

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead, at Town Hall, Riverhead, New York, on Tuesday, December 3, 1996, at 7:00 p.m.

**Present:**

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

**Also Present:**

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

Supervisor Stark called the meeting to order and the Pledge of Allegiance was recited.

Supervisor Stark: "If the Board will join us down front. Tom, would you like to represent the Learning Center? What we have here tonight is we are going to make a proclamation-- and maybe Tom you can just give a quick scenario of what the Learning Center is going to be all about."

Tom: "Thank you, Jim. The Place for Learning is a concept that was come up by some individuals in the Riverhead area to bring a multi-generational, that means people of all ages, interactive-- that means hands on, science and technology museum to Riverhead. That we have been working very diligently for the past year and a half to make this happen and we are very close to announcing the exact location, which will be a surprise, in Riverhead, will be in the downtown area some place. I can't tell you right now, but I am looking forward to be able to announce that very soon."

And this museum if you will, will exhibit technology that has been developed on Long Island. Everything from the lunar rover to the latest in hologram technology from places like Symbol Technology here on Long Island, and things that were even developed right here in Riverhead. So, we are very excited to be able to bring this to Riverhead. We are very proud of what we are doing, very proud of

the people who are doing it. Many people out there will never know the amount of hours and time that has been put into this effort by a lot of individuals from virtually every walk of life.

And what has made this extra special is all these people have volunteered their services pro bono. It's completely a volunteer organization. There's no compensation and people have just done this out of a passion for learning and wanting to promote and accelerate education and things like this in Riverhead town."

Supervisor Stark: "Thank you, Tom. And I would like to just read the proclamation:

WHEREAS, it is both fitting and proper that the Town of Riverhead promote the special events of those organizations which serve and assist its citizens; and

WHEREAS, the Place of Learning is an inter-generational learning center for exploration and education in mathematics, science and technology which promotes an interest in lifelong learning; and

WHEREAS, the Place of Learning is working diligently towards creating an educational oriented museum in the Town of Riverhead which will allow visitors to explore expansive history and the advancement of technology developed on Long Island; and

WHEREAS, the Place of Learning is hosting Paul (inaudible), a science educator known nationally as Beekman (phonetic) on the television series called Beekman's World and who has appeared before Congress and (inaudible) funding for educational TV program for children which event takes place on December 19, 1996, at the Riverhead High School and we have declared December 19th Beekman Day in the Town of Riverhead.

I hope you all come out for that particular event. Thank you very much and you guys learn a lot. Okay? Thank you.

Ladies and gentlemen, walking up is Joseph Grattan, Jr., I believe-- is he a Junior? He's not Junior, but we call him Junior and Joseph is now the Chief of our Riverhead Volunteer Ambulance and I have the distinct pleasure of presenting to him a certificate

of merit from the Town of Riverhead, awarded to Joseph Grattan in recognition of his 10 years of certification as a emergency medical technician with the Emergency Medical Services of Suffolk County.

And I will ask your mother to present that to you. Joseph was recently honored down in Hauppauge, Joe? So this is our half of that award. Joe, continued success and you are doing a great job for us. Thank you very much.

Please excuse me tonight if I sound a little rough. I've got a cold just like Rolph does. It was a long Thanksgiving with the grandchildren. Is there a motion to approve the minutes of the Regular Town Board Meeting of November 19th and the Special Town Board Meeting of November 25th?"

Councilman Wittmeier: "So moved."

Councilman Kwasna: "And seconded."

Supervisor Stark: "Moved and seconded. Is there any discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Madam Clerk, Reports, please."

**REPORTS:**

|                          |  |
|--------------------------|--|
| Riverhead Sewer District | Discharge Monitoring Report for the month of October                   |
| Receiver of Taxes        | Collections report. Total for the month of November.                   |
| Riverhead Town Clerk     | Monthly report for November of '96. Total collected \$6,529.98         |
| Riverhead Building Dept. | Monthly report for November of '96. Total amount collected \$20,487.50 |

APPLICATIONS:

Site Plan

Fox Hill Golf Country Club to convert a storage building to office use, Flagg Hill Drive, Baiting Hollow

Special Permit

Applebee's Neighborhood Grill and Bar - construction of a restaurant at Roanoke Plaza, North side of Route 58

CORRESPONDENCE:

Jim Dreeben

Stating his disapproval of the purchase price of the Merrill Lynch building and does not condone giving money to Okeanos and disapproves of the raise in property taxes

Bill Roberts

Submits information on parking meters in reference to free parking and how it could be applied to downtown Riverhead

Stephen Haizlip

Disagreeing with the Town Board's decision rejecting the petition regarding the purchase of the Merrill Lynch building. He feels the time limit should be 30 working days and should not include weekends and holidays

Jim and Janet  
Cumming

Thanks the Riverhead Water District for their hookup to the water system

Seven post cards

In favor of the Project  
Calverton Mid Atlantic Race

Town of Southold

Enactment of a local law

## County of Suffolk

## Notice of enactment

Supervisor Stark: "Thank you. There are no scheduled Public Hearings for the evening. Is there anybody who would like to address the Board on any given subject? Yes, George."

George Schmelzer: "Now we got-- I heard the Town went up the -- gave Pataki a couple of pies."

Supervisor Stark: "Yes, sir."

George Schmelzer: "We got pies for Pataki. I think we have pies in the sky, too, sometimes, and I wish you would have brought along an extra pie for LaValle, and swung it right to his face, like this, for what he-- the damage he'd done to Riverhead Town over the years. I mean it, too. I wish he was here. If you furnish me with a pie, I would do it myself."

So maybe the Town is in competition with Entenmann, I don't know. With these pies."

Supervisor Stark: "Well, certainly I believe that our home grown pies that are made and baked in Riverhead are far superior."

George Schmelzer: "Yeah. Everything is superior in Riverhead, even the-- "

Supervisor Stark: "In fact, the day before I went to Briermere and the Snack Bar, according to the lines, George, I guess a lot of those people are in agreement with the governor that they are pretty good pies."

George Schmelzer: "Yeah."

Supervisor Stark: "They were coming out the door."

George Schmelzer: "Pie in the sky. Yeah. Well even the politicians are better."

Supervisor Stark: "That's true."

George Schmelzer: "-- than the pies. Yeah. Getting me all

fouled up here."

Supervisor Stark: "I try to."

George Schmelzer: "I know you do. I try to get you fouled up, too, but you don't answer. About the school business, the Town ought to do something or try to do something with this LaValle. He sounds off every year several times he's going to reduce taxes, (inaudible) and all that nonsense. But the school taxes go up. Right now, I got information from the School Board- I mean from the department, that Southampton pays about 16% of the taxes and the students from there, well over 20%. Approximately Brookhaven approximately pays 2 and 1/2% of the taxes, they've got 5% of the students. So the people of Riverhead township are subsidizing Southampton and Brookhaven. What are we going to do about it? Do something. And don't be so still and silent about it. Wake up somebody. This guy, LaValle, and whoever else we could do something with, really."

Supervisor Stark: "Basically some of the problem, George, was and as you can recall, that Southampton was, in fact, ordered by court order to go to 100% of assessed valuation. And we know that threw between three and five million dollars worth of assessed valuation requirement back over into Riverhead because they have a low assessed valuation in that portion of Southampton that, in fact, sustains their cost towards the school district."

There's a couple of answers-- firm answers. One I think Senator LaValle, as much as you may have a dislike for him right now, is-- "

George Schmelzer: "Dislike for his actions."

Supervisor Stark: "Well, he currently right now is going to try to introduce legislation in the Senate and I believe Pat Acampora will in the Assembly, to change the formula that will reflect the imbalance or the equalization rates from one district to the other. Two, you could, in fact, if they want, this Town could go to a complete reval with the town going back to when-- 1980."

Councilman Prusinowski: "'79."

Supervisor Stark: "'79 and bring ourselves back up to the

standards of Southampton, and throw that assessed valuation back over there. It's a very costly project. It's a very controversial project. Some win, some lose, some stay the same."

George Schmelzer: "Break it off. Make their own district."

Supervisor Stark: "Well-- "

George Schmelzer: "Go right down to-- "

Supervisor Stark: "That would take resolution by the Department of Education upstate and probably the state legislature. I don't know the-- "

George Schmelzer: "Who took it to-- "

Supervisor Stark: "But I certainly, as I told you this morning in the office, that problems of the school district, you should be taking over there yourself. You say you don't want to go over there."

George Schmelzer: "Where?"

Supervisor Stark: "Over to the school district. You would rather come here."

George Schmelzer: "You are the Supervisor, not me."

Supervisor Stark: "Well, one, I don't think you are televised over there. Two, you are televised here. But you and I had a-- "

George Schmelzer: "I don't pay for that. Maybe you do."

Supervisor Stark: "Well, they pay for it themselves under the Public Service Laws. But, you know where Senator LaValle's office is. You know where Pat Acampora's office is. I have had several meetings with them. I am confident that there will be some results from those meetings and certainly the issues that you bring before this Board in concerning the school districts, yes, it's nice to hear. Some of them I agree with you, some of them I disagree with you. But certainly you would have more effect and more impact if you presented yourself in front of the school board which has that authority to do what you're asking."

George Schmelzer: "I've got to get information from them or I could do it. I don't get nothing from them."

Supervisor Stark: "I don't believe they are hiding anything over there, George. And there is the process of freedom of information and they must sign it within five days. And then at their earliest convenience or within the time-- "

George Schmelzer: "Earliest convenience is two years."

Supervisor Stark: "Well, no, there has to be-- I don't know, Bobby, what's the official time-- but if they have to research some records for you, then they'll do it."

George Schmelzer: "The one thing you left out. Maybe you didn't know. There's so much thousands of acres south of Riverhead off the tax rolls. First they took off the big hunk, RCA, because Southampton and Brookhaven tried to screw RCA, wouldn't let them do anything, just pay taxes, so they did it in reverse. They could have made a deal to make-- give it to the state park preserve which would have paid the taxes.

Now, they've got this pine barren land off the tax roll in Calverton, there isn't much left."

Supervisor Stark: "George, not to belabor the subject, but this is certainly the points of interest that when Leroy Barnes and myself went up to Albany, we have brought this to their attention. They recognize it. They have promised me action. If they don't deliver, then I will go to Albany with you."

George Schmelzer: "When did they promise this? How many years ago?"

Supervisor Stark: "It was only this summer that I traveled up there. They're not in session in the summertime. You know that, George."

George Schmelzer: "You never mentioned that."

Supervisor Stark: "They're in session right now, for about a week."

George Schmelzer: "You never mentioned the Town Board."

Supervisor Stark: "Oh, yes. I was authorized by resolution to

do."

George Schmelzer: "Yeah, well, I wish you would have learned more about it."

Supervisor Stark: "May have been one of those meetings you missed."

George Schmelzer: "So, this also, I recommend that this navy land in Riverhead town not be given to the state, except if it's given to the forest reserve and they pay school taxes."

Supervisor Stark: "That's already controlled by federal legislation, George. Federal statute."

George Schmelzer: "Well, what do you got Mike Forbes for? Let him do something."

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

George Schmelzer: "Really?"

Supervisor Stark: "Yes."

George Schmelzer: "Yeah. Hope you do something."

Supervisor Stark: "I'm trying, George."

George Schmelzer: "I will be after you every time, every meeting."

Supervisor Stark: "I know it. Don't come to every meeting. Come once a month and we will talk about that and I will give you a progress report."

George Schmelzer: "I'll come once a month to the office and I'll come here every meeting. How's that?"

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

George Schmelzer: "So long."

Councilman Kwasna: "Next month our meeting is during the day time so you can go to the school board at night."

George Schmelzer: "What did you say?"

Councilman Kwasna: "Next month our meeting is during the day time-- two weeks from now our meeting is during the day time so you can go to the school board meeting at night."

George Schmelzer: "It's a good thing you told me because last time you didn't tell me."

Supervisor Stark: "Thank you, Mark. Is there anybody else who would like to address the Board at this particular time? If I shout, we are going to go to the resolutions. Did you want-- Bill?"

William Kasperovich: "William Kasperovich, legal resident of Riverhead township. Why I see things in the township that other people don't, is beyond me. My interest in this township is such that the borderlines of my front yard and back yard extend from the east side of the township to the west side of the township. This is my home.

I've been here before the Town Board many, many times with regard to the organization and manner of functioning of the Building Department. To this very moment, it is not functioning properly or well. And who am I to go up and down the road where I normally travel and turn in the complaints that should not exist? It's one thing to be considerate of a resident that intends to stay and live in Riverhead. It's another thing when somebody is doing things to make that almighty dollar.

And where such is not the case that it's a private resident or themselves on their own property and home that they intend to stay with. Not that they want to fix up, sell it, and get-- run away to Florida. But that want to live here.

Other people that are doing this for the almighty dollar, that's all they're concerned about. And it's up to the Town Board and all its departments to see that the public that gets involved is taken

care of. That somebody looks after their best interests.

We have many codes in the town book. Some codes are well publicized and well known. Others are not. And when we start to make allowances and we put all the authority into one man's hands, and that man is not a Councilman, then I say we are just not doing things correct. We have quite a spread of mileage from east to west. And this business of well, I can't get down there this week, is not acceptable. We have taken all this authority out of the police department's hands and put it into a code enforcement department. I bring to your attention that this department is not functioning well.

I don't find any pleasure in standing up here and talking to you this way. But a year has gone by since mad man Janoski was here and it's time that it was corrected."

Supervisor Stark: "Almost."

William Kasperovich: "Well, two years for some men to get oriented and then some things take considerable time. But enough time has past to where a hard look has to be taken in all directions. And I felt tonight would be a good night to bring two of these to your attention. Thank you."

Supervisor Stark: "Thank you, Bill. I can only confirm to you that there is management meetings going on right now for reorganization structure in certain departments and should be making those known very shortly. Anybody else who would like to address the Board at this particular time. If not, let us take up the resolutions."

Resolution #903

Councilman Prusinowski: "Authorize the Town Clerk to publish and post a public notice change of meeting time, which Councilman Wasna has already put on the record. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? That will be Tuesday, December 17th, at 2:00 p.m. in the afternoon. All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Just interjecting right now, there will be a Special Town Board Meeting on December 31st, at 10:00 a.m., for the purpose of closing the books for the year 1996. This is an annual meeting that we have. We actually make it a Special Board Meeting so if there is anybody interested, that's when we close out the books. I'm sorry, Barbara."

Resolution #904

Councilman Prusinowski: "Authorizes Town Clerk to publish and post notice regarding acquisition of land, Riley Avenue drainage project. This is a project that we've been working on for the last five years and after many Public Hearings and discussion, we are going forward in correcting the situation on Edwards Avenue and Riley 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. Better yet, let me have a roll call vote on that one."

The Vote: "Councilman Wittmeier, yes; Councilman Kwasna, yes; Councilman Lull, yes; Councilman Prusinowski, yes; Supervisor Stark, yes. 5 Yes."

Supervisor Stark: "Thank you."

Resolution #905

Councilman Kwasna: "I'll take 905 through 908, all appointments to Recreation Department, recreational aides and two volleyball officials. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? These are for the winter program, I believe. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried. Thank you."

Resolution #909

Councilman Kwasna: "Authorizes Public Hearing on special permit petition of Darroll Meyer. So moved."

Councilman Wittmeier: "Seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #910

Councilman Wittmeier: "Authorizes submission of application to the New York State Department of State. 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 #911

Councilman Prusinowski: "Authorizes Public Hearing on the special permit petition of Ann Baillet for a conversion to a two family residence. 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 #912

Councilman Lull: "Authorizes the Town Clerk to republish and repost notice of Public Hearing on amendments to Article VII of the Riverhead Town Code. It's a-- business zone. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. This was improperly noticed in the paper so we are redoing it again. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #913

Councilman Kwasna: "Resolution calling for a Public Hearing in reference to the Nextel lease with the Riverhead Water District. So moved."

Councilman Wittmeier: "Seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #914

Councilman Wittmeier: "914 Approves temporary sign application for Tanger Factory Outlet Center. 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 #915

Councilman Prusinowski: "We are doing a-- authorizing publication of notice to bidders for improvements to Hallockville Museum Farm. We have received and have approval for over \$330,000 worth of grants, by the way, for Hallockville. 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 #916

Councilman Lull: "Awards bid for liquid calcium chloride for the Highway Department. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? No snow, hopefully. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #917

Councilman Kwasna: "Authorizes the Supervisor to execute an agreement with Gail Roschen for Justice Court stenographer. So moved."

Councilman Wittmeier: "Seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #918

Councilman Wittmeier: "I'll do 918 through 923. These are release of performance bonds, Creter Vault Corp., Melo Enterprises, Charles Hoeg, Cherry Creek Golf Club, and Great Peconic Bay Marina. 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 #924

Councilman Lull: "Reappoints Roy Sokololski-- and 925, so reappoints Roy Sokololski and Sheryl Heather to three year terms on the Architectural Review Board. So moved."

Councilman Prusinowski: "Seconded."

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

in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #926

Councilman Wittmeier: "926 is a budget adjustment to the general fund. 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 #927

Councilman Prusinowski: "Authorizes John Reeve, Sanitation Supervisor, to execute an agreement with Rutigliano Paper Stock, Inc. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Vic, will you give a little-- "

Councilman Prusinowski: "Right."

Supervisor Stark: "-- a little background on that."

Councilman Prusinowski: "Well, what's happening in the markets around the country is that there's a world wide glut of paper and our original contractor stopped taking our paper even though we were paying for it, so we only have to stockpile this for another-- just this month because as of January 1st, our carters are responsible for getting-- for disposing of the material directly right from your house. When they pick up your recyclables on Wednesday, they are

going to take it to a plant so we've made interim arrangements for the Rutigliano Paper Stock Co., Brooklyn, New York. We will pay them \$27 per ton and then as of January 1st, it will no longer be our headache. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "It's been moved and seconded. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Is there a motion to pay the bills?"

Councilman Lull: "So moved."

Councilman Prusinowski: "Seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

I call for a resolution off the floor."

Resolution #929

Councilman Lull: "929 ratifies and approves a stipulation of agreement between the Town of Riverhead and the PBA, dated November 8, 1996. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? This is an arbitration settlement award and we have now just got the memorandum signed so we will go ahead and approve it. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #930

Councilman Kwasna: "Resolution 930 affirms Junior Civil Engineer in the Engineering Department. Ed McCarthy is hereby appointed to the position of Junior Civil Engineer. So moved."

Councilman Wittmeier: "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: 7:37 p.m.

*Barbara Guttan*  
Town Clerk