

Minutes of Regular Town Board Meeting held by the Town Board of the Town of Riverhead, held in Town Hall, Howell Avenue, Riverhead, New York, on Tuesday, November 21, 1995, at 7:00 p.m.

Present:

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

Also Present:

Barbara Grattan,	Town Clerk
Robert Kozakiewicz,	Town Attorney

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

Deputy Supervisor Stark: "Ladies and gentlemen, tonight we have visiting with us Jonathan Muller who is the Supervisor for the Day. Jonathan participated in the Library Reading Program and was so honored as to be selected for today's festivities. He had a full day; he's been to the firehouse, to the library, we went to Okeanos. He said he got locked up in jail. He's had quite a visit through our Town Hall, all the departments and everybody had a great time with him today. And also with him today is his buddy, Adam Wilson, and we made him kind of Deputy Supervisor today.

Both of these young gentlemen attend school at the Pulaski Street School. And they will be returning there tomorrow with a lot of stories for their teachers. No school tomorrow?"

Jonathan Muller: "Vacation until Monday."

Deputy Supervisor Stark: "Oh, you're on vacation? You've got a lot of homework?"

Jonathan Muller: "There is no homework."

Deputy Supervisor Stark: "Okay."

Jonathan Muller: "Is there a motion to approve the minutes of the Regular Town Board Meeting of November 7, 1995?"

Councilwoman Gilliam: "So moved."

Councilman Creighton: "And seconded."

Jonathan Muller: "Moved and seconded."

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

Jonathan Muller: "Madam Clerk, would you read the Reports?"

REPORTS:

Open Bid Report

Bulk waste/white goods which was opened on November 10, 1995. One bid was received from Gershow Recycling for \$57.98 per gross ton.

Riverhead Building Department

Monthly report for October, 1995
Total amount collected was \$17,290.75

Sewer District

Discharge monitoring report for October of 1995

Wading River Fire District

1996 budget summary

Riverhead Fire District

1996 budget summary

Jonathan Muller: "Thank you. Madam Clerk, could you please read the applications?"

APPLICATIONS:

Site Plan Approval

Riverhead Building Supply Corp. for lumberyard, warehouses and related sale of lumber products and

- Special Permit associated materials
- Special Permit Mary Lou Sargent for a Day Care Center, Penny's Drive, Calverton
- Special Permit Hallock Luce and Arlene Luce to move existing house and garage located at 219 Howell Avenue to empty lot on Fishel Avenue
- Special Permit Sylvestor Sabbatino for a commercial fishery supply
- Assembly Permit Riverhead Chamber of Commerce and Mercy High School request a permit to assemble on hospital ground and cross over to Route 58 traffic circle for candle light vigil

Jonathan Muller: "Thank you. Madam Clerk, would you please read the Correspondence?"

CORRESPONDENCE:

- Lorna Stokly Resigns from E.I.S.E.P.
- Debra L. Schwarz Resigns from E.I.S.E.P.
- John Aschuler, Jr. Comments as to the positive aspects of racing in the community and sends material to enforce this thought
- Melvin F. Hale, Jr. Would like Board members to give serious consideration in favor of the Mid-Atlantic Race Complex
- Augusta Field Writes to inform Mr. Bloss and Town Board of the flooding problem on Roanoke Avenue
- Hallockville Museum Requesting to be placed on a regular refuse collection route

Leonard S. Elman, Esq. Writes for his clients, Ms. Melissa Brown and Mr. David Siegel, who are neighbors of Virginia Trandahl, and who are not in favor of the bed and breakfast special permit use

Town of Southold Notice of a Public Hearing

Town of Southampton Notice of a Public Hearing

Planning Commission Change of zone application of Tanger Factory Outlet Centers, Inc. from Industrial "A" to Business "F" Overlay - no action was taken by Planning Commission

Jonathan Muller: "Thank you."

Barbara Grattan: "You're welcome."

Jonathan Muller: "There are no Public Hearings scheduled for this evening. Is there anyone in the audience who would like to speak before the Town Board? The Chair recognizes Councilman Prusinowski."

Councilman Prusinowski: "Thank you, Mr. Supervisor. Congratulations on being selected Supervisor of the Day and to your Deputy Supervisor."

I just want to read the notice one more time on the loose leaf only pickup, so that it's coming up in the next three weeks. The Town Highway Department will be conducting a loose leaf only pickup. That means you can rake your leaves to the side of the road throughout the town. We will be in your area only once. Please have your loose leaves at the curbside by 7:00 a.m. on Monday of the week your area has been scheduled.

November 27th, next week, Laurel, Jamesport, South Jamesport, Quebogue, all roads between the Southold Town line west, this is County Road 105.

The week of December 4th, Riverhead, Roanoke, Baiting Hollow,

Calverton, all roads between County Road 105 to Edwards Avenue.

And the week of December 11th, Wading River, Manorville, all roads between Edwards Avenue and the Brookhaven Town line.

We will not be picking up bags of leaves. You can leave them for your regular curbside collection if you wish on Thursday and Friday. And for those people who have pickup trucks and want to bring your own yard waste to the landfill, I remind you it is open every day, Monday through Friday, 7:00 a.m. to 4:00 p.m. and as long as you are bringing the yard waste from your own home, we will be happy to take all you have. Thank you."

Deputy Supervisor Stark: "Thank you."

Jonathan Muller: "Bill."

Deputy Supervisor Stark: "I shortened that for him, Bill. I don't think he can do that last name."

William Kasperovich: "He can't say Kasperovich?"

Deputy Supervisor Stark: "Kasperovich."

William Kasperovich: "If you live in Polish Town, you've got to learn to say these names."

Off the record, if I may take a moment. I don't know how-- if I'll ever get over it, when I was in the library biding some time, resting my feet, I come upon a large newspaper article that went into detail about this heir of the Campbell Soup Company that gave up his American citizenship to become an Irish citizen. A man who earns \$100,000 a day, he gave up his American citizenship. This made a big impact on me. Because the people with these names that are hard to pronounce gave up a good piece of life and blood to become American citizens, like my parents and here's an individual that can buy everything and anything and it wasn't enough. He gave up his American citizenship.

So these names might be hard to pronounce but they usually have a large history behind them. Thank you.

William Kasperovich from Wading River. With regard to the leaf pickup, it would be to the best advantage of the Township if there could be some indication on how the loose leaves would be picked up, whether a vacuum machine is going to come by, whether a front end loader is going to come by, or however it's done. This would help the manner in which the leaves are put out in front. A just ordinary loose pile I have found ends up with the wind blowing it all over the place. So some manner of holding the leaves from being blown away should be part of the notice-- should be told to the people somehow. So they will know how to do it.

I put my stuff out in bags and they run \$.30 a bag or so and you buy a good bunch of bags, it costs you \$.35 or \$.40. But just to let the wind blow the piles around makes a real difficult job for the Highway Department.

I said I was on-- live on 15th Street, I was waiting for 15 potholes to come to be before I say anything. Today it was getting kind of dark and all I could count were 10 holes big enough to knock your wheels out of alignment. And I don't know why the Highway Department can't put down repair work that will stay for more than one season.

I also want to bring to the attention of the Town Board a situation that I find very hard to understand. Property on the west side of Hulse Landing Road, between North Country Road and the Sound was taken by condemnation proceedings or so the grandchildren of the people involved tell me and we cannot find any piece of paper in this Town Hall recording any such proceedings. Now, I could see certain papers getting mislaid or filed improperly but to find nothing to indicate the Town taking over such a large piece of land and then making it into somewhat of a parking lot, not a particularly good one. I remember a situation where a contractor came with equipment and tore up the blacktop and there's a to do about it, but here and now to find that we have absolutely no record, no one word of a condemnation proceeding and of the Town paying considerable money for such a large piece of land is just beyond me. How this could possibly be? And I think all efforts should be made by everybody in this Town, especially the Town Board, that these records be brought to the front and from wherever, that such a thing should not exist. It's a disgraceful situation. We condemn property and take it over. We pay for it with taxpayer money and there is no record to be found.

Sorry to have to bring this forth, but I feel if it's not being brought forth and followed up on that it will not be searched out. So I put that in the best tone and voice I can, and the best request I can, that this should be brought forth and until such time any expenditure of the \$300,000 that is anticipated spent in this area be held-- just put a stop on it, until we find out and show that the Town does own the land and what the condemnation procedures required of this transaction. I think that's enough said on that topic.

I thank you for any attention you can give on that, but we still have people around that are young enough and old enough to remember this transaction. This is not just neighborhood gossip or somebody's whim. To think of doing work in something that you cannot show the record of ownership by the Town, this should not be. Thank you."

Deputy Supervisor Stark: "Thank you."

Jonathan Muller: "Is there anybody else who would like to speak?
Mr. George?"

George Schmelzer: "Loose leaves, do you include-- in these loose leaves you are talking about, do you include loose leaf books, too?"

Councilman Prusiowski: "Yes, you are right."

George Schmelzer: "Okay. Good enough. Why don't you let people burn the damn leaves? You wouldn't have this trouble."

On this (inaudible) deal you have with Tanger and they have to-- the agreement was to give \$1,000,000 to Okeanos? Was that a requirement of the agreement? That they give \$1,000,000. That's extortion, isn't it? I call it extortion. If you didn't give the \$1,000,000, they wouldn't get the permit, right? That's really extortion. I'm surprised. If a private person done that, they would get a felony indictment. When the government does it, that's okay. Another case of do as we say but don't do as we do. Isn't it? That's a shame, really, to permit something like that. I wonder-- you are going to propose that the-- "

Councilman Prusinowski: "He didn't have to pay it. He could have said, no, I don't want to do the project and leave Town, and he didn't, did he?"

George Schmelzer: "You-- "

Councilman Prusinowski: "He's making a lot of money up there, that's why."

George Schmelzer: "So what, if you-- "

Councilman Prusinowski: "He's got a choice. It's America. He's got a choice. You don't have to pay-- he doesn't have to pay."

George Schmelzer: "Oh, still, it's extortion."

Councilman Prusinowski: "No, it's not because he's asking something special from the Town. He's asking for a change of zone which is not as of right. He doesn't have the right to build there. We had to pass a change of zone. He doesn't have to do that. He doesn't have to take the deal. He can say I don't want the-- I don't want the-- "

George Schmelzer: "It's still extortion."

Councilman Prusinowski: "He's got a choice."

George Schmelzer: "Sure, if you-- a lot of things happen privately between officials and in private companies, they get away with that. That's a shame. I'm ashamed of that, really. When are you going to propose that the taxes be reduced on the Pine Barren victims? Not a word yet?"

Deputy Supervisor Stark: "Not yet."

George Schmelzer: "No, not a word yet-- when you passed. Not a word. Each of you gave a sermon to justify yourself and nothing was mentioned about tax relief. But this-- we heard a lot of bs from Gaffney about reducing taxes. He raised the taxes 1% I think on the sales tax, he promised to reduce it one-quarter per cent. Four steps forward and one step backward and the day after election, they cancelled it. Hope they don't act that way here. It's really a shame. What can we do now? I hear there's a rumor about \$300,000 the Town wants to spend on private roads. Is that true?"

Deputy Supervisor Stark: "It's a rumor as far as I am concerned."

George Schmelzer: "You know anything about it, Vic?"

Councilman Prusinowski: "There's-- no, there's no rumor. I don't know what you are talking about."

George Schmelzer: "You don't know? Never heard about it, huh."

Councilman Creighton: "George, that's only if we have to fulfill all the promises made during the election. And it will come to more than that probably."

George Schmelzer: "Could you describe it, please?"

Councilman Creighton: "Well, there's roads that need to be fixed -- private roads down in Mesta Vista, that are probably worth \$80,000 minimum."

George Schmelzer: "Where's that?"

Councilman Creighton: "Minimum amount of work that needs to be done."

George Schmelzer: "Is that in Jamesport?"

Councilman Creighton: "Yes." There's work in Aquebogue that's probably in the same neighborhood of pricing. I think some promises or commitments have been probably made there, they shouldn't have been made. There's probably an implied commitment to finish Wildwood Acres and we're putting \$30,000 in there this year. And-- "

George Schmelzer: "Is that a private road?"

Councilman Creighton: "They are all private. So the rumor probably got started by these different projects where certain implied commitments were probably made that we are going to take care of these over time. That the Town general fund will because there's no other way to do it probably. You keep talking about grant money and there's no amount of grant money that comes anywhere near that. And that happens to be tax money, too, but-- "

George Schmelzer: "If people want their roads to be private, they have to pay for it themselves. If they want the Town to pay for

it they should take the sign off that says "Private Road" and let the public travel it freely for 10 years, then the Town is obligated to fix the road. That's the way it is and the way it should be."

Councilman Creighton: "To some extent there is legitimate complaints on these roads because when the water extensions were put in there, the damage was done to a lot of the roads and-- where the water pipes were put in, deteriorated more rapidly than the rest of the road surface, suggesting that they weren't repaired at the same degree of standards as the rest of the roads were."

George Schmelzer: "You mean the soil wasn't compacted right?"

Councilman Creighton: "I don't know. I'm not the engineers that certified it, but there-- almost every single private road in this Town where the water pipes are extended, you've got road damage. To what extent the Town could or might be held liable for that over time-- "

George Schmelzer: "Well, wasn't the installer-- wasn't the installer bonded?"

Councilman Creighton: "The-- as I understand it the certifying engineer certified the work was properly done and the bonds and so forth were released."

George Schmelzer: "That's smart. So-- "

Councilman Creighton: "My advice to the people involved is to put a claim in against the Town. To my knowledge, that hasn't happened yet. I don't think there is a single claim put in on that. But that will be step one to getting some kind of a determination whether or not the Town, in fact, is liable."

George Schmelzer: "Anyone creates a private development, they must construct the roads very good before they get approved. So why should the taxpayers spend money on-- private roads have been there for years and nobody-- the owners want to keep it private. They can let it be public. The Town is obligated to fix it. Very simple. And some of our old town roads, become public roads by usage. Like River Road in Calverton, Sound Avenue. So, you don't know nothing about reducing taxes on Pine Barren land."

Deputy Supervisor Stark: "No, I don't know."

George Schmelzer: "Strange. You know all about to vote for it. That's okay. Yeah. What do you suggest we do about that? You are on the Pine Barrens Commission. You should know."

Deputy Supervisor Stark: "Mr. Creighton just suggested suing."

George Schmelzer: "No, you're on the Pine Barrens Commission. He isn't. He's on the way out. You're on the way in."

Deputy Supervisor Stark: "No. I'm on my way staying here."

George Schmelzer: "Huh?"

Deputy Supervisor Stark: "I'm on my way staying here."

George Schmelzer: "What do you do on this Commission if you don't know? Come on."

Deputy Supervisor Stark: "They're going through the process right now, George, of appraising land and looking at land and--"

George Schmelzer: "I didn't ask about appraising-- I said about tax relief."

Deputy Supervisor Stark: "George. I heard you. Everybody in the place has heard you."

George Schmelzer: "That's right." And you are giving me (inaudible) answer. You are talking about appraisals. I'm talking about that. Pardon me?"

Deputy Supervisor Stark: "Be careful. We have young gentlemen here. Don't get nasty."

George Schmelzer: "No. I want a straight answer, that's all. A straight question. A simple answer. Simple question. Can't get it. It's really disgusting."

Deputy Supervisor Stark: "Thank you, George."

George Schmelzer: "You are on the Board, too. You accepted that position."

Deputy Supervisor Stark: "Yes."

George Schmelzer: "I wonder if when they meet here, they will know any better as a group."

Deputy Supervisor Stark: "You are more than happy to come."

George Schmelzer: "Yeah. I'm really disgusted with the whole bunch of you."

Deputy Supervisor Stark: "Thank you, George."

George Schmelzer: "You are very welcome."

Jonathan Muller: "Is there anybody else? Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. I would like to convey to the Town Board that being energetic and concerned as I am -- I'm trying to keep the Town a better place, I have received a nice card from Mr. Stark's trailer park. And it-- "

Deputy Supervisor Stark: "We refer to it as a mobile home community."

Steve Haizlip: "Well, to keep you out of it, Jim, I'll say Glenwood."

Deputy Supervisor Stark: "I have nothing to do with Glenwood."

Steve Haizlip: "You have nothing to do with that? Oh, that's the other part of the Starks."

Deputy Supervisor Stark: "That's my brother."

Steve Haizlip: "Oh, okay. So, they thanked me very much for getting the hedges and stuff cleared out of the road there where you didn't have to go out in the road to see if traffic is coming and then get killed and hit yourself. So, then I also got another letter but I'm going to save that one for January 1 to read. I've got a reason

for that."

Deputy Supervisor Stark: "January 2."

Steve Haizlip: "Tuesday after-- all right. We had in our Golden Donor Blood Drive Committee, we had a sad news of our assistant director, Nancy Mitchman (phonetic) which I think you remember being here and speaking, she passed away Sunday night. So, very instrumental and was always there doing everything to help this blood drive out.

Now, that brought to mind today something that I heard on WRIV one day and I couldn't believe what I heard. So then a couple of days later, Suffolk Life came out and there was the editorial on (inaudible), and he was saying that he's going to punish all the people of Patchogue for not sending him a Democrat to Albany. You know, that's not really democracy when we all can't be the same type of people, and that's why we got doctors, lawyers, and indian chiefs. But it come to mind today to me, let's say that this guy has got to have an operation. And this operation is going to require blood which we work so hard in getting for this community. I wonder if he would refuse it if he found out that it came from a Republican. Thank you very much, Jim."

Deputy Supervisor Stark: "Thank you, Steve."

Jonathan Muller: "Is there anybody else? If not, let's take us the Resolutions."

Resolution #752

Councilman Prusinowski: "Order authorizing the issuance of \$1,893,000 in serial bonds for Extension 45. So moved."

Deputy Supervisor Stark: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #753

Deputy Supervisor Stark: "Authorizing the issuance of serial

bonds for the acquisition and installation of water mains Extension No. 45 - Northville. So moved."

Councilman Prusinowski: "Seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #754

Councilman Creighton: "Order authorizing the issuance of \$75,000 in serial bonds for an extension to the Riverhead Water District, West Main Street, No. 48. So moved."

Councilwoman Gilliam: "And seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #755

Councilwoman Gilliam: "Resolution authorizing the issuance of serial bonds for the acquisition and installation of water mains for Extension No. 48, West Main Street. So moved."

Councilman Creighton: "And seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #756

Councilman Prusinowski: "Issuance of \$75,000 in serial bonds for water mains for extension of Middle Road and Harrison Avenue. So moved."

Deputy Supervisor Stark: "Seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #757

Deputy Supervisor Stark: "Serial bonds for acquisition and installatin of water mains for Extension 49, Middle Road and Harrison Avenue. So moved."

Councilman Prusinowski: "Seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #758

Councilman Creighton: "This approves the site plan of Great Peconic Bay Marina - building addition. So moved."

Councilwoman Gilliam: "And seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #759

Councilwoman Gilliam: "Authorizes Town Clerk to republish and report public notice to bidders for the processing and disposal of bulk waste/white goods. So moved."

Councilman Creighton: "And seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #760

Councilman Prusinowski: "Declares lead agency on Hallock Luce dwelling relocation. So moved."

Deputy Supervisor Stark: "Seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #761

Deputy Supervisor Stark: "Appoints recreation aide to the Recreation Department. So moved."

Councilman Prusinowski: "Seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #762

Councilman Creighton: "Waives the parking meter fees for the holiday season. So moved."

Councilwoman Gilliam: "And seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #763

Councilwoman Gilliam: "Authorizes Town Clerk to publish and post

public notice for the installation of water mains and appurtenances, Extension 45, Northville - Phase 3. So moved."

Councilman Creighton: "And seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #764

Councilman Prusinowski: "SEQR classification and calls Public Hearing regarding the special permit petition of Sylvester Sabbitino. So moved."

Deputy Supervisor Stark: "Seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #765

Deputy Supervisor Stark: "Appoints temporary clerks to the Tax Receiver office during tax season. So moved."

Councilman Prusinowski: "Seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #766

Deputy Supervisor Stark: "Authorizes Town Clerk to publish and post notice to bidders, Riverhead Sewer District chlorine contact tank. So moved."

Councilman Prusinowski: "Seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #767

Councilman Creighton: "This is an order establishing a lateral water main Sound Breeze Section 4 and Fairway Drive pursuant to Section 199 of Town Law. So moved."

Councilwoman Gilliam: "And seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #768

Councilwoman Gilliam: "Awards bid for Extension No. 45, Phase II Northville. So moved."

Councilman Creighton: "And seconded."

Jonathan Muller: "Moved and seconded."

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

Barbara Grattan: "Now Adam would like to call out one Resolution."

Resolution #769

Councilman Prusinowski: "Without objection, if the Board doesn't mind, I'd like to move Resolutions 769 through 774. These are budget adjustments in the general fund, the Business Improvement District, the Sewer District, Street Lighting District, Highway and Water District. So moved."

Deputy Supervisor Stark: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam?

Councilwoman Gilliam: "Mr. Supervisor, I do have a question regarding Resolution 769 regarding a transfer from insurance reserve transfer of \$106,595 and a transfer of \$100,000 to the New York State Police Retirement Fund. I don't know if Jack Hansen is available to answer that question."

Deputy Supervisor Stark: "Jack, would you approach?"

Councilwoman Gilliam: "I have a-- for the record, I have a question regarding the transfer of the \$106,595 from the insurance reserve transfer. Which insurance reserve fund is that?"

Jack Hansen: "That's a line in the budget (inaudible)."

Councilwoman Gilliam: "You're not responsive to my question. I said which insurance reserve fund is that."

Jack Hansen: "It is not an insurance reserve fund. It's a line item in the budget that is designated to be transferred into the insurance reserve fund was not done. It is excess money."

Councilwoman Gilliam: "The \$106,000 originates-- it's an excess fund?"

Jack Hansen: "There's an allocation in the general fund for \$200,000. This is \$106,000 of that \$200,000 being transferred someplace else in the general town budget."

Councilwoman Gilliam: "So it's not an insurance reserve transfer, it's-- "

Jack Hansen: "It was allocated to be transferred into the insurance reserve fund. It was not done. This is asking to move it somewhere else."

Councilwoman Gilliam: "Okay. But, you are identifying it as being moved from the insurance reserve fund to somewhere else?"

Jack Hansen: "No. This is an allocation in the budget and the title of the allocation in the budget is insurance reserve transfer."

Deputy Supervisor Stark: "That's the budget line."

Councilwoman Gilliam: "That's the budget line?"

Jack Hansen: "That's the budget line in."

Councilwoman Gilliam: "Okay. And the \$100,000 to the Police Retirement, represents what?"

Jack Hansen: "The bill is due December 15th. The New York State Retirement System for police (inaudible). There is not enough allocation in the general fund budget for that bill. That bill is (inaudible). So I'm taking 106 to cover the \$100,000 that's necessary for that bill. (inaudible)"

Councilwoman Gilliam: "Okay, thank you."

Deputy Supervisor Stark: "Any other questions? Up to 775?"

Councilman Prusinowski: "I'm doing up to 774, including 774."

Deputy Supervisor Stark: "Okay, there's been a motion-- are you up to the vote?"

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

Resolution #775

Councilman Creighton: "This is a capital project adjustment for the South Jamesport boat ramp improvements. So moved."

Councilwoman Gilliam: "And seconded."

Jonathan Muller: "Moved and seconded."

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

Resolution #776

Councilwoman Gilliam: "I would respectfully ask that someone else move this Resolution."

Councilman Prusinowski: "I'll move 776. Approves site plan of the Sound View Golf Inc. So moved."

Deputy Supervisor Stark: "Seconded."

Jonathan Muller: "Moved and seconded."

The Vote: Gilliam.

Councilwoman Gilliam: "I vote no for several reasons. Initially for the same reasons that I voted no with respect to the change of zone and the approval of the golf course that there had not been adequate SEQRA studies done and that there was not specific reference to pesticide plans and exclusive language that would limit the uses within the golf course.

In addition to that, upon looking at the Planning Board's Resolution which recommends approval of the site plan and cross referencing that to the language in the site plan Resolution, I see some glaring deficiencies with respect to the excavation. Whereas the Planning Board had recommended that the excavation-- the proposed excavation of 118,000 cubic yards not be allowed but that is contained within the Town Board Resolution approving the site plan.

Also, the Planning Board had referenced that the conditions that had been recited in the change of zone Resolution approved by the Town Board would be condition within the site plan approval and, again, the Resolution approving the site plan does not reference that. For these and reasons previously stated, I vote no."

The Vote (Cont'd.): Creighton.

Councilman Creighton: "Would you-- I have a problem with the discrepancies between the site plan-- the Planning Board's recommendation and the Resolution at hand here. Would anybody like to resolve those discrepancies, specifically the clear recommendation of the Planning Board not to remove that 118,000 cubic yards and export them

from the site and the apparent language in our Resolution which clearly permits it."

Rick Hanley: "If you review the Planning Board Resolution, Frank, you will notice that it talks in terms of trying to maintain a balanced cut in fill on the site."

Councilman Creighton: "After it says that the proposed exportation of 118,000 cubic yards of excavated fill material not be allowed."

Rick Hanley: "Right. That was a recommendation from the Planning Board to this Board. Then it talks about a balance cut in fill which essentially means that every effort should be maintained to limit the amount of exported material on the site. And then it goes further to talk about any field conditions that might require exportation material would have to have a further approval by the Planning Board. I think that's in that Planning Board Resolution if you look further. Do you see that? There was discussion about that at the work session and the members of the Board that were there felt comfortable with approving a Resolution which did not obviate any possibility of fill being removed, but limited it to what was-- the amount of material that was expected to be removed on the site plan and further requiring a plan that this Town Board would have to approve in the future which would show how the material was to be removed, the frequency of removal, the duration of time of removal, and how they expect that to happen with a future decision by this Town Board."

So I think the intent was to have somewhat-- of some flexibility in terms of the developer being able to remove some material from the site."

Councilman Creighton: "Well, the way our Resolution reads-- "

Rick Hanley: "It doesn't approve it as 118,000 cubic yards of material allowed to be removed. It's suggesting and requiring that the applicant would have to come back to you as a Board and show a plan on how the material would be removed."

Councilman Creighton: "Well, it says that the total exportation of fill material not exceed 118,000 cubic yards."

Rick Hanley: "Right. That was the amount that the Planning Board

determined in the analysis of the grading plan that was submitted to them. The plan that the applicant submitted showed 118,000 excess material on the site."

Councilman Creighton: "And the Planning Board says they not be allowed-- "

Rick Hanley: "They recommend that it shouldn't be removed. That's correct."

Councilman Creighton: "We are basically saying that-- "

Rick Hanley: "That if you are satisfied with the plan-- "

Councilman Creighton: "Don't exceed the 118,000 cubic yards."

Rick Hanley: "And if you are satisfied with the plan of removal, you would consider allowing some removal not to exceed 118,000."

Councilman Creighton: "I would say this pretty well gives them a right to 118,000 cubic yards the way we've written it, subject to how and when."

Rick Hanley: "Right. Subject to a future decision by this Board on how and when."

Councilman Creighton: "Is there some way we can change that wording?"

Rick Hanley: "It's up to you, I guess, as a Board."

Councilman Creighton: "If the intent is to leave the decision on whether or not any can be removed and to the future approval of the Town Board, then there's no reason to put in there that it shouldn't exceed 118,000 on the Planning Board-- "

Rick Hanley: "That was just there to limit it so there is no more than 118,000. That's the reason for that sentence."

Councilman Creighton: "Well, I will tell you what."

Rick Hanley: "But it also suggests that-- "

Councilman Creighton: "I'm going to vote no. Let's not waste any more time on this."

Rick Hanley: "Fair enough. Harriet, as far as the other condition of the Planning Board which suggested that all the conditions on the change of zone be made part of this Resolution, that-- those conditions are in the body of the Resolution. It's not described generally; they are all described specifically within the body of the Resolution."

Councilwoman Gilliam: "But still in the event that-- "

Rick Hanley: "No, they're individually listed."

Councilwoman Gilliam: "I understand that. But usually there is some blanket language referencing the fact that the conditions that were stated in the change of zone-- "

Rick Hanley: "I decided to do it more specifically than generically."

Councilwoman Gilliam: "It doesn't change my vote."

Deputy Supervisor Stark: "Counsel, would you like to be heard on this?"

Allen Smith: "Mr. Creighton, I did not participate in the drafting of the Resolution. On behalf of the applicant, if you would like to drop any reference to the yardage-- "

Councilman Creighton: "We already voted, Allen. I'm sorry."

Allen Smith: "What I was about to say if you would like to drop any reference to yardage out of the Resolution, I have no objection."

The Vote (Cont'd.): Prusinoski?

Councilman Prusinowski: "I came late to the work session so I don't know what we agreed to. I'm going to abstain."

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

Resolution #777

Councilman Prusinowski: "Authorizes Town Clerk to call Public Hearing regarding off premises directional signs (inaudible). So moved."

Deputy Supervisor Stark: "Seconded."

Jonathan Muller: "Moved and seconded."

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

Jonathan Muller: "Is there a motion to pay the bills?"

Councilman Creighton: "I make a motion we pay the bills."

Councilwoman Gilliam: "And seconded."

Jonathan Muller: "Moved and seconded."

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

Deputy Supervisor Stark: "The Supervisor Elect for the Day has a Resolution that he would like to put in for this Board to consider."

Jonathan Muller: "I make this motion that the trolley does not ring its bell one quarter of a mile from Pulaski Street School because it is distracting to the children."

Deputy Supervisor Stark: "Is there a second to that motion?"

Councilman Creighton: "I'll second that motion."

Deputy Supervisor Stark: "He seconds it. Any discussion? All in favor?"

(Collective Response): "Aye."

Deputy Supervisor Stark: "Opposed? No."

Deputy Supervisor Stark: "Resolution 698, is that where we're at?"

Barbara Grattan: "Yes."

Deputy Supervisor Stark: "Awards bid for a portable air compressor. So moved."

Councilman Prusinowski: "And seconded."

Jonathan Muller: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Prusinowski, yes; Stark, yes. Resolution 698 adopted.

Jonathan Muller: "Thank you Mr. Stark and members of the Town Board for giving me the opportunity to be Town Supervisor and maybe I'll come back in 20 years and do it again."

Deputy Supervisor Stark: "He's after my job already. Okay. Are you waving at me or-- "

Steve Haizlip: "I want you to clarify something on 762. Do you want me at the mike or can I holler from here?"

Deputy Supervisor Stark: "Why don't you come up to the mike."

Councilman Prusinowski: "Waive parking meter fees for holiday season."

Deputy Supervisor Stark: "During the holidays, the merchants have requested that the parking meters be waived. They will be covered by a nice kind of holiday greenish type plastic bag tied with a bow so nobody will have to pay any quarters, nickels or dimes for parking."

Steve Haizlip: "Okay-- "

Deputy Supervisor Stark: "We do it on an annual basis, Steve."

Steve Haizlip: "Yes, only thing is it just didn't say in here the commencement of the holiday. But the clue is when you see the bag

on it, that will be it."

Deputy Supervisor Stark: "Unless you want to cut it open and put quarters in it, the quarters we'll take them every day. Okay, with no further objection-- "

Steve Haizlip: "You've got two here."

Deputy Supervisor Stark: "Yes, Henry."

Henry Pfeiffer: "Henry Pfeiffer, Wading River. First I'd like to compliment Supervisor Muller on the fine job he's done. A substantial improvement. I'd seek an increase in your wages."

One of the things I read last Friday in Newsday, somewhere between the comic strip and the obituary was a report by Dr. Lee Koppelman that I think merits the attention of the members of this Board. It referred to a study that he had done as Director of Planning for Suffolk County wherein he has recommended of the eight health centers that are in the County, that four of them be eliminated, two of them to be refurbished at the extreme west end of the County, and the one known as Riverhead Health Center, the one in Southampton, to be closed. And I think that it's important that we continue to have some sort of health service out here to the people who are less fortunate than us. This is the health center that serves all five east end towns, it is the only service out here and causes us to save money by not having these people over in-- "

Councilman Prusinowski: "Henry, it was funded in the budget."

Henry Pfeiffer: "It's funded in the budget?"

Councilman Prusinowski: "The budget that the County Executive signed, I believe it was funded. They restored the funding."

Henry Pfeiffer: "I'm happy to hear that. However, the threat is still there. You understand?"

Deputy Supervisor Stark: "The article is probably running about four weeks behind, too."

Henry Pfeiffer: "And what I would like Supervisor Muller to do, when he gets around here to appointing committees, that perhaps he come up with a committee, public relation or something like that, that would (inaudible) whoever is in charge of it, would affix their attention to such things as this, the welfare of the common folks, including common people like Steve and George, Bill and myself. Thank you."

Deputy Supervisor Stark: "Thank you. George, a quickie."

George Schmelzer: "See you got trouble filling (inaudible). I have noticed for several years, if you make a fill in very quick (inaudible) you are going to have trouble. So if you can do it any time in the future, you are going to put a pipe in the ground, let it be unpaved for at least several months, preferably until the following spring. Then dig up a couple of inches of sand and pave it over. You will have no trouble whatsoever. Works every time. I see it in the parking lots. They make new parking lots, they put in a sump for something, put in some loose dirt-- loose dirt and pave it over with asphalt. The following year you've got a drop about three inches. They don't compact it right. Maybe even put oil over it for the first year, let the cars run over it for one year, then put the thick blacktop. Be no trouble. You see it over and over again, really."

And, another thing I just thought of-- "

Deputy Supervisor Stark: "That was a quickie."

George Schmelzer: "I've got another quickie for you. Of course the Town Board never even noticed it until Steve discovered it that the switch was gone into Grumman. And Greenport got the carousel and here Grumman took all the traffic control equipment out of the Town, guess they auctioned it off for junk. What's the matter with the (inaudible). He's sleeping?"

Deputy Supervisor Stark: "They didn't want to give it to us."

George Schmelzer: "Are you sleeping?"

Deputy Supervisor Stark: "They didn't want to give it to us, George."

George Schmelzer: "What's the matter? Did you get them mad at you?"

Councilman Prusinowski: "It's in Florida."

Deputy Supervisor Stark: "All in Florida. Thank you, George."

George Schmelzer: "You won't answer me."

Councilman Prusinowski: "It's in Florida."

Deputy Supervisor Stark: "It's in Florida."

Councilman Prusinowski: "Please. It's in Florida. They don't want to give it to us. All the tower and stuff was stripped off and sent to Florida."

George Schmelzer: "They auctioned it off for junk."

Councilman Prusinowski: "You are right."

George Schmelzer: "Okay. How about the carousel? Greenport got it."

Councilman Prusinowski: "Well, we lost out on it."

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

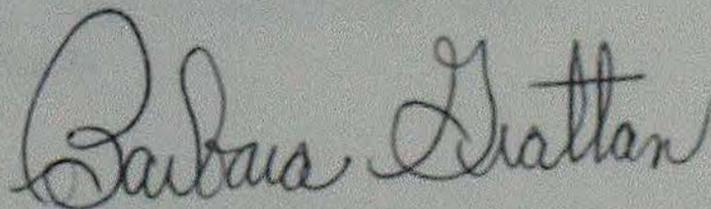
George Schmelzer: "Okay. You are very welcome."

Deputy Supervisor Stark: "Have a nice Thanksgiving."

George Schmelzer: "Thank you, Jim. Hope you have a good one."

Deputy Supervisor Stark: "And to everybody in the Town of Riverhead a Happy Thanksgiving and a safe and healthy weekend."

Meeting Adjourned: 8:00 p.m.



TOWN CLERK