

Minutes of Regular Town Board Meeting held by the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, October 1, 1996, at 7:00 p.m.

Present:

James R. Stark,	Supervisor
Victor 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 at 7:00 p.m. and the Pledge of Allegiance was recited.

Supervisor Stark: "We are privileged here to have with us tonight the Suffolk County Cooperative Extension 4-H Group, I believe headed by Mrs. Andressan (phonetic), the Aquebogue (inaudible). So it's usually our tradition to ask-- which one of you girls would like to come up and lead us in the Pledge of Allegiance?"

If everybody would please stand, we will do the Pledge of Allegiance.

Marybeth, if you would bring them right up front here. I'm going to ask Councilman Vic to hold your sign for you. If you would come up and just kind of give us a little background, I certainly would appreciate it."

Marybeth Andreassen: "The Aquebogue Aggies started in 1986-- actually, no, 1976-- as a 4-H girl club in Long Island and we have for the last 20 years have been showing at the New York State Fair. This was this group's second year at the New York State Fair. As many of you know, my children have grown up, they are no longer in the club, but this group started last year and it's their second year at the State Fair and they showed their goats, they each have a project goat, all of the goats are owned by me because they live

in an area that's not really conducive to keeping goats. So they had to learn to manage and take care of the goats, and milk goats, and feed babies, and know the products, they worked very, very hard.

As a result, they walked away with probably the most ribbons of any group up there and I'm very, very proud of them. Thank you."

Supervisor Stark: "Thank you. And let's introduce ourselves."

(The girls introduced themselves.)

Supervisor Stark: "And why don't you hold up your trophy and the ribbons and show the audience. There you go, Marybeth. A nice round of applause.

So tonight we will present you with a proclamation, and it says:

WHEREAS, in every town, village and hamlet of Suffolk County people are using information from Cornell Cooperative Extension of Suffolk County and their educators bring the most up to date information to those that need it most helping them to become better businessmen, parents, neighbors, citizens now and in the future.

WHEREAS, the Cornell Cooperative Extension through the 4-H youth development program investing in the county's future by developing valuable life skills in communication, decision making, leadership and citizenship among today's young people.

WHEREAS, Cornell Cooperative Extension of Suffolk County is contributing to New York's economic vitality by increasing agriculture and marine competitiveness and probability, increasing the environmental protection in the enhancement and proving nutrition, health, and safety for individuals, families and communities and promoting individual growth and family stability.

WHEREAS, the Cornell Cooperative Extension system is a viable partnership between federal, state and county governments. Educational outreach, land (inaudible) knowledge, research and youth and volunteer and staff.

NOW, THEREFORE, I, JAMES R. STARK, as Supervisor of the Town

of Riverhead, do hereby proclaim the week of October 6th to 12th to be Cornell Cooperative Extension Week and National 4-H Week.

Anybody want to say anything? Okay. Thank you very much and good luck and grow up to be great citizens. Thank you.

Before we get started, I'd like to announce that the 7:05 public hearing which was scheduled for tonight on the property located at Edwards Avenue and Riley Avenue, will not be heard tonight due to-- and Ruth, you will probably like this-- an incorrect printing at Suffolk Life. So we will cancel it. Are we doing a resolution rescheduling it? We will be adopting one off the floor to reschedule that public hearing.

So if anybody is here-- that was here particularly interested in that public hearing, will not be held-- unless you just want to stay around and have some fun with us tonight.

Is there a motion to approve the minutes of the Regular Town Board Meeting of September 17th?"

Councilman Lull: "So moved."

Councilman Prusinowski: "Seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Madam Clerk, if you would give us the Reports, please?"

REPORTS:

Riverhead Sewer District	Discharge monitoring report for the month of August, 1996
Riverhead Police Dept.	Monthly report for June, 1996
Riverhead Town Clerk	Monthly report for September,

total amount collected \$9,328.59

Riverhead Building Dept.

Monthly report for September,
total amount collected, \$31,543.75

Jamesport Fire District

Their 1997 budget

Open Bid Report

Percent off 1997 United Stationers
office furniture, equipment and
supplies catalog. Three bids
were received. The bid was
opened on September 19, 1996

Open Bid Report

Asphalt paving in Mesta Vista
seven bids were received, it was
opened on 7/25-- it must be
9/25/96

Open Bid Report

Asphalt paving for Sun Up
Subdivision. Seven bids were
received. Opened on 9/25/96

Open Bid Report

For the solid waste bids, which
was opened on 9/27. 47 bids
were received for Districts A
through F. Anyone wishing to
see the results may get the
report from my office

Open Bid Report

For wood window shutters for the
use on the Benjamin Corwin
houses. Three bids were re-
ceived. It was opened on 9/30/
96

APPLICATIONS:

Site Plan

Splish Splash Boardwalk
Restaurant, Splish Splash Drive,
Calverton, New York - outdoor -
indoor amusement center including
ice-skating, batting cages,

	miniature golf and attendant restaurant and sanitary facilities
Site Plan	McDonald's - addition of a second drive-thru window on Old Country Road, Route 58, Riverhead
Special Permit	Expansion of Tanger I
Special Permit	Vincent Dellasperanzo - renovations to modernize existing dwelling
Change of Zone	Riverhead Landing Apartments

CORRESPONDENCE:

Allen M. Smith, Esq.	Asks for an amendment to Mr. Willmott's application for a sale from October 18th through October 27th
19 postcards	In favor of the Mid-Atlantic Race Complex in Calverton
Riverhead Water District	Announces the fall flushing of the water mains beginning October 6th and ending on Friday, October 25th
David and Kim Darrow	Vehemently opposed to the proposal of bringing municipal water to the area of Herricks Lane
Mrs. John Celic and Family	Thanking the Riverhead Town Board for their kindness and sympathy
Mary Gardner	Compliments the Zoning Board for their professional manner and for

	their cooperation and understanding
Petition	Signed by 55 residents of Ostrander Avenue who are concerned about a residency on Ostrander Avenue
Town of Southold	Notifying Riverhead of the Recreational Scallop Season
County of Suffolk	Notice of enactment for the Town of Brookhaven

Supervisor Stark: "Thank you. Being that there are no public hearings tonight, I would recognize anybody from the audience who would like to make comment to the Board on any given subject. George?"

George Schmelzer: "Want to give some (inaudible) a chance first, but they don't-- I don't-- "

Supervisor Stark: "I just want to get you out of the way quick."

George Schmelzer: "I figured that much. Something devious. I can come back a second time. I see that map up there, Donohue's land. Is that what it is?"

Supervisor Stark: "Yes."

George Schmelzer: "Well-- "

Supervisor Stark: "George, there is not a public hearing on that tonight."

George Schmelzer: "Okay."

Supervisor Stark: "So, if you've got something else. If you could make comment at that particular public hearing."

George Schmelzer: "Okay. I can make comments on that. Yes."

By the way, Tanger, the last land they brought had very little frontage. They paid over \$46,000 an acre even though they have to dedicate a good part of it to the salamanders-- I don't think salamanders are there or not. So they were stuck with that. So including only land they can use, the property cost about \$70,000 an acre. Now, if that land you want to take from Donohue is five acres, he can get about \$350,000 per acre at that rate. That's all good frontage. That's enough of that.

You know how much you are paying to pave Vista? How much is that going to cost?"

Supervisor Stark: "For Mesta?"

George Schmelzer: "Yes."

Supervisor Stark: "You don't have Mesta in here?"

Councilman Prusinowski: "\$61,000."

George Schmelzer: "\$61,000? I thought your bond included more than that for that."

Supervisor Stark: "We put it out for competitive bid, George, and it came in a lot cheaper."

George Schmelzer: "Oh yeah. What are you going to do with the rest of the money?"

Supervisor Stark: "We're-- we probably will not borrow it."

George Schmelzer: "That's one good thing you did."

Supervisor Stark: "You're welcome."

George Schmelzer: "Okay. Well, I think you ought to come clean whose fault it was that that letter of credit was abandoned and let lapsed. You could stop rumors from going around. Once you come clean, that's the end of it. It will be soon forgotten instead of trying to bury it, really."

Supervisor Stark: "It's the Town of Riverhead's fault."

George Schmelzer: "don't tell me Town of Riverhead."

Supervisor Stark: "Town official in the Town of Riverhead."

George Schmelzer: "Yeah, which one?"

Supervisor Stark: "No particular individual."

George Schmelzer: "Oh-- "

Supervisor Stark: "George, I gave you an answer. You asked for it. I gave it to you."

George Schmelzer: "That's not the legal answer, and you know it."

Supervisor Stark: "George. Don't be nasty."

George Schmelzer: "What?"

Supervisor Stark: "Don't be nasty."

George Schmelzer: "I'm not nasty. I'm giving you nasty? Yeah. How about this comp case of Joe Janoski? He wants to weasel some more money out of the Town? What happened to that case?"

Supervisor Stark: "I believe that case is still in hearing, and the workman's compensation hearing officer will hear and make a determination and then it's settled."

George Schmelzer: "Is the Town going to object to that?"

Supervisor Stark: "The Town is objecting to it through its insurance carrier who is controverting it would be the proper-- is controverting it, yes."

George Schmelzer: "You object and you can (inaudible)."

Supervisor Stark: "Well, can you hear this?"

George Schmelzer: "I can hear that."

Supervisor Stark: "I said yes, the Town, through its insurance agency or representatives, are controverting the workman's comp and it's in front of a hearing officer. Every person who is an employee of this town has a right for a workman's comp hearing. That's the system, George."

George Schmelzer: "He was-- I thought he was an elected official not an employee."

Supervisor Stark: "Still pay workman's compensation."

George Schmelzer: "And if he gets money, the first \$50,000 will be paid for by the Town, won't it?"

Supervisor Stark: "Yes, sir."

George Schmelzer: "So, you should object, not just go through some legalized motions that the insurance company does on its own anyhow."

Supervisor Stark: "We are doing that, George."

George Schmelzer: "Yeah, he gets disability retirement right now, doesn't he?"

Supervisor Stark: "I have no knowledge personally of what he's getting in disability."

George Schmelzer: "You don't?"

Supervisor Stark: "No."

George Schmelzer: "You are the Supervisor and you don't know?"

Supervisor Stark: "Absolutely."

George Schmelzer: "Come on."

Supervisor Stark: "No."

George Schmelzer: "You expect me to believe that?"

Supervisor Stark: "No, I don't really do."

George Schmelzer: "I know you do."

Supervisor Stark: "Okay, is that the list?"

George Schmelzer: "What are you going to do with the zoning in Grumman? Are you going to include that in your change of zoning?"

Supervisor Stark: "The zoning in Grumman?"

George Schmelzer: "Yeah."

Supervisor Stark: "We are going to add that to our master plan."

George Schmelzer: "Yeah, because otherwise the Town would say do as I say but don't do as I do."

Supervisor Stark: "Okay."

George Schmelzer: "Is the Town going to consent to the navy giving the land outside the fence to the state?"

Supervisor Stark: "It's not the navy; that's the federal government. It's already been done, George."

George Schmelzer: "Did the town want that or they just did nothing?"

Supervisor Stark: "That was part of the federal legislation and there was nothing under our control on that."

George Schmelzer: "I asked you, did you have any opinion on that?"

Supervisor Stark: "We tried to get control over it but it was given to the Nature Conservatory, the DEC, or somebody."

George Schmelzer: "Got more land off the tax roll."

Supervisor Stark: "It always was off the tax roll."

George Schmelzer: "Well, not always."

Supervisor Stark: "Well."

George Schmelzer: "Yes."

Supervisor Stark: "Prior to Grumman's, it was not off the tax rolls."

George Schmelzer: "When Grumman was going, it should have been back on the tax roll."

Supervisor Stark: "What's next?"

George Schmelzer: "What's next? I don't know what you are going to do next."

Supervisor Stark: "What's next on the list? That's it. Thank you, George."

George Schmelzer: "Okay. You want to (inaudible) me for stopping?"

Supervisor Stark: "Absolutely."

George Schmelzer: "Okay. Thank you."

Supervisor Stark: "Thank you, George. Is there anybody else? Timmy?"

Tim Yousik: "Hi. Tim Yousik, restaurant owner in Riverhead. Actually, I would just like to take a moment and thank the Town Board for their support with this downtown block party and especially thank the Police Department for all of their help. Joe Grattan was there to help me in any he could along with Freddy Foote, and all the cops that showed up there that night were excellent. I could not have asked for any more help than what I got. It was unbelievable."

I also want to take a moment to thank Vicky from the BID. It was in the paper that the BID had sponsored this and it was organized by Digger O'Dell's. Vicky needs to get most of the credit. She

did more organizing than anybody can imagine. And I just wanted to take the time to say thank you."

Supervisor Stark: "Thank you. It was a lot of fun. We hope it's the start of some continued events that will bring quality traffic to downtown. Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. First question I want to ask is when Northrup got control of Grumman, I always was under the impression-- which I might be wrong-- that when they take over, they take over their debts, equipment, machines, people and everything. So why is it they don't want to take over the debt of paying the million and a half dollars and they've been in this place almost two years? And as a matter of fact-- "

Supervisor Stark: "They vacated February 14th, their lease with the Department of the Navy ceased, and they were off the property. We cannot tax the federal government because they won't allow us, they can only tax us. There is-- I don't know whether Leroy is here-- but there was state legislation passed many years ago that allowed us to physically tax that. It started out as a payment in lieu of taxes. Basically it was really a-- Steve, a gentleman's agreement between the Town of Riverhead and Grumman's. Then when that legislation was passed, the Assessor's Office had the ability to actually physically assess the value of the buildings that were being put on the property. And that's how it-- once they vacated, taxable status day is March 1. Where at the close of February, whatever value was on the book on that day, that's what we use as determining the tax rate for the following year."

Steve Haizlip: "All right. Well, the law is a derivative from the Michigan law which Mr. (inaudible) picked up on and pushed to get it through, that I am aware of. And they are to be taxed for the interest that they have in the place. So they had a lot of interest in there."

Supervisor Stark: "Well, they-- "

Steve Haizlip: "And so Northrup come in there and they still manufactured, so they had an interest. So they should be paying taxes for the period that they were there and the interest they have on their equipment that they seized from-- well, I don't say seize,

but took over from Grumman."

Councilman Prusinowski: "Well, they did. They paid last year's tax bill."

Steve Haizlip: "Well, then that's okay."

Councilman Prusinowski: "It's from February 14th on, they are no longer liable for any taxable-- they are closed, they are done, they are gone."

Steve Haizlip: "Okay. So-- "

Councilman Prusinowski: "They did-- we received a payment for last year's taxes. And I don't know-- "

Supervisor Stark: "We're in litigation on that."

Councilman Prusinowski: "Well, we're in litigation but-- they vacated from February 14th on. They are no longer there. The United States of America owns that property."

Steve Haizlip: "That's the part I am hearing. That they didn't want to pay and they are in litigation to get that money."

Next item here is I was over at Caldors the other day and I noticed the handicap parking over there is shaping right up. It reminds me of the parking lot down at (inaudible) and other places in central Virginia. Every row, the first one next to the store, is all a handicap parking. It's not one over here; one up there somewhere. They are all right by the door and all in a nice line. So I hope that gets over to other parking-- "

Supervisor Stark: "We have a very active handicap advisory committee which is headed up by Councilman Kwasna as liaison with George Richmond and I don't know all the names, but this committee is meeting on a regular basis and are about to come with recommendations to the town board at a work session to improve some of the handicap situations. So don't give us the credit as a board, give this committee and Councilman Kwasna's work with that committee."

Steve Haizlip: "Whoever deserves the credit, I'm speaking now."

Councilman Kwasna: "Thank you. I appreciate it."

Steve Haizlip: "Well, I haven't saluted since I left the service, but I'll salute you."

Councilman Kwasna: "You don't have to salute us. Just doing our job."

Steve Haizlip: "Okay. I want to know these special permits, they get published in the resolutions and they are announced but a lot of them don't ever come-- don't ever materialize. They never come to reality. One, for example, was Tire Country over a year ago, never came to reality. Montauk Bus, hasn't come to reality but yet they-- is this sort of a disguise so to speak and then they continue to operate? All right. I'll continue. Don't want to answer that. I'll continue. What about these here-- "

Supervisor Stark: "I don't understand the question either."

Councilman Prusinowski: "The Tire Country, you are talking about the special permit or the site plan?"

Steve Haizlip: "They wanted a special permit."

Councilman Prusinowski: "Well, the special permits have been approved-- "

Steve Haizlip: "I never did see no hearing in the paper."

Councilman Prusinowski: "We had hearings on the bus company and Tire Country."

Steve Haizlip: "Well, where was it? Private. Don't they supposed to be here, like the public?"

Councilman Prusinowski: "Right here. It was last year sometime."

Steve Haizlip: "Well, I've been attending every meeting and I don't recall any and if I missed one-- "

Councilman Prusinowski: "You know something, Steve, I don't

know-- we'll have to find out because I don't know the answer to that question."

Steve Haizlip: "I don't think it ever materialized."

Now, also, what happened to the hearing that people come here and they have hearings on projects like the Northeast gas station and the sports arena on Edwards Avenue? They come here, they do all their input, they get all their hearing, but nothing ever materializes. It's finished. It gone. It faded."

Supervisor Stark: "There is-- Rick, is there a time limit once we do a site plan approval? I think it's what?"

Rick Hanley: "Three years."

Supervisor Stark: "Three years, in order for them to start process."

Steve Haizlip: "Three years. All right."

Supervisor Stark: "Sometimes in all complete honesty, I mean what you are going to have, Steve, is some people who are permit seekers and then in that three years they try to go out and sell that permit to somebody else. And they do all the legwork. In this particular case, on Edwards Avenue, I think that might be true, I'm not sure. But I have not heard anything else on other than when the three years is up, they have the right to come in and ask for an extension and probably depending upon the Board that's sitting at that particular time, whether they want to grant that extension or not and make that person or group or company go through the same process again."

Steve Haizlip: "Is that followed pretty closely so like the letter of credit it don't slip into the cracks, there's a system that the third year and the day it pops up and says, oh, this man's special permit or his hearing is over? Okay. All right."

Now, when Steven Tanger came to town about a year ago, over a year ago, he stood up here and spoke-- has it been three years?"

Supervisor Stark: "I think so, Steve. Time flies quickly when

you are having fun."

Steve Haizlip: "Tanger II."

Supervisor Stark: "Tanger II."

Steve Haizlip: "I thought that was like a year-- "

Supervisor Stark: "A year, year and a half ago."

Steve Haizlip: "A year and a half. All right. The written comment period was in effect until September the 15th. I put a written comment letter into the town and my main concern was at that time of all trees that could be salvaged and saved and left for beautification be done. A copy of that letter went to Tanger himself in Greensboro, North Carolina. I never heard nothing. I went over to their establishment; got their toll free number; I called him up; I talked with his secretary. We never got no letter. Thank you, Jim."

Supervisor Stark: "Thank you, Steve. Is there anybody else who would like to make-- yes, Helga?" Good to see you. Haven't seen you in a long time."

Helga Guthry: "I guess you've been lucky. Tonight-- "

Supervisor Stark: "No, no, no. It's always a pleasure."

Helga Guthry: "Tonight I'm here mainly to ask the Town Board to do what it can to reinstall a gate at Bayberry Park. There are about 119 signatures here. We got a petition. We just thought-- we would let you know about how many people would be interested. When the gate first came down due to the continued development on the road, there wasn't that much of a problem. But it seems the past year and a half we've had more and more-- "

Supervisor Stark: "Vandalism."

Helga Guthry: "Vandalism. The night traffic sometimes is really bad. Cars coming and going and we hear rocks, you know, pinging off different things. Streetlights were broken. The bathrooms have been destroyed a few times. I've had a chance to talk

to some policemen-- "

Supervisor Stark: "Actually, the bathroom one time we painted it, we came back an hour later and it was vandalized again."

Helga Guthry: "Oh really? I just knew-- "

Supervisor Stark: "By graffiti."

Helga Guthry: "-- the sinks and toilets were broken up. You know, I live right there, I try to keep an eye on it. That's far enough away from me, I guess I don't-- I don't know, they use sledgehammers or something to do it. I can't believe that we didn't hear it. It just seems a shame. I know you people do try to fix it and you try to keep it up and it just keeps, you know, getting destroyed."

Supervisor Stark: "In my travels with Russell, who is Chairman of the Recreation and Kenny Testa, I did suggest that we get up, you know, as you make your turn to go in to put some-- I don't know whether Kenny has gotten around to designing it or not."

Helga Guthry: "Well, I know when they first came down, that's what we were told. That they were going to try and move it around the corner. And-- "

Supervisor Stark: "Well, into the entrance. You know-- "

Helga Guthry: "We called a few times and still nothing, so."

Supervisor Stark: "Yes. Russell, you want to put that on our docket tomorrow. I certainly will. I think-- I absolutely agree with you because we are getting tired of cars going in there and creating vandalism. We can't do much about-- "

Helga Guthry: "I just want to give the police credit because they've been very good. The past few months-- we didn't want to bother them for a while if it was just an occasional kind of thing, but more and more kids found out it was open. It's gotten to be a meeting place at night and in talking to the police and even a few detectives that I've had a chance to talk with, they do believe it will help. I know it won't solve it."

Supervisor Stark: "Absolutely and we will certainly go to work on it."

Helga Guthry: "Oh, great. Thank you."

Supervisor Stark: "Thank you. And that's what our Recreation Development fund is for. That's capital improvement."

Helga Guthry: "Thank you."

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

William Kasperovich: "William Kasperovich, residing in Riverhead."

Supervisor Stark: "Bill, can you just move that-- your left mike towards you a little bit? Thank you."

William Kasperovich: "Okay. Is that better?"

Supervisor Stark: "Yes."

William Kasperovich: "I'm a little bit out of breath, having come in from the city to find that on the one spot that I dread turning off to go home I had to rush home and call the police to get their attention and get their action so tomorrow morning when I could follow through I'll put it off. But I would request that you gentlemen on the Board look into this matter."

When 4:00 rolls around, the code enforcement officer is not available. You have to call the police. Okay. Call the police, this becomes an official act. And since it just happened this evening, I thought I would put it forth and you gentlemen could look into this tomorrow morning.

Now, the other point, I put my \$50 deposit down in the Town Clerk's office and got the drawings and specification and bid document for the Hulse Landing Road drainage project as its called. And although I haven't looked at every line, every dot on the paper, the information that was brought forth by a public meeting about two weeks ago, I didn't see anything on paper accommodating this infor-

mation that was brought forth and since there was no recording of the session, Mr. Testa took notes standing here on the side and he's quite meticulous about these things so I assume he noted all the things, some were quite major. Some were so-so items you could put aside or it's a matter of opinion or choice. But there were some major issues brought forth and I didn't see any accommodation of anything from that meeting.

This is kind of a kick in the pants because they admitted they did not have or investigate the criteria to form this this design. So I figured all right, they will go back to the drawing board and they will go back to the Town Board and accommodate some things or show some exclusion or inclusion. But since I find nothing, I'm kind of unhappy about it. This kind of thing shouldn't be. And I hope in the future when you have such a session that it's made formal and put on record so that the items are in print and you could go back to it or the people could go back to it.

As it stands, it went out for bid last week, it's due very shortly, and however the Board feels about acting on it, I have some suspicions that they want to act quickly to show some interest in the area. That's great but what's going to be done? I don't think the Town Board paid too much attention. And this is wrong. You are our elected people. You look after what is done. We're talking about two-- better than \$200,000. We are talking about a quarter of a million. This is not just a little patch hole and since the area deteriorated by lack of maintenance to install or construct things that are going to require much more maintenance, how are we going to keep up with this added cost year after year after year? Accommodations of the design is not an improvement, it doesn't accommodate or improve the needs of the people that live in the neighborhood and I can't see almost a quarter of a million dollars spent in this matter. Thank you."

Supervisor Stark: "Thank you, Bill. Is there anybody else who would like to make comment at this particular time? I will give you one quick shot and then we will take up the resolutions."

George Schmelzer: "Pardon me. In reference to the taxability of the buildings on Grumman, any private building on private land, the responsibility is the owner. When it comes to government land, that's different. Now, if the town rented out a piece of land for

somebody to put a building on, they tax the building. So the guy that ownst he building doesn't pay the taxes, he's responsible personally otherwise the taxes on any piece of land can only go after the land itself. That's the only recourse for the government -- the town-- tax the land itself. In the case where the land is rented from the government entity. So I believe some of those buildings on Grumman, were owned by Grumman."

Councilman Prusinowski: "On the other side."

George Schmelzer: "So we-- I don't know if you were assessed as such. Remember they called it taxation money given in lieu of taxes. To me it was very unclear. But if Grumman left or Northrup Grumman left-- "

Councilman Prusinowski: "The buildings across from Grumman Blvd. are still owned by the corporation and are still being fully taxed."

George Schmelzer: "The Grumman-- inside the fence?"

Councilman Prusinowski: "You know the ones, Steve, right. Plant 8. Right across the street."

George Schmelzer: "Well, I'm not talking about that."

Councilman Prusinowski: "Okay. You said that-- you made a comment."

George Schmelzer: "Yes, okay. That's right, yes. Across the street-- "

Supervisor Stark: "All the buildings inside the fence are owned by the Department of the Navy."

George Schmelzer: "They are? You're sure?"

Councilman Prusinowski: "Yes. Because all the other buildings were taken down."

George Schmelzer: "All they had to do was build it themselves

and give it to the Navy for two cents, but it becomes complicated."

Supervisor Stark: "Actually, George, the Navy paid Grumman to build them and they retained the ownership."

George Schmelzer: "Yeah, well, that's okay then. Thank you."

Supervisor Stark: "Thank you, George. Let us take up the Resolutions."

Resolution #732

Councilman Prusinowski: "Promotes police officer to Detective Grade III. 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 #733

Councilman Lull: "733 is an order calling for a public hearing for the establishment of a proposed water extension to the Riverhead Water District to be known as Extension No. 47. That public hearing will be held on October 15th at 7:35. 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 #734

Councilman Kwasna: "Order calling public hearing for the increase and improvement of Riverhead Water District Extension #45 Northville area. 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 #735

Councilman Wittmeier: "Authorizes Town Clerk to publish and post notice of public hearing reference lease of portion of property owned by Riverhead Water District to Nextel. This is the water tower up on 58. 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 #736

Councilman Prusinowski: "Ratifies publication and posting of notice to bidders. 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 #737

Councilman Lull: "Resolution authorizing the issuance of an additional \$90,000 in serial bonds for purchase and installation of computer system in Town Hall. 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 #738

Councilman Kwasna: "Resolution authorizing the issuance of \$125,000 in serial bonds to reimburse a town fund or account for extraordinary expenses incurred reference to the removal of snow and ice. So moved."

Councilman Wittmeier: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion?
Through the identification of the audience, the TV audience, state legislation was passed because of the severe amount of-- well, the worst winter since the year 1947. We, as other municipalities, exceeded our snow budget or storm budget. State legislation was passed that allowed us to bond this which gave less of an impact on the tax levy and tax rate. So this Board has elected to bond it. As the fund balance increases, we have the opportunity-- we have to pay it off in five years, but we feel we can pay it off but this will reduce the tax impact this year as a result of the loss of Grumans."

Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #739

Councilman Wittmeier: "Authorizes Town Clerk to publish and post notice of estoppel. This is the bulkhead serial bonds. 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 #740

Councilman Prusinowski: "Mr. Supervisor, if nobody objects, I'm going to move 740, 741, 742, 743, 744, 745. These are issuances of estoppel for serial bonds for \$250,000 for a bulkheads; \$100,000 serial bonds was issued for Howell Avenue, Brook Street; \$235,000 in serial bonds for acquisition of land, buildings known as Benjamin Corwins; \$50,000 serial bonds for acquisition of land and building known as the Benjamin Corwin houses; \$800,000 serial bonds to pay for the reconstruction of the Suffolk Theatre; and \$45,000 serial bonds to pay for the cost of purchase of loader, backhoe. We do this at the end of the year so that the payments are not due until the next budget. We didn't just do all these things in the last two weeks. These are events that have been happening over the last 12 months. So moved."

Councilman Lull: "Seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motions carried."

Resolution #746

Councilman Kwasna: "This is an order calling for a public hearing reference to the extension of the Riverhead Sewer District on the petition of Riverhead Building Supply Corp. 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 #747

Councilman Wittmeier: "Order calling for public hearing reference to the extension of Riverhead Sewer District on the petition of John Wesley Village. 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 #748

Councilman Prusinowski: "Authorizes Town Clerk to advertise for bids for snow plow parts and spreader parts. 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 #749

Councilman Lull: "Authorizes the Town Clerk to advertise for bids for liquid calcium chloride. 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 #750

Councilman Kwasna: "750 awards bid for office supplies. 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 #751

Councilman Wittmeier: "Authorization to publish bids for EMS protective clothing. 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 #752

Councilman Prusinowski: "Authorizes to publish bid for food for use in the nutrition center. 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 #753

Councilman Lull: "753 approves the site plan of Splish Splash at Adventureland, Boardwalk Restaurant. 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 #754

Councilman Kwasna: "Authorizes the Town Clerk to publish and post public notice to consider a proposed local law to amend Chapter 62A Games of Chance of the Riverhead Town Code. 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 #755

Councilman Wittmeier: "755 appoints school crossing guard. 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 #756

Councilman Prusinowski: "Ratifies termination of probationary employee. 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 #757

Councilman Lull: "Authorizes town attorney to execute amendment of stipulation between Casilen Corporation and the Town of Riverhead. 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 #758

Councilman Kwasna: "Ratifies the extension of Toys R Us tent sale. 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 #759

Councilman Wittmeier: "Authorizes Town Clerk to publish and post notice of public hearing for development of Community Development Block Grant Application. 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 #760

Councilman Prusinowski: "Approves site plan of McDonalds for an addition of a second drive thru window on Route 58. 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 #761

Councilman Lull: "Approves application of Riverhead Country Fair. 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 #762

Councilman Kwasna: "Authorizes the Town Clerk to publish and post notice of auction of abandoned vehicles and all other unclaimed property being held by the Riverhead Police Department. 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 #763

Councilman Wittmeier: "Authorizes designation of blighted area. 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 #764

Councilman Prusinowski: "Authorizes the Supervisor to execute change order for Peconic River Waterfront Improvement Project. 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 #765

Councilman Lull: "Authorizes the Town Clerk to publish and post a notice of property auction liquidating obsolete equipment, furniture and personal property owned by the Town of Riverhead. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Stark: "Moved and seconded. Any discussion? All in favor? When is this? October 26th, 9:00 a.m. Okay. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #766

Councilman Kwasna: "Again we authorize the Town Clerk to publish and post public notice to consider an amendment to Chapter 108 Zoning of the Riverhead Town Code. 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 #767

Councilman Wittmeier: "Budget adoption the Sun Up road improvements. 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 #768

Councilman Prusinowski: "Mesta Vista road improvement capital project budget adoption. 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 #769

Councilman Lull: "Declares lead agency and determines significance of action Suffolk Pipe & Manhole Corp. special permit and site plan. 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 #770

Councilman Kwasna: "Amends application of David J. Willmott, Sr. and David J. Willmott, Jr. reference to the sidewalk changing the dates. So moved."

Councilman Wittmeier: "Seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? One abstention."

Barbara Grattan: "Who's abstaining?"

Councilman Prusinowski: "Me."

Resolution #771

Councilman Wittmeier: "Accepts Suffolk County National Bank letter of credit of Baiting Hollow Estates road and drainage improvement. 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."

This is the first Tuesday in November falls on November 5th and that is Election Day so we are moving the Town Board Meeting to Wednesday, November 6th. Okay. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #776

Councilman Prusinowski: "Authorizes the Clerk to publish and post a notice to consider a proposed local law to amend Chapter 101 Vehicles and Traffic of the Riverhead Town Code. These are left turn signs on Route 58. Councilman Lull has suggested it and consulted with me and I agree with him because I drive up there every day. We are going to have a public hearing, we are going to restrict left turn signs out of 7-11, Aid Auto Stores, the Pizza Hut. There's just too much congestion around the traffic circle and we are trying to achieve a better flow of traffic and that will be the subject of the public hearing on the sixth day of November, 1996, at 7:15 o'clock at Town Hall. So moved."

Councilman Lull: "Seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #777

Councilman Lull: "Appoints Fred Ligon as a Recreation Aide. 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 #778

Councilman Kwasna: "Appoints Recreation Aides to the Riverhead Recreation Department. 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 #779

Councilman Wittmeier: "Approves application of Tanger Outlet Centers, Inc. This is for a tent sale beginning October 11th through the 14th. 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 #780

Councilman Prusinowski: "Authorizes the Supervisor to negotiate and execute Department Head contracts. The only thing I want to add there, Jimmy, is just run the numbers by us. Yes. So moved."

Councilman Lull: "Seconded."

Supervisor Stark: "Moved and seconded. Do you understand what he is saying? In the Resolution, it should say-- "

Councilman Prusinowski: "It's the final numbers approved by the Town Board."

Supervisor Stark: "Okay. Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #781

Councilman Lull: "Appoints Linda Barnett a Detention Attendant in the Police Department. 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 #782

Councilman Kwasna: "I'll take 782, these are all budget adoptions, 782 is 38 Lewis Street demolition. 783 is '96 computer upgrade. 784 is East Creek Drainage. 785 is Doctors Path Reeves Avenue road improvements. 786 is Riverside Drive road improvements. And 787 is budget adjustment. I so moved 782 through 787."

Councilman Wittmeier: "Seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motions carried."

Is there a motion to pay the bills?"

Resolution #772

Councilman Prusinowski: "I'll do both 772 and 773. We are awarding the bids for asphalt paving for Sun Up and Mesta Vista and to follow suit as it took the amount of time that we did Hubbard Avenue after we did the bond, people in those subdivisions can probably expect to see work in the next couple of weeks."

Councilman Lull: "Seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #774

Councilman Kwasna: "774 amends Resolution #724."

Councilman Prusinowski: "It's Little Flower Children's Services site plan."

Councilman Kwasna: "That was brought up at last meeting, the site plan for Little Flower for their offices. It's an amendment to it."

Supervisor Stark: "Any other discussion? All in favor?"

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #775

Councilman Wittmeier: "Authorizes Town Clerk to publish and post public notice reference change of meeting. So moved."

Councilman Kwasna: "And seconded."

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

Councilman Prusinowski: "So moved."

Councilman Lull: "Seconded."

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

The Vote (Collective response): "Aye."

Supervisor Stark: "Opposed? Motion carried."

Resolution #789

Councilman Prusinowski: "I would like to move 789 which authorizes the Town Clerk to publish and post a public hearing for eminent domaine procedure law regarding the acquisition for premises at Edwards Avenue and Riley Avenue and it will be held on the 6th day of November, at 7:20 p.m. at Riverhead Town Hall."

Supervisor Stark: "7:10."

Councilman Prusinowski: "7:20. The Town Attorney wants it 7:20. 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."

Being no further business to be conducted, this meeting is adjourned."

Meeting adjourned: 8:00 p.m.

Barbara Huston
Town Clerk