

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead held in the Wading River Elementary School, Wading River, New York, on Tuesday, July 19, 1994, at 7:00 p.m.

Present:

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

Also Present:

Diane M. Koroleski,	Deputy Town Clerk
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Absent:

Joseph F. Janoski,	Supervisor
Robert Kozakiewicz, Esq.	Town Attorney
Barbara Grattan,	Town Clerk

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

Deputy Supervisor Stark: "At this particular moment, we have a ceremony to perform whereby a detective is being made a sergeant tonight and I would ask the Chief, the Lieutenant, the Sergeant and his wife and his family to come if they would like and the Town Board would join us up front."

Chief Grattan: "First of all I would just like to introduce Patrick Mulcahy, he's a Riverhead resident; he's been on the force for about six years I believe and he used to be detective (inaudible). Patrick Mulcahy, raise your right hand please."

(Patrick Mulcahy was sworn in as sergeant.)

Deputy Supervisor Stark: "Let the record show that the time is 7:04. I will open the Regular Town Board Meeting of July 19th and with your permission immediately adjourn it."

Meeting adjourned: 7:04 p.m.

Meeting reopened: 7:16 p.m.

Deputy Supervisor Stark: "We will now reopen the regularly scheduled bi-monthly meeting of the Town Board on July 19, here in Wading River. We certainly appreciate the hospitality that's always extended to us coming up here. I think, again, I will suggest that maybe we come up in September when it's a little cooler, but we do enjoy coming up here and we hope you enjoy having us here so as not to make your ride to a Town Board meeting the great distance that it is.

Is there a motion to approve the minutes of the July 5th and Special Town Board meeting of July 14th?"

Councilwoman Gilliam: "So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

REPORTS:

Receiver of Taxes

Total tax disbursement for 1993 -
1994 in the amount of \$44,721,294.41

Report of collections for June,
1994

Water - \$104,429.84

Landfill - \$134,613.46

Scavenger Waste - \$45,518.50

Total collection for the month of
June - \$284,561.80

Open Bid Report

Sports equipment and supplies
One bid was received from Plaza
Sports

Open Bid Report

For homogenized milk. One bid was
received from Arshamomaque Dairy
Farm, Inc.

Police Report

From Police and Juvenile Aid Bureau reports for the month of April, 1994

APPLICATIONS:

WLIX Radio - Barker Farm	To hold a music festival on August 20, 1994 from 8:00 a.m. to 11:00 p.m.
Site Plan	Amended site plan of Paraco Gas Corp.
Change of Zone	Change of zone application from Soundview Golf, Inc.
Special Permit	An amended special permit application for Edward Clark (Riverhead Country Mart)
Garsten Motors, Inc.	Tent sale for new and used cars from July 27, 1994 through September 14, 1994

CORRESPONDENCE:

Shepard M. Scheinberg, Esq.	Letter on behalf of Tanger Factory Outlet Centers and himself, thanking the Town Board for continued help in the realization and opening of the Outlet Center
Riverhead Merchants Association	Letter from Andrew Acard, President, stating that the Association is in favor of a change of zone to allow bed and breakfast facilities into the Town, as well as incorporating the zone to the downtown district
Howard Beplat	Letter congratulating all parties involved in the completion of the Town Beach Road Drainage Project

Southampton Town Clerk

Notice of adoption of Local Law No. 28, a change of zone application of the Long Island Center for Recovery

Local Law No. 29, amending Section 292-27, Fire Pump Capacity

Local Law No. 30, amending Article II, Chapter 164, Smoke Detectors

Local Law No. 31 - amending Section 312-36.2, Limited Parking on Narrow Lane

Notice of Public Hearing regarding Local Law amending Article X, Section 330-50 and Section 330-51 Structures on farmland preserved

Jesse R. Goodale III,
Chairman, Riverhead
Comprehensive Economic
Development Task Force

States draft report of US Naval Weapons Testing Facility at Calverton will be delayed, but has approved four recommendations for the site

Recommends the Town Board publicly support an air show to be held at the Navy site in Calverton Memorial Day weekend of 1995, and requests that a letter of support and any concerns be sent to the New York Air Show

Peter S. Danowski, Jr.,
Esq.

Bond for East End Commons in the amount of \$325,000, which is 5% of the site plan amount, asks that this bond be accepted in place of the certified check previously forwarded to the Town

Ernest J. Schimizzi
President, Video Voice

States they have been awarded an FCC license to establish a new cable television station, TV-23. He would like the station to be included in the Town Cable Franchise Agreement's list of stations that must be carried free of charge to subscribers

Doug Schmid

Outdoor Education Specialist with Western Suffolk BOCES Outdoor/ Environmental Education Program. Commends Long Island Maritime Heritage Society's programs and mission to increase maritime heritage awareness.

H2M Group

Regarding supply well #7-3. Recommends the Town Board schedule another 202B hearing for a new project cost of \$586,000. Recommends the hearing be held on August 2, 1994, and that the Town Board should consider awarding contracts that evening

Malcolm Pirnie

Presenting a proposal to assist the Town in evaluating alternative disinfection methods at the Sewage Treatment Plant

American Diabetes
Association

Requesting permission to hold a bicycle tour through a portion of Riverhead on Sunday, September 11, 1994

Deputy Supervisor Stark: "Thank you. At this time, let the record show that the time of 7:23 has arrived. Would the Clerk-- and before I do that, let me make a brief statement. Diane Koroleski is our Tax Receiver, your Tax Receiver. She is the Deputy Town Clerk. She has been filling in for the last couple of weeks while Barbara Grattan has been home recovering from surgery. We wish her again

well. I understand, and Chief Grattan's back there, I hope she'll be back with us very shortly. But, we, on the Board, thank Diane for stepping in in Barbara's absence and doing one fine job.

So, with that, would you read the Public Hearing for 7:05?"

Public Hearing opened: 7:23 p.m.

Deputy Town Clerk Koroleski: "I have affidavits of publishing and posting of a Public Hearing to be held at Wading River Elementary School at 7:05 p.m., on Tuesday, July 19, 1994, to hear all interested persons who wish to be heard regarding the amendment to Chapter 101 Vehicles and Traffic Article III Traffic Regulations, specifically Chapter 101-3 Stop and Yield Intersections."

Deputy Supervisor Stark: "This is a four-way stop sign. I believe Councilman Creighton knows about this in Jamesport and maybe he would like to explain the particular areas in Jamesport."

Councilman Creighton: "Yes, it's on Second Street and West Ave. The residents in the area have asked us to make it a four-way stop for safety purposes, and normally we would have waited and done this down at Jamesport, but because the heavy traffic is really in the summer, we've decided to do it as quickly as possible and that's why we're doing it here tonight."

Deputy Supervisor Stark: "Is there anybody at this particular moment that would like to comment on this particular Public Hearing?"

I declare the Public Hearing closed."

Public Hearing closed: 7:25 p.m.

Public Hearing opened: 7:25 p.m.

Deputy Supervisor Stark: "Let the record show that the time of 7:25 has arrived. Would the Clerk please read the Public Notice of the 7:10 Public Hearing."

Deputy Town Clerk Koroleski: "I have affidavits of publishing and posting of a Public Hearing to be held at Wading River Elementary School, at 7:10 p.m., on Tuesday, July 19, 1994, to hear all interested persons who wish to be heard regarding the amendment to Chapter 108-56.1, Penalties for Offenses Against Sign Provisions."

Deputy Supervisor Stark: "At this time, I would ask Councilman Prusinowski to explain this."

Councilman Prusinowski: "Currently as part of our Sign Ordinance, any business or individual who violates the Sign Ordinance puts up a sign without first obtaining approval from the Riverhead Town Board, is subject to a \$100 fine or (inaudible). We have found that this is totally inadequate and we're raising that fine to \$500. We're sending out a mailing to all sign makers that do business in the Town of Riverhead, who also (inaudible) Town of Riverhead. We did this a couple of years ago. We're sending out a copy of the Sign Ordinance, and the regulations and, hopefully, this will encourage people to comply with our Sign Ordinance and we can continue to develop Riverhead in an orderly fashion."

Deputy Supervisor Stark: "Thank you. Is there anybody in the audience who would like to speak on this particular subject of a Public Hearing? George? Briefly George. It's very, very hot here."

George Schmelzer: "Speaking of signs, you know, the Town stole my sign a few years ago and never paid me for it-- it had a permit, too. Going to continue that policy, stealing signs, at your own whim and desire?"

Deputy Supervisor Stark: "No, sir."

George Schmelzer: "Well, when ever are they going to pay me for that sign? Well, I see there's about 20 signs inside Stodsky Park, four feet by four feet advertising various businesses and clubs. They all have permits, do they? Or is that some sweetheart deals?"

Deputy Supervisor Stark: "I believe you are referring to the signs of advertisement that the Little League organization goes out to try and help raise some money to support the Little League teams and programs that we have in the Town of Riverhead and certainly, George, I'm not going to go over to Stodsky Park and find out if they

have got a permit or not."

George Schmelzer: "So you mean if-- "

Deputy Supervisor Stark: "There's too many baseball bats over there."

George Schmelzer: "Wait a minute. In other words, if anybody wants to put a sign up, all I have to do is give two bucks to the Little League and the sign stays there with no permit. Is that what you mean?"

Deputy Supervisor Stark: "You can probably have a sign?"

George Schmelzer: "Huh?"

Deputy Supervisor Stark: "You can have a sign out in left center field."

George Schmelzer: "Right now, in front of your house, anywhere along the road, as long as you give some money to the Little League, huh?"

Deputy Supervisor Stark: "You get the sign and you get a free (inaudible) from George Schmelzer."

George Schmelzer: "No. You're whistling a little bit."

Deputy Supervisor Stark: "Just like Ebbets Field."

George Schmelzer: "What?"

Deputy Supervisor Stark: "Just like Ebbets Field years ago, Abe (inaudible) if you hit there, you got a free suit from Abe-- "

George Schmelzer: "No. I'm talking about signs along the road. That's what this Hearing is about."

Deputy Supervisor Stark: "That's right."

George Schmelzer: "You mean if I just give two bucks to the Little League, the sign's okay, no permit?"

Deputy Supervisor Stark: "This Hearing is not about signs alongside the road. This Hearing is, if you do put up your sign and you have not gotten a building permit to put the sign up, you are subject to a \$500 fine rather than a \$100 fine. And that's what the Public Hearing is about."

George Schmelzer: "Well, I'm asking you a question and you didn't answer it."

Councilman Prusinowski: "No. There's no sign (inaudible) required for the Little League signs."

George Schmelzer: "How come?"

Councilman Prusinowski: "Because we said so."

Deputy Supervisor Stark: "The Board waived-- "

George Schmelzer: "Because you said so?"

Councilman Prusinowski: "The Board waived it."

George Schmelzer: "Arbitrarily, huh?"

Councilman Prusinowski: "Because those signs are temporary. They come down after the season."

George Schmelzer: "When do they come down?"

Councilman Prusinowski: "When the Little League season is over."

Deputy Supervisor Stark: "About two more weeks."

George Schmelzer: "Oh yeah? They put a new bunch in every year, a new bunch comes in?"

Councilman Prusinowski: (inaudible)

George Schmelzer: "Well, what about-- you never heard about freedom of the press, freedom of speech? What's the trouble-- "

Deputy Supervisor Stark: "George, the topic of this Hearing is

the \$500 fine versus \$100 fine. Are you in favor or against?"

George Schmelzer: "I'm against it."

Deputy Supervisor Stark: "Okay, thank you very much."

George Schmelzer: "Leave people alone."

Deputy Supervisor Stark: "Okay."

George Schmelzer: "Yeah. How about traffic signs?"

Deputy Supervisor Stark: "Thank you. Is there anybody else who would like to comment on this? Yes, sir." Thank you, George."

Larry Oxum: "Good evening. Larry Oxum, Riverhead Real Estate. We're located on Main Street in Riverhead. Very much in favor of this type of enforcement. Signs have seem to become a little rampant in the Town. I would also encourage enforcement in addition to just levying a larger fine."

Deputy Supervisor Stark: "Thank you. Is there anybody else wishing to speak on this particular topic of this Public Hearing?"

If not, I declare the Public Hearing closed."

Public Hearing closed: 7:29 p.m.

Public Hearing opened: 7:30 p.m.

Deputy Supervisor Stark: "Let the record show that the time of 7:30 p.m. has arrived. Would the Clerk please read the public notice of the Public Hearing of 7:15."

Deputy Town Clerk Koroleski: "I have affidavits of publishing and posting of a Public Hearing to be held at Wading River Elementary School at 7:15 p.m., on Tuesday, July 19, 1994, to hear all interested persons who wish to be heard regarding the amendment to Chapter 52, Building Construction Section 8.2 Land Clearing Permit of the Riverhead Town Code."

Deputy Supervisor Stark: "This particular Public Hearing, we have found some gray areas in our codes where when site plan approval was given, matter of fact, I believe our Building Department head is here, Mr. Ray Wiwczar. Why don't you come on up to the microphone and help me (inaudible) through this.

Once we give site plan approval, then with some understanding that the developer could immediately go in and start clearing the land. We came to a-- some said yes, some said no. Ray was one that said absolutely not. He brought up some very good points. The Town Attorney brought up some very good points on the other side. So what we've really done is brought the two of them together. You may get a site plan approval, but you're not going to put a bulldozer in the ground until the Building Department issues a building permit so, therefore, we don't end up with a gorgeous piece of land being bulldozed and sitting there for "x" number of months or years waiting for some developer to come along.

The site plan inherently puts a value on the land so that the person or owner of the land could sell. And many developers have said that they would like to clear their land in order to improve it to be able to sell. We feel that the approval of the site plan is in value itself and it shows the future purchaser what they may be able to do with that land. And, Ray, do you have anything to add to that? That's basically about where we are."

Ray Wiwczar: "Yeah, well-- Ray Wiwczar. The purpose of this was so that they didn't clear land and just for getting rid of the topsoil or sand or anything like that and then leave the land barren like we had with the Warsaw complex and they don't have a building permit."

Councilman Prusinowski: "How long ago was that cleared?"

Ray Wiwczar: "About six, seven, years ago."

Deputy Supervisor Stark: "Oh, more than that."

Ray Wiwczar: "More than that."

Councilman Prusinowski: "Thirty years ago?"

Ray Wiwczar: "Well, 30 years ago, they cleared the pond and then they made the Warsaw Plaza out of it and had to develop it."

Deputy Supervisor Stark: "Ray brings up a very example in if you have any idea where the cauliflower auction block is. Right next to it used to be a natural pond. A developer came in and cleared that land, filled that pond in, and then the county subsequently had to spend thousands and thousands of dollars to try and control the drainage on that particular corner of Mill Road, Pulaski and Route 58 simply because that pond was in itself a natural draining area."

So these things we're trying to bring together so that we just don't have the land demolished and waiting for somebody to come along and buy it."

Ray Wiwczar: "The purpose is that they have an ultimate goal when they get their site plan approval."

Deputy Supervisor Stark: "Thank you, Ray. Don't go too far because the next one I think is in basically the same area."

Is there anybody that would like to comment on this particular-- yes, George?"

George Schmelzer: "You mentioned a pond by the cauliflower block. When it was happening, I called up Tom Costello, I said that the Town owns that pond, you can stop it. They didn't. Nobody said a word. Nobody stopped it. So it's the Town's own fault itself."

Deputy Supervisor Stark: "I would totally agree with you, George. Somebody years ago was very remiss in allowing the pond to be filled in."

George Schmelzer: "The Town owns it by the deed from the Town Trustees of Southold in 1965. All the ponds within the (inaudible). And they let it go, so, and also the county-- "

Deputy Supervisor Stark: "I'm not going to challenge you on that because I know you know your history."

George Schmelzer: "When the county built the road, they didn't even bother to get a drainage easement there. That was careless, too."

And they could have got an easement right away when they started building. Nobody did a damn thing, so that's what happened. And, maybe the Town still owns the pond under the ground there."

Deputy Supervisor Stark: "Thank you, George. Is there anybody else who would like to comment on this particular Public Hearing?"

If not, I declare the Public Hearing to be closed.

Public Hearing closed: 7:35 p.m.

Public Hearing opened: 7:35 p.m.

Deputy Supervisor Stark: "I would ask the Clerk to read the-- let the record show that the time of 7:35 has arrived. Would the Clerk please read the Public Notice of 7:20?"

Deputy Town Clerk Koroleski: "I have affidavits of publishing and posting of a Public Hearing to be held at Wading River Elementary School at 7:20 p.m. on Tuesday, July 19, 1994, to hear all interested persons who wish to be heard regarding the amendment to Article XXVI Zoning, Chapter 108-129 (C) Permits."

Deputy Supervisor Stark: "This 108-129 (C) basically reinforces the Chapter 52 of the Zoning Ordinances. It actually strengthen this so they actually tie in together, so they run hand in hand. I'm not an attorney but I do understand that they run together. So if anybody would like to comment on this one, I certainly recognize them at this particular point.

Without objection, I declare the Hearing to be closed."

Public Hearing closed: 7:36 p.m.

Public Hearing opened: 7:36 p.m.

Deputy Supervisor Stark: "Let the record show that the hour of 7:36 has arrived. Would the Clerk please read the notice of Public

Hearing for the 7:25 hearing?"

Deputy Town Clerk Koroleski: "It was 7:30. 7:25 was postponed to August 16th."

Councilman Prusinowski: "Paraco Gas?"

Deputy Supervisor Stark: "Paraco Gas?"

Deputy Town Clerk Koroleski: "No, that's 7:30. I have affidavits of publishing and posting of a Public Hearing to be held at Wading River Elementary School, at 7:30 p.m., on Tuesday, July 19, 1994, to hear all interested persons who wish to be heard regarding the special permit application of Paraco Gas Corporation to establish a propane storage and distribution facility on Kroemer Avenue in Riverhead."

Deputy Supervisor Stark: "Is there anybody here present that represents-- Richard?"

Richard Israel: "Hi, good evening. My name is Richard Israel. I represent Paraco Gas as their agent. Basically we are in front of you at a Public Hearing to see if there is any comments. We have been in front of your Planning Board. We've been in front of your Architectural Review Board. We've been in front of the DEC. We have a DEC permit on this particular project. We've brought all of the things in line to come to this stage.

If the Board has any questions, we do have a site plan. We'll entertain or answer any questions from the audience."

Deputy Supervisor Stark: "Richard, if you could just stay up there, we'll see if anybody has any comments. Is there anybody that would like to comment on this particular Public Hearing tonight? Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. In all my experience working with gases, (inaudible), oxygen, and so forth on, (inaudible) storage facilities, where they have been stored, there's safety measures that should be taken in case of bad valves, leakage, seals, what they call a sniffer, so that we don't suddenly have someone go into a storage area, turn on a light switch to see what he's doing, and we all go up. Just like the car did on the railroad there. It

-- that was only a spark and it was a slight leak, and boom, the Town was on fire that night. So that's my concern, fellows."

Deputy Supervisor Stark: "Thank you, Steve. Would you like to make a comment on that?"

Richard Israel: "The plan basically meets an FPA code 58 which takes into all his concerns of there are double check valves, triple check valves, everything that is necessary. We've met with the Fire Department of Riverhead, we've actually amended our plan so that if there ever is an accident at this plant, they will be best prepared to handle it and actually Paraco will give the Fire Department of Riverhead a training course of what to do if there ever is a problem.

Paraco has several other facilities; they have their own safety team that goes around to each facility and that's actually who would teach the course to the firemen and they are very conscious of safety and they have never-- I don't believe had any problems in any of their existing facilities."

Deputy Supervisor Stark: "Anybody else who would like to comment on this particular Public Hearing at this particular time?"

If not, I declare the Hearing closed."

Public Hearing closed: 7:40 p.m.

Deputy Supervisor Stark: "Without objection of the Board, there is an open Public Hearing that was the June 21st meeting. In the absence of Rick tonight, who was supposed to explain this, I will leave it open until the August 7th meeting. Any objection?"

Councilman Creighton : "No."

Councilwoman Gilliam: "No."

Deputy Supervisor Stark: "So moved."

Deputy Supervisor Stark: "At this particular time, this concludes

the Public Hearings we are going to do this evening, and the Board would recognize anybody who would like to speak on any subject at any time. Yes, sir."

Rolf Koesling: "My name is Rolf Koesling. I'm from Wading River, About two years ago, we started a garbage collection and Mr. Prusinowski and everybody promised us a cleaner community. I don't know about the rest of the community, but I know about Wading River. And we got a dirty Wading River, especially down on the east end. People don't know how to read. They put in recyclables on paper day; paper, recyclable days. They throw their garbage out. It's mixed. The garbage man doesn't pick it up, etc., etc."

Now, I'm sure we have a Code Enforcement Officer. How come this goes on? I mean, two years. You had time to get your act together. What about it?"

Deputy Supervisor Stark: "Victor, please."

Councilman Prusinowski: "Well, -- (inaudible) person in the Sanitation Department is going to go on the road with Mr. (inaudible) and Richard Gazinski (phonetic). We'll begin an education program again September. We just had a round of advertisements for our recycling program."

Over all, we did have some isolated problems around Town, and you are right, the carters will not pick up if you don't present it right to the curbside. And what we generally do is we follow it up with a warning sticker on the garbage and then if they don't comply with that, then we issue a summons and we start the fine process and we've been doing that.

What we used to do, I'll be very honest with you, we'd go around and just pick it up and we stopped doing that because we found out, believe it or not, that we had a bunch of people that took advantage of us, and didn't care because they knew we'd come by and like nice guys, pick it up."

Rolf Koesling: "That's right."

Councilman Prusinowski: "So, we're going to go through this for a little bit while longer and now we are starting the fine process,

handing out fines and summonses."

Rolf Koesling: "Well, the education process, the hell with it. They've had two years. A \$500 fine and they'll learn."

Councilman Prusinowski: "You are absolutely right. And you know for a while there, we were actually going down-- John would send the guys down there, just pick it up and say, you know, they made a mistake. But lo and behold now, we have a list of what they say in Casablanca, usual suspects? And they got that they were taking advantage of. And it's unfair to the rest of the neighborhood who is complying. And, you are right. And you drive down the road and it looks like a-- "

Rolf Koesling: "It does. I mean I keep the place clean. I live on North Wading River Road. I keep my section clean and instead of riding around, park the car by (inaudible) and walk the roads up and down. You'll make enough money to give you a raise."

Councilman Prusinowski: "People may have problems, people that may have physical disabilities, or other special circumstances and when they call us, we will individually take care of them as our judgment warrants. Okay. We understand that people physically can't get the stuff back and forth."

Rolf Koesling: "I understand that, too."

Councilman Prusinowski: "We got a lot of characters."

Rolf Koesling: "We got a lot of them like that."

Councilman Prusinowski: "We have a lot of characters and I'm using that word, character, instead of-- "

Rolf Koesling: "Okay. Thank you."

Deputy Supervisor Stark: "Thank you, Rolf. Yes, ma'am."

Deborah Brehm: "Hello everybody."

Deputy Supervisor Stark: "State your name and where you are from."

Deborah Brehm: "Hello everybody. Deborah Brehm from Riverhead. I own Brehm's Deli on East Main Street. As you know, we collected petitions. I want you to know that myself, the residents, the community all of us business owners are thrilled that you are embracing this and that you want to make it fly. And that's something that we will always remember you for. So, and if you need any help from us, we're there, and we'll tie it all up-- we'll tie it in.

Anyway, another thing I want to bring up is down on Main Street, there's a building which I think all of us has seen that has been painted pink. And it's horrendous. And we would really like to see you folks maybe, or, talk to us about-- sure, something that we can come up with to prevent that."

Councilman Prusinowski: "Well, the Merchants Association has been down there, (inaudible) and Tuccio has been down there. Mr. Tuccio even agreed to volunteer to pay for the painting of the building. I've been in the midst of these conversations and quite honestly, he has not cooperated, there's a bad attitude, and the Town of Riverhead does not have a law that says you got to get permission from us. He does not have a filed site plan so he's not in violation of the site plan. We asked him to cooperate and he has not, so I think, you know, it's the community has to put pressure on him.

However, in an unrelated matter, the Building Department went down there with the Fire Inspector and he's got numerous violations that have to be corrected down there, too, so, he's got approximately 70 building and fire plus he had people living in the second floor and the Town of Riverhead will prosecute that to the fullest extent of the law."

Deborah Brehm: "In order to avoid this from happening in the future, we all know about Mr. Tuccio and his properties, but in order to avoid this happening in the future, could you advise us as a community what we have to do in order to get a law in place?"

Councilman Prusinowski: "Well, we have a site plan process-- "

Deborah Brehm: " -- to prohibit that?"

Councilman Prusinowski: "-- and we have an Architectural Review Board, and since I've been on the Board since 1980, this is the first time that I've ever seen something like this happen. You know, we could

be like Southampton Village which you have to get permission from the town Village to repaint your building, even if you want to repaint it."

Deborah Brehm: "I'm sure we can come up with something."

Councilman Prusinowski: "Well, that's what they do in Southampton Village and in East Hampton, I believe, and in Sag Harbor. So we can amend our site plan process and our Architectural Review Board procedures, but it's a lot of rigorous regulations and on the other hand, the business community is going to say, wait, if I have to just repaint the front of my store, why do I have to get permission from the Town? So it's something we should talk about as a community."

Deborah Brehm: "Yes. I think so. I'll talk to you further about it because I think that we can come up with-- that we can do better."

Councilman Prusinowski: "But I do know the Merchants Association, the members of the BID, several members from the business community on Main Street, all go down and talk to the gentleman and, you know, we tried to ask his cooperation."

Deborah Brehm: "It looks like-- "

Councilman Prusinowski: "The Community Development Office sent him applications for the facade program, we were willing to have him participate in our downtown facade program and we got no response from that either."

Deborah Brehm: "Well, I'm sure we can do better. Like I said, it looks like a bodega of Brentwood."

Councilman Prusinowski: "-- the latest that I heard, you could ask Nancy, I think it's in the story in the News Review, I don't know what the latest is, but did he make up his mind? Is he going to repaint it?"

Nancy: "I don't think he's decided yet."

Councilman Prusinowski: "He hasn't decided yet."

Deborah Brehm: "He probably has property in Brentwood also."

Deputy Supervisor Stark: "The Town Attorney is looking into how we could legislate it-- that not occurring again. Is there anybody else? Yes, sir."

Jim Pase: "Jim Pase, Wading River. I represent the Lions Club of Riverhead and I'd like to just read a letter concerning the Okeanos."

Dear Members of the Town Board of Riverhead:

On July 18, 1994, the Executive Board of the Lions Club of Riverhead discussed the feasibility and benefit of the Okeanos project to be located in Riverhead, and its effects on the Riverhead community. The Board unanimously voted in favor of recommending that all Town Board members fully support this project.

The Lions Club understands the support of the Board includes providing for Okeanos and guaranteeing a portion of the bonds.

Projects such as Okeanos will only enhance and improve the quality of life that we currently enjoy in the Town of Riverhead. The Okeanos project is a cornerstone to the successful revitalization of the Downtown Business area.

Thank you."

Deputy Supervisor Stark: "If you would like to give that to Diane, we will make that part of the record. Thank you very much. Helga?"

Helga Guthy: "Hi. I'm Helga Guthy from Wading River. I'd like to ask what this change of zone is on the Soundview Golf Inc. on the applications. Is this in Wading River on Bayberry Road or Dogwood?"

Councilman Creighton: "I think this is west of the farm lane roads and what it does is modify an existing approved build out by reducing the number of houses that were approved to go in on the open land, I think by about 100 units, and substituting, therefore, a golf course. So they are taking a pre-approved subdivision and exchanging some of the houses that were approved for a golf course, so it will be more attractive and marketable."

Helga Guthy: "How does this go along with our Hamlet Study? If it's zoned for residential, is this-- I mean is that what it was and

they're just now wanting a golf course there?"

Councilman Creighton: "I believe that's the application to change the zone to permit it."

Helga Guthy: "Have you people decided on doing this already or is this just-- "

Deputy Supervisor Stark: "No, this is calling for a Public Hearing."

Helga Guthy: "Okay."

Councilman Prusinowski: "No. It's not even doing that. I don't think we're calling for a Public Hearing."

Helga Guthy: "Can we still count on your support of our Hamlet Study and-- "

Deputy Supervisor Stark: (inaudible). Like we said, we beat them in court twice."

Councilman Prusinowski: "I have to tell you that a plan like this makes sense for a community. When you eliminate residential housing in this town, you should be in favor of a golf course and I'll tell you why. Because the number one to our threat to our livelihood on Long Island today is the school taxes. So any time you can eliminate residential houses, single family houses in this town, you should think long and hard for that because that's the most expensive development we have in this town."

Helga Guthy: "We feel the same way you do but you also know how strongly we feel about starting any changes in the Hamlet Study."

Councilman Prusinowski: "The Hamlet Study (inaudible) and if we are going bankrupt because of the school taxes, and there is a way that we can help that by amending-- you know, this is different than (inaudible) Wading River, if we can eliminate 50 or 60 homes (inaudible) in exchange for a higher tax base-- "

Helga Guthy: "I understand what you mean, Vic, but do you understand you are also asking us already to change the zone next to King Kullen? Now this is-- don't you understand? I mean this is the second

thing already coming along. Everything has a good reason."

Councilman Prusinowski: "But, Helen. We're not asking to (inaudible). These are applicants that are coming in and-- the Seven-Eleven wanted to stay open 24 hours a day. We said no. This was what we as a community wanted. We went to court and we won the first round. What I'm saying is the last challenge that we had was Okeanos and everything-- the last thing we have for the rest of this town is residential development. And that's the point that's become critical because I don't see the school taxes going down. I see the school taxes going up. And all we're doing is declaring the agency on this anyhow and there will be two or three Public Hearings and part of the environmental impact statement that is going to have to address concerns like that."

Helga Guthy: "Okay."

Councilman Prusinowski: "I'm not saying that we should change, but it's something that we should consider. Many times I hear something like that, to me it makes a lot of sense."

Helga Guthy: "No. It's a very hard choice but, you know."

Councilman Prusinowski: "To me it's an easy choice."

Helga Guthy: "For us, too, as well."

Councilman Prusinowski: "-- as far as I'm concerned, because I (inaudible). And we can do all we can now on this side, but, you know, when the school-- our budget is \$46,000,000 and going up and I don't even know what it is up here, probably the same, \$35,000,000 to \$40,000,000, \$50,000,000 whatever it is. That's the number (inaudible). And people can't afford to live here. So maybe if we eliminate 50 or 60 houses and put a golf course there, maybe as a community we should take a look at it. I don't even know the-- I don't care, whatever it is. It's just a thought."

Helga Guthy: "Okay. All right. I also wanted to thank you. Apparently the Buildings and Grounds Department has been very cooperative with trying to do something about the graffiti, especially at Bayberry Park. For some reason, the past two years, it's gotten atrocious."

Councilman Prusinowski: "If we knew who they are, we have a law

and it's put on the books about eight or nine years ago, which I-- "

Helga Guthy: "Well, in our neighborhood, we're on the lookout and we're hoping pretty soon to try and trap someone."

Councilman Prusinowski: (inaudible) "-- not only is a fine, but it's retribution. They have to go repaint the actual-- so if we know who they are, they pay a fine, but they also have to go out and repaint the facilities that they-- "

Helga Guthy: "I think that's the best solution. I just want to thank you for your support."

Deputy Supervisor Stark: "Make the parents repay, too. Jessie."

Councilman Creighton: "Just for the record, the application reduces the number of houses from 218 to 140 and uses 135 acres freed up for the golf course. It has to go to the Planning Board. It will have to come back to the Town Board. We will have to have a Public Hearing, so there's a lot of process that it has to go through before anything is done on this."

Jessie Tomlinson: "Good everning. My name is Jessie Tomlinson. I live in Wading River. I want to bring up the subject that's been around for quite a while, but before I do, I wanted to mention something about the garbage collection that the gentleman brought up before. Aside from the problem that he indicated, I have had a problem myself and that is they just don't seem to put the cans back where they got them from and I search sometimes in the neighborhood because they just throw them in the middle of the road, and if they do that in the morning, by the time I come home at night, you really can't find it. And then many times the covers are damaged because they are in the street. So I think-- "

Deputy Supervisor Stark: "I've asked Councilman Prusinowski-- the carters and he promised he's going to have them in a meeting (inaudible) within the next week or 10 days to address that particular subject directly."

Councilman Prusinowski: "Well, there is a procedure in the contract, Jessie, which specifically tells them how to pick up and put the cans back and we also pay them after the fact. We always owe one

month. So we did it to one guy already. We held up a check for like eighty something thousand dollars and got his attention real quick. So we sent out warning letters. John has talked to all the drivers. We're going to have the drivers in. The Town Attorney had drivers from three companies-- the Town Attorney to go over that contract again and it will be grounds for taking them out and getting another service. You're right. And even in my neighborhood, it's got to stop. And most people work during the day and they don't get home until five or six o'clock and the cans are all over the place. It has got to stop."

Jessie Tomlinson: "Okay. Thank you."

Deputy Supervisor Stark: "Especially if there's a wind."

Jessie Tomlinson: "Especially if-- "

Deputy Supervisor Stark: "You get a heavy gust of wind, they are going to be all over."

Jessie Tomlinson: "Right. The subject that I wanted to bring up tonight is one that's really been around for a very long time, and that is the proposed Wading River ferry at the Shoreham nuclear power plant site. I don't know whether you are aware of it or not, but the Suffolk County Planning Commission was directed to prepare a report concerning the feasibility of this site, and the report came through with a very positive recommendation that, yes, it probably is a good idea. The report was done very poorly and what was done was taking records from all the previous studies that had been done. I was on the first one which was in 1981, which was called by the Governor at the time.

Now, the problem with this site has not changed and the problems are many. But now that they have gotten this recommendation, the County Executive is in favor of a ferry at that site and they were pushing Lilco to allow them to allow a ferry site operation at their facility. But now there is a resolution-- there was a resolution before the legislature to study this by the County Budget Review Office to finally come to some conclusion whether it's economically feasible, environmentally and so on. And what I would ask the Board to do while it is a hot issue again, several years ago, a previous Board did write to the County Executive and the State Governor and so on, opposing a ferry site at that location, and I would ask you to please study this again and, hopefully, send a letter because one of the things that is very important

is government official input. Lilco is playing a game. I never trust what they say, and they keep saying that if the neighboring districts are in favor of it and there's public support, then they might consider it. That they don't want to stick their neck out.

But I think if the County Executive understands that the Town of Riverhead which would be the, I hate to use the word beneficiary, they'd be the victims of this site, because the traffic-- there is no end to what this would do to our community, even though it's at the borderline of Riverhead and Brookhaven.

So, I really would appreciate it if you would give this thought and write to the parties involved."

Deputy Supervisor Stark: "We did a resolution, I believe, (inaudible) less than a year, a year and a half ago. It may be time, Jessie, for us to reinforce the commitment that we gave in that particular resolution."

Jessie Tomlinson: "Yes, I think you should."

Deputy Supervisor Stark: "If you will remind, we will discuss that at the work session next week and see what the Board's pleasure is as to developing another strong opposition resolution."

Councilman Prusinowski: "I believe our two east end legislators are with us on this one."

Jessie Tomlinson: "Yes, in fact Gregory Blass and Michael (inaudible) whose district would be involved, have maneuvered this resolution so that there would be a study. I think it's supposed to take three or four months, and, of course, it's always a gamble when you do this but if they really do a proper study, there is no way that this could economically benefit and community and it could also destroy what we have. Thank you."

Deputy Supervisor Stark: "Thank you, Jessie. Yes, sir."

James Muir: "Good evening. My name is James Muir. I live at 6 Grant Drive, Aquebogue. I am making reference to the Seven Ponds estates the developer Saland and the AHC housing development's proposal. I would presume that this is a dead issue based on the lack of need and the wetlands environmental issues. I would like the Board to make a

comment if they possibly can."

Deputy Supervisor Stark: "We have instructed our community development director, Andrea Lohneiss, to contact the state agency. Usually it would be a very, very rare case if they would grant an application for affordable housing without the participation of the Town condoning it, you know, backing it. At this particular time although we haven't formally discussed it or taken a formal vote, I don't recognize any support for it as of right now in that particular location. There is another one being considered up on, what do you call, Wading River, Manorville Road? Kay Road (phonetic). In back of Kay Road that's being talked about, we have made no official decision (inaudible). Seven Ponds is (inaudible). We read it in the newspapers and I can assure you that the status is that it is a dead issue."

James Muir: "I appreciate it. I would like the Board just to know there is a considerable number of names on that petition against it. Thank you much."

Deputy Supervisor Stark: "Katherine?"

Katherine Casey: "Kathy Casey, Wading River. Hello, it is nice to see you all."

Deputy Supervisor Stark: "Kathy, good to see you."

Kathy Casey: "I want to go on the record for saying I disagree wholeheartedly with any change of zone in Wading River. I believe once we do it, we're dead in the water with all our other fights that we've been through."

I also just want to go on record for saying that I concur with Mrs. Tomlinson in that the Town continue its fight against the ferry and support us in our stand on that.

And I also would like to bring up a thorn in the side of the community of Wading River for it must be about 12 years now, which is the Swan and the Peach. I mean the building. It's just absolutely ludicrous. I've seen a for sale sign. I would like to know if it's possible-- we have discussed this when I was an active member of the Recreational Advisory Committee, possibly the Town acquiring the building, perhaps turning it into a recreational facility and/or-- a

couple of suggestions were also made to me today in discussing it with some of the residents. Perhaps a sub-- what would you call it? A sub-office for the police department or (inaudible). I understand in terms of its abilities to be used by the community and I was just informed recently that apparently when even, I believe it's the Cub Scouts go to meet here in the school, they have to pay a fee to be in the school and perhaps maybe that would be another thought in terms of usage.

I would just like to go on record to request very strongly that the town look into possibly acquiring the building and the property, but I would also like us to know exactly what it's going to take to get that building into usable condition simply because last I was in it when Mr. DeMichele (phonetic) was working on it, which right now has got to be three or four years ago, there ain't much in there. So I think the picture needs to be looked at."

Deputy Supervisor Stark: "And maybe if we were to consider buying it, that may be to our advantage-- "

Kathy Casey: "Well, we've been playing musical chairs with this for so long. At one point we looked at possibly the town condemning the building and tearing it down. I think it's getting out of hand and I think Wading River-- and thanks to your help have tried, but I think Mr. DeMichele obviously and with the for sale sign, I presume has thrown in the towel."

Councilman Prusinowski: "You've got (inaudible) so if we go ahead and do the Public Notice and the notification process and (inaudible). I can assure you the (inaudible). Everytime we're in the eleventh hour, (inaudible) and talks us out of it, so-- ."

Kathy Casey: "Well, I think again, I think we should really seriously look into it but I think we should also look at it from an engineering standpoint and what the cost would be to make it usable and attractive. Okay. Thank you very much."

Deputy Supervisor Stark: "Yes, sir."

Sandy Sanchez (phonetic) "Good evening. Sandy Sanchez, Calverton. It's been approximately nine months since I've been here before the Board. I'm just wondering how Dick Ehlers is doing with Cablevision and the violations of their franchise."

Councilman Prusinowski: "I just spoke to Dick today about it. He said we have a communication, quite frankly that's unacceptable to us from Cablevision and he's coming to the work session next week to talk about it and if you would like to be present at that meeting you can get more of an update because he's going to inform the Board.

Also, our franchise agreement runs out in June."

Sandy Sanchez: "I know that."

Councilman Prusinowski: "And we've already been contacted in the Town, I know I got a call from a media company in New York City who is asking us are we going to go out to bid (inaudible) and, that's probably what will be discussed Thursday at the work session and Dick has some ideas on that, too. There's nothing like a little competition to stir the pot."

Sandy Sanchez: "That's right. Unfortunately, I will be away for approximately a month."

Councilman Prusinowski: "Well, at that time, once we get the update specifically because he's bringing in the whole file-- and all I can tell you is that the letter we got from Cablevision (inaudible) our senior citizens discount and we had-- so far and agreement (inaudible) they are claiming now there's been an amendment to the federal law and they have to lower all their rates and I saw a slight reduction on my bill, but they're claiming that since they have to lower all their rates across the board, that it affected their ability to make a discount for seniors and, you know."

Sandy Sanchez: "Well, Vic, actually Vic, this is not a senior problem and it's not your problem with the seniors only. It's a problem that they were supposed to have 25 channels and that's the minimum number of channels."

Councilman Prusinowski: "Oh, yes, right. Yes, and we have an on-going dialogue with them. What they're contending is, and we don't agree with it, and that's why East Hampton took it to court. There's a decision pending right now in front of Judge Hurley right now, Supreme Court, and we're anxious to get that ruling because that (inaudible). They claim that the federal law will void that. That part of their franchise agreement and we're saying it didn't. East Hampton said the

same thing. They are in Supreme Court now, and Judge Hurley is going to be ruling on it I understand shortly. Once that comes down, we'll see what it says. They are claiming the new federal law voided that whole 25 channel basic agreement that we have."

Sandy Sanchez: "I don't think Congress knew what they were passing anyway at the time."

Councilman Prusinowski: "No. They didn't. In fact, there's about six bills I understand now in Congress that they want to change the whole law now (inaudible). And what happened is you have Home Shopping networks now that are must carry because they have local FCC license. I don't think that's what Congress had in mind when they-- this is one little aspect."

Sandy Sanchez: "Right. Well, the other part of the franchise that they haven't lived up to is that they cannot charge any more to the people in Riverhead than they charge to towns in the east end. And they have been doing that all the time. So that's just another one. You've got about five items that should have been addressed."

Councilman Prusinowski: "Yes. Every item that we've brought up they've come back and said (inaudible) federal law. So they are using it as a crutch, except when it helps them. Then they said that the federal law doesn't apply. So I don't know. That's why East Hampton took them to court."

Sandy Sanchez: "Well, have you ever seen the letter where they admit that they were in violation of the franchise? It's in your file."

Councilman Prusinowski: "That they admit that they-- they sent us a letter in September. I haven't read all the letters in the file, so."

Sandy Sanchez: "Well, in '92, when Joe Janoski sent them a letter, they answered his letter by stating that they knew they were in violation -- basically, that they knew they were in violation of Article 8 in the franchise-- ."

Councilman Prusinowski: "I haven't seen that letter-- "

Sandy Sanchez: "I don't know if you have it in the file. That's another part of the problem."

Councilman Prusinowski: "Well, the franchise is up in June. So we're going to talk about-- get some advice-- "

Sandy Sanchez: "Well, you see the Dolans (phonetic) in there, what they are doing to the town is they have basically so much money has disappeared, that the people have been taken away from the people and the people have been paying this money and are we going to try and get that money back?"

Deputy Supervisor Stark: "Sir, we have to try to fight it. It's a long legal battle. We have not given up. It probably will end up in court and we could debate it all night long."

Sandy Sanchez: "No. I'm not trying to debate it, I'm just bringing things up because there are things that may slip between the cracks."

Deputy Supervisor Stark: "Our attorney, Mr. Ehlers is on top of it. I think a lot of it is waiting on this decision."

Councilman Prusinowski: "Right. We had the Supreme Court decision -- the federal Supreme Court and I understand he's very close to a decision. I'm, sure he's doing a lot of research before he reaches a decision. That was the crux of the East Hampton lawsuit with Cablevision."

Sandy Sanchez: "Right. Well, I don't think that they would have offered a settlement if they don't realize that they are in violation."

Councilman Prusinowski: "They did offer a settlement, I think East Hampton said they would go all the way with litigation."

Sandy Sanchez: "Well, Vic, I hope when I come back, I can sit down with you and discuss it."

Councilman Prusinowski: "Okay."

Sandy Sanchez: "Thank you."

Deputy Supervisor Stark: "Yes, sir."

John Canzone (phonetic): "Good evening. John Canzone, from Wading River. I would like to thank you for the work that was done on the pond, new fence, and all the work that was done on the catch basin."

It's really starting to shape up. I hope it's not going to stop. We still have the parking lots, we have two picnic tables that we were promised, maybe a well so we can water the plants. Just want to keep it in front of you. We are willing to do the work."

Deputy Supervisor Stark: "We also have Hulse Landing Road, too."

John Canzone: "And that parking lot at Hulse Landing Road is falling apart. And the parking lot in town."

Deputy Supervisor Stark: "I received the plan from the Town Engineer yesterday afternoon and I will discuss it with the full Board at the next work session to see what their (inaudible)."

John Canzone: "And we are willing to help, you know. We are willing to get in there and help do the work. Jessie asked me to mention that she has a petition-- "

Deputy Supervisor Stark: "Jessie is going to help?"

John Canzone: "Well, no. She has a petition. She's not going to help."

Deputy Supervisor Stark: "Oh. Just a petition. Thought maybe she would come out and set down a few rocks."

Is there anybody else? Andy? I'm coming to you, Steve. Working my way across the room."

Andrew Acard: "Good everning. For those of you who may not know, my name is Andrew Acard. I'm president of the Riverhead Merchants Association as well as the owner of Acard Jewelers in downtown Riverhead."

As President of the Riverhead Merchants Association and an owner of a downtown business and as a member of the community for over 30 years, I strongly urge the Town Board to support the Okeanos project in any way, shape or form. After learning that the Board was unsure of community support regarding this issue, it seems that the community galvanized to show you all exactly how important it is to them that things change. I am sure that all are not aware of the massive undertaking that we must endure to allow for this change. I'm sure that a lot of the merchants are not aware of it.

However, after talking to the community at large for the past two weeks, it is fact that the community is behind this project and anything that the Town Board does with regard to it.

If you do not support the Okeanos project, you will most certainly be condemning downtown Riverhead to a certain death. The completion of the Tanger Outlet Center will see to that. I am reminded somebody on the Town Board said that it would act like a vacuum and suck everybody away from town.

Finally, if the Town Board is unsure about spending money to build support facilities and make necessary changes to downtown Riverhead, let me say this. If you do not, there will be no downtown Riverhead to support.

And, one more thing that I'd like to mention, regarding your Resolution about the bed and breakfast in its current form which I just looked at this evening, and Barry Birth, Director of the BID's looked at this evening, we are in full support of the Resolution for the bed and breakfast issue and we would like to go on record as to that issue."

Deputy Supervisor Stark: "Thank you, Andy. Steve?"

Steve Hailzip: "Steve Haizlip of Riverhead. Just so that the good audience and the community people of this town doesn't think that I'm sick, and I don't want to speak for the good of the neighborhood, I'm going to relinquish my time here tonight and I will speak in August, which will be my birthday, and I'll give myself a birthday treat and I'll want that five minutes to make 10 minutes that night."

Deputy Supervisor Stark: "You got it. We do that by acclamation. Yes, sir? Thank you, Steve. We'll wish him a Happy Birthday."

Henry R. Dittmer: "Members of the Riverhead Town Board. Good evening. My name is Henry R. Dittmer and I represent a new organization called CPR, a Civil Property Rights Movement.

CPR has been formed to protect property rights as guaranteed by the Fifth Amendment of the United States Constitution, that all of you, as Officers of this Board, have taken an oath to uphold.

Most of CPR's members, at the present time, are landowners in the

Core of the Central Pine Barren Preserve. However, CPR will defend all property rights, anytime, anywhere, and we have also begun signing up homeowners and merchants in addition to landowners.

Needless to say, our organization would not be necessary if property owners were happy and content. Unfortunately, this is not the case as witnessed by our rapid growth. Wherever there is a great need success will follow those who satisfy that demand.

Ladies and gentlemen. People are not happy.

Landowners are unable to clear their land, use their land, or build upon their land. No one will buy it. A catch 22 exists.

People are afraid. They don't trust their government.

There are some 3,500 owners in the Core and about 25,000 in the Compatible Zone. That's a lot of voters! And almost all of them haven't got a clue as to what this preserve is all about.

Now these property owners have no representation on any Board or committee. They have not taken any part in this entire process so far. Yet it is their land that is undergoing a regulatory taking. And that's what this is. Their land has not been taken. Their rights have been taken.

Take the Long Island Builders Institute (please!). Their interests are very different. They have a total membership of 530 members with 40% in Nassau County - according to them. That leaves about 318 members here in Suffolk County. Yet they are recognized as a major participant in the creation of the preserve.

What about the 28,000 Core owners and Compatible Zone homeowners? Have they been forgotten? That's like trying to make concrete without the cement. It's not going to work.

In the future CPR will be networking with similar property rights groups in other counties and in other states. Over the last two years, almost 100 bills have been introduced in 37 states. Four states already have laws on the books and the Supreme Court has recently and very clearly indicated where it stands regarding Civil Property Rights.

Now, CPR is about 10 or 11 weeks old. We have written 2,250 land-owners in the Core. And we have approximately 200 members. We have been using a list of property owners supplied by the Pine Barrens Commission, and we have gotten all these letters returned undelivered. They must be using an outdated list because if the tax collector is using the same list, they are not collecting taxes. Approximately 11% of our letters have been returned.

Now, what we are trying to prevent, is what was in Newsday on Thursday, July the 14th, where the County Executive Rob Gaffney stated that it is hard to say whether land purchases will take five years, 10 years or 20 years. Now, there are a lot of senior citizens and a lot of people who want to use their land who cannot wait for five, 10 or 20 years.

If you go to the supermarket and want to buy food, when you come up to the checkout counter you can't say to the cashier, I'll possibly pay you in five, 10 or 20 years. And this is what we want to avoid. If Mr. Gaffney had said one, two or three years, it would be reasonable. But not five, 10 or 20 years.

What we don't want to have is another westlands situation. There was a bond issue passed in 1972 to pay wetland owners. Very, very few were paid. Some land was taken in Orient Park, Orient Point, and very little anywhere else. In fact, my own father had a piece in East Patchogue and they sent an appraiser from Rochester, New York to make the appraisal. He couldn't even find East Patchogue. So I don't know how qualified he was. But he told my father he would hear from him soon, that the appraisal would be made. Then we were notified the whole thing was off. They decided not to take the property.

Now the appraiser got paid. He got paid maybe \$1,500, \$2,500. And he went back to Rochester. But my father's been paying taxes for 22 years on the land and he still hasn't been paid.

We don't want a repeat in the pine lands. Now, I have brought some literature if you would like to read it and that's about it. We just want to defend the fifth amendment. CPR wants to resuscitate the fifth amendment and if there's no justice, no park. That's our position.

May I distribute the material?"

Deputy Supervisor Stark: "Is there anybody else who would like to address the Board? Let me just make one-- before we take up the resolutions."

Larry Oxum: "Larry Oxum, Riverhead Real Estate. I'll make it very brief. We've gone over the resolution for the bed and breakfast and we are all very excited about it. I've spoken to many homeowners who this is going to affect, and again, they're excited, too. The business community welcomes it. Let's pass it and let's-- "

Deputy Supervisor Stark: "Thank you. Is there anybody else that would like to address the Board before we take up the resolutions? Eileen?"

Eileen Drower: "Eileen Drower, Wading River. Several issues. One thing that concerns me, I remember way back in the early days of the Community Development Office that Bob Scheiner had managed to or got the permission to form a Community Development Agency. Whatever happened to that agency?"

Councilman Prusinowski: "This is it."

Deputy Supervisor Stark: "That's it."

Eileen Drower: "This is it. It's just an extension of that?"

Councilman Prusinowski: "No. It's-- "

Councilman Creighton: "It just updated the membership with the names of the people who are currently on the Town Board."

Eileen Drower: "Okay. Because it sounded as though you were creating a new Community Development Agency."

Councilman Prusinowski: "No. When I voted, I said (inaudible) back to 1983."

Eileen Drower: "Oh, I didn't hear you on that. Okay. Fine."

Deputy Supervisor Stark: "We are ratifying the (inaudible)."

Eileen Drower: "Good. Okay. What was the other thing? Oh, I'm a

bit concerned with some of the development that's going on in the Town of Riverhead with Home Depot coming in and Blockbuster and some of these big businesses that are going to put our little guys out."

Councilman Prusinowski: "The Home Depot application has been withdrawn."

Eileen Drower: "It has been withdrawn. Well, that's good news. I'd rather see Griffing Hardware and some of these, you know, well established businesses remain."

Also, with regard to our ponds, John did speak about we do appreciate what you've done so far but we also still need a couple of benches down there and at a work session, we were promised some sort of water, that you were going to-- Ken Testa said he was going to look into some kind of pump that you, Jim Stark, were going to get one of your buddies to give to us. And we are in dire need of-- "

Deputy Supervisor Stark: "I don't think I had any buddies that-- "

Eileen Drower: "Well, I don't know, but, they were, you know, we haven't heard any more and we've had a drought except for the rain we had just the other day, but our poor plants are suffering and we do want to put more in but we do need water, so-- "

Deputy Supervisor Stark: "Yes, they are readily available."

Eileen Drower: "Pardon?"

Deputy Supervisor Stark: "Goldings I'm sure has one."

Eileen Drower: "Well-- "

Deputy Supervisor Stark: "They have something of everything."

Eileen Drower: "Will someone get back to us on it, please? Thank you."

Deputy Supervisor Stark: "Would you remind me tomorrow to talk to Ken Testa? Is there anybody else who would like to address the Board before we take up the Resolutions? If not, let us take up the Resolutions."

Resolution #512

Councilman Prusinowski: "Order calling Public Hearing to increase and improve the Riverhead Water District for construction of a new public water supply well #7-3. So moved."

Deputy Supervisor Stark: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #513

Deputy Supervisor Stark: "Authorizes the Town Clerk to advertise for bids for the rehabilitation and painting of Route 58 water tank. So moved."

Councilman Prusinowski: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #514

Councilman Creighton: "Authorizes the Town Clerk to publish and post Public Notice for public auction of unclaimed vehicles. So moved."

Councilwoman Gilliam: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #515

Councilwoman Gilliam: "Authorizes Town Clerk to publish and post

public notice for public auction of equipment, furniture and personal property. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #516

Councilman Prusinowski: "Exchange the cash bond of East End Commons for performance bond. So moved."

Deputy Supervisor Stark: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #517

Deputy Supervisor Stark: "Authorizes the Town Clerk to publish and post public notice for public forum regarding findings statement for Okeanos. So moved."

Councilman Prusinowski: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam?

Councilwoman Gilliam: "Yes, and as has been said, the Okeanos project is certainly a major undertaking for the Town, and I would implore all the citizens of the Town of Riverhead to come out to this meeting on July 27th at 7:00 at Town Hall to hear and see and respond to the plans that have been developed to address the traffic and parking issues. It's only if you are informed and truly understand what the Town is trying to undertake that you can truly appreciate the magnitude of this project and what it means for the future viability of

downtown. So I hope that the public will come out and have their questions answered or provide their comments as we continue forward with this plan."

The Vote (Cont'd.): Creighton, yes; Prusinowski, yes; Stark, yes.
The Resolution is adopted.

Resolution #518

Councilman Creighton: "This classifies an action a request by James Stakey for a special permit for temporary greenhouses. So moved."

Councilwoman Gilliam: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #519

Councilwoman Gilliam: "Declares lead agency in the change of zone application of the 1994 Soundview Golf, Inc. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Prusinowski, yes; Stark?

Deputy Supervisor Stark: "Again, this is just the first step of a long process that we must go through. Yes."

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

Resolution #520

Councilman Prusinowski: "This authorizes the adoption of a map designating sending and receiving districts in Jamesport entitled transfer of development rights. So moved."

Deputy Supervisor Stark: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam, yes.

Councilman Creighton: "Yes, this is the publication of the map. A year ago, the Jamesport Hamlet Study recommended a TDR program to preserve farmland and the code was passed. The law requires that a map be also published by the Town which identifies specifically sending and receiving areas. That's what this map is. We've had some interest expressed by both developers and farmers to exchange development rights in the Jamesport area and this map is required in order for them to go forward. So, yes."

The Vote (Cont'd.): Prusinowski, yes; Stark, yes. The Resolution is adopted.

Resolution #521

Deputy Supervisor Stark: "Awards bid for the installation of cement lined water mains and appurtenances for Ext. 14A - Rollin Hargis Mobile Home Park. So moved."

Councilman Prusinowski: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #522

Councilman Creighton: "This authorizes the Town Clerk to publish and post notice of public hearing regarding special permit petition of James Latham for property on Edwards Avenue. So moved."

Councilwoman Gilliam: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Prusinowski, yes;

Stark, yes. The Resolution is adopted.

Resolution #523

Councilwoman Gilliam: "Approves special permit of Calverton Park and Ride. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #524

Councilman Prusinowski: "Appoints police sergeant to the Riverhead Police Department, Patrick Mulcahy. 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 #525

Deputy Supervisor Stark: "Authorizes the publication of notice to bidders. So moved."

Councilman Prusinowski: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #526

Councilman Creighton: "This approves an application of Garsten Motors to have a tent sale at their facility on Route 58 July 27

through September 14. So moved."

Councilwoman Gilliam: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #527

Councilwoman Gilliam: "Approves application of Barker Farm and WLIX radio to conduct a music festival. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #528

Councilman Prusinowski: "Appoints Jeanmarie Costello, Esq. as Hearing Officer in the matter of a disciplinary proceeding against a town employee. 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 #529through Resolution #532

Deputy Supervisor Stark: "Appoints aide, fill-in beach attendant, and lifeguard to the Riverhead Recreation Department. So moved."

Councilman Prusinowski: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #533

Deputy Supervisor Stark: "Appoints softball official to the Riverhead P.A.L. Office. So moved."

Councilman Prusinowski: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #534

Councilman Creighton: "Awards bid for sporting goods. So moved."

Councilwoman Gilliam: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #535

Councilwoman Gilliam: "Budget adoption - South Jamesport Boat Ramp Improvement Capital Project. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #536

Councilman Prusinowski: "We're doing a budget adjustment in the capital improvement. So moved. It's a Sewer District improvement. So

oved."

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 #537

Deputy Supervisor Stark: "It's a Highway Fund budget adjustment. So moved."

Councilman Prusinowski: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #538

Councilman Creighton: "This is a budget adoption to cover the cost of electronic scoreboards in Stotzky Park. So moved."

Councilwoman Gilliam: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #539

Councilwoman Gilliam: "This is a budget adoption, excuse me, a budget adjustment. So moved."

Councilman Creighton: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Resolution #540

Councilman Prusinowski: "Establishes position of Riverhead Town Board relative to the Calverton Airport. This is a follow-up to a resolution that we passed earlier last month, taking the position-- our Congressman George Hochbruckner has asked us to formulate a plan which our Economic Development Task Force Committee has come up with some-- which ably chaired by Mr. Robert Goodale. We have over 20 members from around the community on this task force and they've come up with four initial recommendations to the Town Board and we're passing this resolution tonight to help our Congressman get an amendment on an appropriations bill to speed up the process and to Riverhead's favor in the disposition of the Grumman property. And we have an ongoing process with the Task Force that we are going to be joining with the rest of the east end community to plan this future. So I'll move Resolution 540."

Deputy Supervisor Stark: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam?

Councilwoman Gilliam: "Mr. Chair, I would like to make a motion to amend the resolution."

Councilman Prusinowski: "Okay."

Deputy Supervisor Stark: "Yes, ma'am."

Councilwoman Gilliam: "With regard to the second paragraph of the second Resolve clause, the second paragraph, to include language that would read that the Town of Riverhead Office of Community Development and the Planning Department shall provide ongoing technical support to the Planning Commission. This is not to preclude the individual directors serving members of the Planning Commission, but I think it's important that we establish an ongoing liaison between our Community Development offices and our Planning Department to ensure that there is proper input from these Departments as the Planning Commission undertakes

its task of coming up with suggestions or recommendations to the Town as to possible uses of the Grumman site."

Deputy Supervisor Stark: "You want that before the final Resolve?"

Councilman Prusinowski: "It's in the second paragraph, I think on page two. Right Harriet?"

Councilwoman Gilliam: "Right."

Councilman Prusinowski: "It's where we make the composition of the voting commissioners, you want to add that amendment to that paragraph, right?"

Councilwoman Gilliam: "The second paragraph."

Councilman Prusinowski: "The second paragraph. Okay. I'll second that amendment."

The Vote on the amendment:

Deputy Supervisor Stark: "Is there-- there is a motion for the amendment? Did I hear it seconded?"

Councilman Prusinowski: "Yes, I seconded it."

Deputy Supervisor Stark: "All right. It's been moved and seconded on amendment. Call the roll, please."

The Vote on the amendment: Gilliam, yes; Creighton, yes; Prusinowski, yes; Stark, yes.

Deputy Supervisor Stark: "Please call the Resolution as amended. Call the roll."

The Vote: Gilliam?

Councilwoman Gilliam: "Yes, and I would just like to say that in speaking with Congressman Hochbruckner certainly this resolution will help him in his negotiations with Senator Nunn in terms of coming up with language that will result in the Town of Riverhead having a control and having some say as to how this property is developed if the

legislation goes through in terms of turning the ownership over to the Town, and as we've seen with many projects, it's important that the concerns of the local people be reflected and represented when it comes to development in our area and certainly I hope that this resolution will give Congressman Hochbruckner some added ammunition to go forward with the concerns and the wishes of the local people that the Town of Riverhead should have an ultimate decision as to what is developed on that property."

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

Councilman Prusinowski: "I would just like to thank the Economic Development Task Force for doing an excellent job on their first preliminary report to the Town Board, the Planning Department who helped the Task Force draft it, and also the Congressman for taking an active role in the future of our community. We really appreciate it. The County of Suffolk who has cooperated with us by not stepping in and saying to us, you know, it's in Suffolk County, we should have the control. They've been wonderful on it.

This is a very important time in the Town of Riverhead and we want to assure everybody out there in the Town, that the Town Board, the Town government, the volunteer citizens were on top of this matter and we are going to do the right thing for the Town. I vote yes."

The Vote (Cont'd.): Stark, yes. The Resolution is adopted, as amended."

Resolution #541

Deputy Supervisor Stark: "Establishes position of Riverhead Town Board relative to the New York air show. And the commission that Councilman Prusinowski just referred to has brought this to the Town Board and there seems to be favorable response to it, so we will in turn give a favorable response back. So I so move this resolution."

Councilman Prusinowski: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Prusinowski- - "

Councilman Prusinowski: "Yes, and just while we are on the same topic, I just wanted to say that the previous resolution puts representation on a Planning Commission from the five towns surrounding Riverhead. I think it's important because one of the concerns that some of the other neighboring towns had is that Riverhead would not take a regional approach to development of the property. They wouldn't have input. And that's what we are recommending. We are recommending the Town have fee simple title control, but the planning process will involve Brookhaven, four other east end towns, the County of Suffolk, the State of New York. I vote yes on this resolution."

The Vote (Cont'd.): "Stark, yes. The Resolution is adopted."

Councilman Prusinowski: "Mr. Chairman, I would like to bring up from the floor, which I guess will be number-- "

Deputy Supervisor Stark: "Let's pay bills first."

Councilman Prusinowski: "Oh, okay. I make a motion to pay bills."

Deputy Supervisor Stark: "On the motion to pay bills."

Councilman Creighton: "And seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Councilman Prusinowski: "I would like to move from the floor Resolution #542 which adopts amendments to the Riverhead Town Code Section 108-64.5 - Bed and Breakfast. We have done everything possible in this resolution to incorporate the various Hamlet Studies input, the public hearing, the staff around Town Hall, other Town Board members who have had input, and I think we've addressed the concerns that we have had in starting something-- allowing something like this in the Town and we think it's a tremendous opportunity for those people who own large houses in the town, especially old farmhouses with Riverhead turning into the tourist capital of the east end which in three years-- I know a lot of people on the east are going to laugh at me now but, believe me, in three years, we are going to be the place to be for tourism. People have an opportunity here to retain ownership of their

large homes like this and provide supplemental income and something positive for the community. So I move Resolution #542."

Deputy Supervisor Stark: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Councilman Prusinowski: "And 543 is approves site plan of Eastern Harley Davidson. 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.

Deputy Supervisor Stark: "Resolution from the floor, #544, appoints Doris Strange provisional account clerk typist in the Recreation Department. So moved."

Councilman Prusinowski: "Seconded."

Deputy Supervisor Stark: "Moved and seconded."

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

Deputy Supervisor Stark: "Again we thank you for having us up here in Wading River. Without objection, this meeting is adjourned."

Meeting Adjourned: 8:45 P.M.

Deputy Town Clerk