consider a proposed local law amending Chapter 86 entitled Rental Dwelling Units of the Riverhead Town Code. So moved."

Councilman Kwasna: "And seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #211

Councilman Kwasna: "Authorizes the Town Clerk to publish and post notice to consider an amendment to Chapter 108-58 entitled Zoning of the Riverhead Town Code. That's pertaining to yard sales. 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 #212

Councilman Wittmeier: "212 amends the site plan of Larry's Lighthouse Marina - warehouse on Edgar Avenue. 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 #213

Councilman Lull: "213 adopts the amendment to Chapter 56 entitled Docks and Wharves of Riverhead Town Code. We held a Public Hearing on that on the 4th of March. Now we are adopting a new code. 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 #214

Councilman Kwasna: "Accepts the fee schedule of WFT Data Services Computer Consulting Firm. 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 #215

Councilman Wittmeier: "215 amends Resolution #157-97, which was the site plan of Northeast Christian Book Store. 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 #216

Councilman Lull: "Authorizes Peter Gannon, our Youth Coordinator and a member of the police department, to attend a youth court training session. 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 #217

Councilman Kwasna: "Appoints Sinnreich Wasserman Grubin & Cahill LLP, as special counsel. So moved."

Councilman Wittmeier: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? We will be entering litigation against-- actually it's not against

Lilco. I misrepresented myself before. This litigation will determine on a friendly basis a boundary dispute between the Town of Riverhead and the Town of Brookhaven. We believe that portions of Brookhaven actually belong to Riverhead. It encompasses the area and so rightly pointed out many times by Mr. Schmelzer and also Bill Kasperovich, that the border between Riverhead and Brookhaven was the center of the Wading River Creek. And that creek has been moved to easterly but you cannot change boundaries by manmade movement only by (inaudible) and we will go for a friendly determination by the courts. So this is what we're hiring this particular firm. We will be represented by the first name in the firm, Jonathan Sinnreich and that's where we're heading on this one. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #218

Councilman Wittmeier: "Authorizes the attendance of a member of the police department at the third annual legislative symposium. 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 #219

Councilman Lull: "It's different from what it says on your amendment there that you have. It approves the site plan of Fox Hill Golf and Country Club, not Fix Hill, addition to the ground floor of the clubhouse. So moved."

Councilman Kwasna: "Seconded."

Supervisor Stark: "Did you change yours, Barbara?"

Barbara Grattan: "Yes."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #220

Councilman Kwasna: "Approves site plan of Agway, Inc. 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 #221

Councilman Wittmeier: "221 denies change of zone petition of David J. Willmott. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? Take a roll, Barbara."

The Vote: "Councilman Wittmeier, no; Councilman Kwasna, yes; Councilman Lull, yes; Prusinowski, absent; Stark, yes."

Supervisor Stark: "The motion fails to carry for a two, two vote."

Resolution #222

Councilman Lull: "Authorizes the Town Clerk to publish and post a notice of issuance of a draft request for proposals, and RFP, for yard waste composting that we talked about earlier. 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 #223

Councilman Kwasna: "Establishes a fee for the disposal of scavenger waste. On this we have to change it from four and a half cents."

Supervisor Stark: "Yes, just change it on the resolution so we don't have to amend it. Make it four point one."

Councilman Kwasna: "Four point one per gallon. 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 #224

Councilman Wittmeier: "Authorizes Jane Van Den Thoorn to attend the annual New York State Recreation & Park Society conference. 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 #225

Councilman Lull: "225 appoints a Building Permit Coordinator, Richard Podlas, in the Building 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 #226

Councilman Kwasna: "Authorizes the sale of property and publication of sealed bid auction on equipment and roll-off containers from our landfill. 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 #227

Councilman Wittmeier: "227 adopts amendment to the Zoning Ordinance Destination Commercial District. So moved."

Councilman Lull: "Seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Let me have a roll on this because I have to have a quorum vote on it."

The Vote: "Councilman Wittmeier, yes; Councilman Kwasna, yes; Councilman Lull, yes; Prusinowski, absent; Supervisor Stark, yes. Okay. 4 yes and 1 absent."

Resolution #228

Councilman Lull: "Authorizes the Town Clerk to publish and post notice of a Public Hearing on the Peconic River Arts District in Riverhead. The public hearing will be held the 15th day of April, at 7:15. 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 #229

Councilman Kwasna: "Authorizes the Town Clerk to publish and post notice of Public Hearing for change of zone on JT Boulevard in Riverhead. So moved."

Councilman Wittmeier: "And seconded."

Supervisor Stark: "Moved and seconded. Any discussion? This is a particular piece of property that was residential in nature in the community for years and some previous Board years ago saw fit to put an override, an industrial district on it and the only way we can accomplish this to be put back into residence, is to change the zone and that's what we're attempting to do. Any other discussion?

All in favor?"

The Vote (Collective reponse): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #230

Councilman Wittmeier: "230 is a budget adjustment for joint Scavenger Waste District. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: (inaudible discussion)

Barbara Grattan: "221, Wittmeier, no; Kwasna, yes; Lull, yes Prusinowski, absent; Stark, yes."

Supervisor Stark: "No."

Barbara Grattan: "No for you."

Barbara Grattan: "Okay."

Supervisor Stark: "Okay?"

Barbara Grattan: "Yes. Now we're on 230 or 231."

Resolution #231

Councilman Lull: "Authorizes the Town Clerk to publish and post a help wanted ad to hire a Dog Control Officer. 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. I don't think we did 230."

Councilman Lull: "It was a budget adjustment."

Barbara Grattan: "You want to do 230 again?"

Supervisor Stark: "Did we do it?"

Barbara Grattan: "I think you did. I've got it marked. How about 232 now?"

Resolution #232

Councilman Kwasna: "Authorize police officer to attend FBI seminar June 15 through the 20th, 1997. 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 #233

Councilman Wittmeier: "233 is a Senior Citizen Day Center budget adjustment; 234 is a general fund budget adjustment; and 235 is the Lincoln Street drainage improvement adjustment. 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 #236

Councilman Wittmeier: "Authorizes Supervisor to execute proposal between Araiys Design LA, PC and Town of Riverhead. That's

the East End Arts Council property landscaping. 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 #237

Councilman Lull: "237 authorizes the Supervisor to execute a license agreement with the County of Suffolk Real Property Tax Service Agency. 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.

Is there a motion to pay the bills?"

Councilman Wittmeier: "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.

I being three Resolutions off the floor for your entertainment. First will be 239."

Resolution #239

Councilman Lull: "239 authorizes the Town Clerk to publish and post public notice to consider an amendment to Chapter 108 entitled Zoning of the Riverhead Town Code. You want to explain that Jim?"

Supervisor Stark: "It's basically what we are doing here is codifying the process in which we work with out local fire departments to make sure that they get the opportunity to review site plans, whether it be residential subdivision, minor subdivision, or commercial so that they could have their input and their expertise as to the movement of equipment with the roads, placement of fire hydrants, things of that sort. This simply says to the Planning Department it is now a must that these things happen and it simply says to the Town Clerk, these are a must and they must happen. So that's what we're doing. Trying to have a more cooperative effort for the four fire departments that we have in the Town of Riverhead, Riverhead, Jamesport, Wading River and Manorville. And it's simply what the word is all about, safety and certainly with their expertise they can help us achieve that. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Barbara Grattan: "Who seconded that?"

Councilman Lull: "Mark."

Barbara Grattan: "Okay."

Resolution #240

Councilman Kwansa: "240 will be-- appoints account clerk typist in the Accounting Department. 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 #241

Councilman Wittmeier: "Awards bid for pump and haul from the Commercial Sewer District Pump Station. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? Oh, okay, I understand. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #242 and 243

Councilman Lull: "242 and 243 are both authorizations to publish bid, one for water meters, one for water service material. So moved."

Councilman Kwasna: "And seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried.

Being no further business, this meeting is adjourned."

Meeting adjourned: 4:35 p.m.

Barbara Gratton
Town Clerk