

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead held in the Riverhead Town Hall, Riverhead, New York on Wednesday, November 3, 1993, at 7:00 p.m.

Present:

Joseph F. Janoski,	Supervisor
Victor Prusinowski,	Councilman
James Stark,	Councilman
Frank Creighton,	Councilman
Harriet Gilliam,	Councilwoman

Also Present:

Patricia Moore,	Town Attorney
Barbara Grattan,	Town Clerk

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

Supervisor Janoski: "We are going to consider first Resolution #701 which is a Resolution honoring the Jamesport Lions Club."

Councilman Stark: "So moved."

Supervisor Janoski: "I want to read it."

Councilman Stark: "Oh, okay."

Supervisor Janoski: "WHEREAS, the Jamesport Lions Club is celebrating 25 years of Lionism in support of the community, and

WHEREAS, the Jamesport Lions fund raising events support many community needs such as the Guide Dog Foundation, the Cleary School for the Deaf, eye tests and glasses for needy children, and scholarships for high school graduates and

WHEREAS, through the district of international Lions and Lionesses organizations, the Jamesport Lions support many other worthwhile causes,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby extends their sincere thanks to the Jamesport Lions

Club for its dedication in commitment to so many residents of the Town of Riverhead, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Riverhead hereby proclaims Wednesday, November 3, 1993, as Jamesport Lions Club Day in the Town of Riverhead.

In witness whereof, the great seal of the Town of Riverhead has been caused to be affixed on the 3rd day of November, in the year of Our Lord, nineteen hundred and ninety three."

Councilman Stark: "So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes.

Supervisor Janoski: "Why don't we do it by acclamation? So ordered by acclamation.

If the gentleman representing the Lions Club will step forward."

Unidentified Lions Club Representative: "Thank you very much. On behalf of the Lions Club, I'd like to thank Supervisor Janoski and members of the Town Board for the Resolution and all the citizens and businesses that support it."

Supervisor Janoski: "Thank you. Keep up the good work.

We have the Halloween poster winners. Okay. The third grade winner, in third place, Robert Moccio. Second place, Tonya McGill. First place, Jason Lyczkowski.

Let me just say that Robert is from Riley Avenue, Tonya is from Roanoke Avenue, and Jason is from the Aquebogue School.

Fourth grade - Third place Aline Branca. Second place, John Kwasna. First place, Sheena Strong. All three fourth grade winners are from Pulaski Street School.

Fifth Grade - Third place, Anthony Harris. Second place, Lisa Hansen. First place, Dara Centonze. And once again, all three were from the Pulaski Street School.

Sixth Grade - Third place, Krista Keurabend. Second place, Andrew Droskoski. First place, Krystyna Zuhoski. Krystyna is from St. Isidore's, Andrew is from Riverhead Middle School, and Krista is from St. Isidore's.

Special Education - Third place, Brandon Smith, Pulaski Street. From the Aquebogue School, Second place, Cherish Simmons. First place, Candace Ramos.

Well, thank you all for being with us. If you don't wish to stay for the meeting, we will take a few minutes for you to leave.

Okay, may I have a motion to approve the minutes of a Regular Town Board Meeting of October 19th?"

Councilman Creighton: "So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: Gilliam, yes; Creighton, yes; Stark, yes; Prusinowski, yes; Janoski, yes. 5 Yes.

REPORTS:

Open Bid Report

East Main Street parking area improvement. Opened on October 25, 1993, four bids were received.

1. Corrazzini Asphalt in Cutchogue - \$63,467.50
2. Terry Contracting & Materials, Inc. - \$68,709.00
3. South Fork Asphalt Corp. \$88,395.00
4. Mid-Isle Excavating, Inc. - \$88,395.00

Riverhead Sewer District

Building Department

Town Clerk

Discharge Monitoring Report

Monthly report for October, 1993

Monthly report for October, 1993

APPLICATIONS:

Site Plan

Phil's Restaurant at Judge's
Hotel, Wading River

Parade Permit

Riverhead Lions Club for a Santa
Claus parade December 5, 1993

Harvey Pollak

New office buildings on Lincoln
Street

CORRESPONDENCE:

M.A. Squires Consultant
Services, Inc.

Thanking the Town Board and
especially Chief Grattan for
handling the problems on Railroad
Avenue

Peconic Lodge #485

Thanking Judy Doll of the River-
head Recreation Department for
the use of the Jamesport Community
Center as a temporary meeting
place until their lodge was com-
pleted

John/Maryann Matlak

Thanking the members of the River-
head Town Board for their support
and kindness

Janes S. Omundsen

Supporting the line dancing at the
Osborne Inn

Claire/Christopher Beale,
and 10 others

Letter supporting Osborne Inn and
considering the action instituted
by the Town nothing short of
harassment

County of Suffolk

Requesting the Town of Riverhead ordinance and post a No Stopping Anytime restriction on the north and south side of Old Country Road (CR 58) from the LIE east to Kroemer Avenue

Pete Gevinski

A letter of resignation

P U B L I C H E A R I N G O P E N E D : 7:13 p.m.

Supervisor Janoski: "Let the record show that the hour of 7:13 p.m. has arrived. The Town Clerk will please read the Notice of Public Hearing."

Barbara Grattan: "I have affidavits of publishing and posting of a Public Hearing to be held at Riverhead Town Hall at 7:10 p.m. on Tuesday, November 3, 1993, to hear all interested persons who wish to be heard regarding the change of zone application of Dese Partners to provide for the Business C Zoning Use District to the exclusion of the Industrial A Zoning Use District on property located at Old Country Road and Osborne Avenue."

Supervisor Janoski: "Thank you. Is there anyone present representing the applicant? Mr. Danowski has risen."

Peter Danowski: "Pete Danowski speaking for D'Alio (phonetic) and his entity, Dese Partners, who own this particular property."

As you may know, back in May of this year, I forwarded a letter to the Town Board members and to the Town Clerk, beginning the process by which we end up here tonight at a Public Hearing. Since that time, the Planning Board has considered this application and recommended approval of the change of zone.

For those members who may be in the audience here now who were neighbors or may have received a notice, the notice itself may not explain enough about the application, so for a minute or two I'll just explain where the site is and explain what is being done by making this request.

Mr. D'Alio's property is formerly the home of Right Supply Company. It's on Route 58 and it also fronts on Osborne Avenue. It is currently zoned Industrial. There is an abandoned-- I think it's still abandoned-- gas station, on the corner I think I identified it as the Vantage gas station. Mr. Messina's business, the shades and blinds business is immediately to our east. His property and adjacent property further east are zoned Business C.

So on our application here is do we eliminate the Industrial zoning and to extend the Business C zoning which exists adjacent to us by extending it one parcel over to the west. It does not impact any property on the north side of Route 58. It does not affect the -- the application itself doesn't impact anyone else's property other than my client's property. To avoid the argument or suggestion of spot zoning, we're actually extending the Business zone and the Planning Board after consideration and reviewing the parcels here, has recommended approval for the change of zone.

Right now, there exist buildings which have existed for quite a period of time on the property. There are several uses already being used on the site. The parcel is being marketed for potential sale. We think it increases the flexibility of our client attracting a business to the Town. Right now, things like a poultry processing plant or a gas station could be put on the site. This will allow perhaps more attractive business uses to be placed on the site, and we're suggesting as a good planning principle here that the Board should approve the request for the change of zone.

I'll answer any questions-- "

Supervisor Janoski: "Peter, how large is the subject parcel?"

Peter Danowski: "A couple of acres. It's also been the subject of a subdivision for technical purposes in case someone wanted to buy only half of the property and that minor subdivision two lot split had been approved by the Planning Board. We've been paralleling these applications. We've submitted them at the same time. Subdivision gets done by the Planning Board, that was approved. Now, we're coming back for the second stage which is the change of zone itself."

Supervisor Janoski: "Thank you, Peter. Is there anyone present wishing to address the Town Board on the subject of this application

for a change of zone? Way in the back? With the red coat. I don't know you. You have to come up here."

Peter Danowski: "All right. The question is going to be what kind of business do they want to put on the property? Right now there's no immediate plan; there's no identifiable person to come in and locate on the site."

Supervisor Janoski: "Well, Peter, why don't you outline what would be possible."

Peter Danowski: "Okay. Part of the application process included a letter which is available for anyone's inspection tonight. It contains the Business C uses and the Industrial uses. Industrial uses are allowed today, the Business C uses are very, very similar and very close and will be allowed if the zone change went into place.

But let me just refer to the Town's ordinance. Today the various uses, some of which you might smile at because such things as agriculture aren't quite appropriate for this parcel, but an assembly hall, bottling works, building trade shops, coal storage plant, farms, greenhouse plant, nursery and garden, ice cream manufacturer, marina, motor vehicle mobile home, trailer or boat sales or rental, newspaper offices, job printing establishment, offices, poultry processing plant, repair shops for household and/or personal appliances, restaurant, except for a drive-in restaurant should be permitted only by special permit of the Town Board, telephone exchange, trucking station, vegetable and fruit processing, vehicle repair, vocational school, warehouse, and by special exception, special permit, an airport, a sports arena, motels, non-nuisance industry, wholesale business non-nuisance, dog and horse training, camps of all types, tavern by special permit of the Town Board, outdoor theater, golf driving range, archery, outdoor swimming pool, lumber yard, national cemetery, any other recreational use, body and fender repair shop by special permit of the Town Board, motor vehicle repair shop by special permit of the Town Board, and accessory uses are now allowed.

What triggered this application was someone came in and wanted to discuss the purchase of the property and the thought was they would like to have a bakery on premises and it apparently was not going to be viewed as allowed under our current zoning. That user has disappeared at this moment, and is not any particular user that we have available

today. What we're saying in this application is we'd like the flexibility of going to the Business C, which is a neighborhood business zone which exists right next door. And you're more than welcome to make any further comment, announce your name-- "

Councilman Stark: "You want to read the uses in the Business C zone?"

Peter Danowski: "Sure. Permitted uses in the Business C neighborhood business district: A bakery, ice cream or confectionary shop where products are made and sold at retail on the premises; a bank, financial institution; a bus passenger shelter, a community center, a funeral home, mortuary or undertaking establishment, motor vehicle new and used car sales lots and boat sales rooms, used motor vehicle and boat sales lots, office, professional utility business, offices or meeting rooms of philanthropic, fraternal, social, educational, or membership organizations; park playground, personal service shop such as a barber shop, a beauty parlor, professional studio; radio or television broadcasting studio; restaurant, except that a drive-in restaurant be permitted only by special permit of the Town Board; retail store or shop, shop for custom work and for making articles to be sold at retail on the premises, theater, indoor, vehicle repair. And then there's a listing of special exceptions, special permit uses.

So, when you listen to both of them, they're similar except that we are not allowed to do a few things in the Business C zone and you are permitted to do a few other things that you are not allowed to do in the Industrial zone. So when you compare them side by side, they're very close in uses, but not exactly the same."

Unidentified: "And the processing plant?"

Peter Danowski: "Poultry processing is now allowed under the Industrial zone, perhaps you want to come to the microphone so you can announce your name."

Supervisor Janoski: "If you would just get that question on the record so that we don't have an incomplete record."

Peter Danowski: "One of the questions was: Did I say that poultry processing plant was a particular use? Yes, it is today permitted on site in the Industrial zone. As this Town Board knows and

probably members of the audience know, traditionally the way the zoning ordinance got enacted for the first time in this Town, was to go up and down the highways and find out what uses then existed. And they put all those uses that then existed in a particular zone. Some of the uses aren't even existing anymore. But we have those allowed uses because in that first year of zoning existence, those uses did exist somewhere in the town."

Unidentified: "The processing plant-- "

Supervisor Janoski: "Peter-- ma'am, why don't you just take the microphone and tell us who you are, and ask your questions?"

Amelia Solar: "Amelia Solar. My property joins on the west side and but any kind of processing plant, any kind of-- where they would have a lot of cooking, smelling, and because there was a processing plant about a block away and they had water problems there. And, another thing, whatever they do with the property, I don't want all the water coming from the street, from Osborne Avenue into my property, my neighbor's property. And that comes especially in the winter. The water drainage is very bad, as of now even. So, there's certain businesses I wouldn't want in there."

Supervisor Jansoki: "Okay. Thank you. Peter?"

Peter Danowski: "I appreciate those comments and certainly what we're saying here this application is there are certain uses that are allowed today, if this application were to be denied. But more importantly, I think, for those who are concerned about the build out eventually by someone who would want to come in and construct new construction on the site. The Town requires any new applicant to come in with a separate new application that's engineered and handle things like on site drainage to make sure the drainage doesn't spill over to your property. And that's a separate application process that's required for every person that wants to come in and construct a new building or create a new site plan within the Town. So that's a further protection that you will have and you will know that the Town Board considers site plan applications, in fact, there's an architectural review board, there's a Town engineer, there's a Town Planner that review these things in a separate application process."

Supervisor Janoski: "Thank you, Peter. Is there anyone else

present wishing to address the Town Board on this change of zone application? Mr. Schmelzer?"

George Schmelzer: "I don't think the lady has a thing to worry about. There's no poultry on Long Island to process anyhow. It's all gone. No ducks, no chickens, no nothing."

Supervisor Janoski: "Just one turkey."

George Schmelzer: "Are you talking about, I mean, yourself? Got you on that one, Joe."

Supervisor Janoski: "Oh, I don't think so. So, George, are you opposed to this change of zone or are you in favor of it?"

George Schmelzer: "I don't care."

Supervisor Janoski: "You don't care?"

George Schmelzer: "I don't care."

Supervisor Janoski: "Okay, well, thank you, George."

George Schmelzer: "Just so the lady wouldn't worry about processing."

Supervisor Janoski: "Good, thank you."

George Schmelzer: "Good, thank you. You're very welcome."

Supervisor Janoski: "Is there anyone else present wishing to address the Town Board on this change of zone application? That being the case, and without objection, I declare the Hearing to be closed. Thank you, Mr. Danowski."

Peter Danowski: "Thank you."

P U B L I C H E A R I N G C L O S E D: 7:25 p.m.

P U B L I C H E A R I N G O P E N E D: 7:25 p.m.

Supervisor Janoski: "Let the record show that the hour of 7:25 p.m. has arrived. The Town Clerk will please read the Notice of Public Hearing."

Barbara Grattan: "I have affidavits of publishing and posting of a Public Hearing to be held at Riverhead Town Hall at 7:15 p.m. on Tuesday, November 3, 1993, to hear all interested persons who wish to be heard regarding the extension of the Riverhead Water District extending the boundary of Extension 37R, and to consider the appropriate key money to be paid by the owner to the Riverhead Water District."

Supervisor Janoski: "Thank you. Who is present to speak to this?"

Brian Fisher: "Good evening Mr. Supervisor and members of the Board. My name is Brian Fisher, I'm the architect for Aircraft Warehousing, Inc. I work at 1637 Broad Hollow Road in Farmingdale.

On October 19th we petitioned the Board to accept a Resolution for us to extend the Water District boundary around our property, since currently the boundary crosses the front of the property 500 feet south of Route 25. In order for us to bring water service into the property, our entire parcel has to be within the Water District so we're here tonight to ask the Board to grant us this Resolution so we can provide water service."

Supervisor Jansoki: "Thank you."

Brian Fisher: "Thank you."

(inaudible)

Supervisor Janoski: "The Board is asking, the extension will be paid at your expense?"

Brian Fisher: "Yes. That's correct."

Supervisor Janoski: "Okay. Anyone else present wishing to address the Board in the matter of this extension, expansion? Mr. Haizlip?"

Steve Haizlip: "Steve Haizlip of Calverton. The Aircraft Warehouse storage, the gentleman didn't say exactly where it is. A little bird whispered that it's where the old United Parcel Post building?"

Councilman Stark: "Piccone's".

Steve Haizlip: "Oh, I see, Piccone's complex."

Councilman Stark: "Grumman used to use a lot of the buildings there."

Steve Haizlip: "Yeah, they had a warehouse in there, right."

Councilman Stark: "Your old company."

Steve Haizlip: "That's right. All I want to say is that I don't think there will be any problem here, right, because water is already going up 25. So it's just a matter of getting a plumber and bringing it down to him. Right?"

Supervisor Janoski: "Well, it's a little more complex. What we want to do is put the entire property within the taxing district so that they join the rest of you in paying taxes for it."

Steve Haizlip: "That seems like the problem that I'm running into."

Supervisor Janoski: "I'm sorry I brought it up."

Steve Haizlip: "No. Some people say, oh yes, it's the greatest. I love it. I'm glad I have it. Other one, no, I don't want it. So that's just like now-- you're going-- it's going to have to be the way I see it for this gentleman to get it, it's going to be a forced tax deal on the other people that don't want it."

Supervisor Janoski: "No. What we're talking about is the Piccone property in and of itself."

Steve Haizlip: "Well, then, in that case, this gentleman wants it but then the owner has to-- "

Supervisor Janoski: "They have applied for this."

Steve Haizlip: "Oh, they, this guy here-- "

Supervisor Janoski: "Yes."

Steve Haizlip: "Oh, now I'm beginning to get straightened out. See, the more I talk and the more I investigate and elaborate on this, the more I understand it. Now, I got the drift. The (inaudible) finally come through. Thank you, Joe."

Supervisor Janoski: "Thank you. Is there anyone else wishing to address the Board on the matter of this Water District extension? That being the case, and without objection, I declare the Hearing to be closed."

P U B L I C H E A R I N G C L O S E D: 7:30 p.m.

Supervisor Janoski: "Is there anyone present wishing to address the Town Board in any manner? Bill, in the back."

Bill Nohejl: "Good evening. Bill Nohejl, Aquebogue. No doubt you people have seen the dirty mess on the streets all during the year. The street is never clean of debris. Always garbage bags out, furniture, any kind of stuff. Not one day of the year is this Town free and clear of garbage. It's disgusting. I go to Southold, I don't see it on the roads. Go to Southampton, I don't see it on the roads. Why here? Can you people tell me?"

Supervisor Janoski: "Does anybody have an answer for that?"

Councilman Prusinowski: "I imagine it is because we have curbside collection and we have alternating days on Thursday and Friday. A lot of what you're seeing, Bill, we're having problems with landlords in this Town. The number one problem we have are landlords who are making a lot of money renting to people and when they have evictions, they're putting the stuff on the side of the street. They're disobeying the law. We're after them constantly. The Town Attorney is shaking her head. We're out there all the time. In fact, I have to tell you that the taxpayers have been subsidizing these landlords, because we've been going around picking up the garbage. And now it's costing us \$86 a ton. That's the number one problem. The other thing is the

leaves which you are going to see right now. So, we do have an ordinance and we're going to have to start enforcing it before six a.m."

Bill Nohejl: "Vic, I've got to back you up on this, because this is all over Town. It's not-- I understand when there's eviction. I can see the heap. I know that."

Councilman Prusinowski: "It's not just evictions. What they're doing is, they're not following regulations. You are allowed three items on Thursday and Friday and a lot of people are just piling out a lot of stuff. The carter will come along and take two or three items that they're required to take and actually for businesses like that, they are supposed to get other arrangements through a commercial carter and have it taken up to the landfill."

Bill Nohejl: "What business? What are you talking-- I'm talking about homeowners. I'm talking about Fairway, Sunrise, Hubbard Avenue, anyplace. I'm not talking about business. The business areas downtown is the cleanest part of the Town. Main Street, you don't see that down Main Street. It's all over. And it's ridiculous. People they get new rugs in the house, they throw it out at the curb. It could be put out there Saturday or Sunday and it stays there until Friday. And if it's not processed right or put in the right order, it's laying there another week or two weeks. And now something has got to be done about this. We know that's not the right thing. There's toys, furniture, bed mattresses, televisions, refrigerators, stoves, washers, dryers, limbs, trees, if not tied up it stays there indefinitely. We got stuff down Waterview Terrace there, somebody cleans up the heap of stuff and little by little, little by little, it gets back on there. There's a big mound of debris. I'm surprised that some of the furniture that comes out of the house, I'd be ashamed to let lay in front of my house. Now, before, when people were able to bring this to the landfill, you didn't have these problems. People-- I notice people putting out on the day of collection or the raw garbage, which I say household garbage, they're putting out there, they're putting out that, they're putting out the blue-- the recyclables and they're putting out the others. And (inaudible) well, you pick what you want and which day you want. And the rest of the stuff is laying out there."

Now, I see household debris and you know how-- you have a little garbage can under the sink or wherever you have it-- a white plastic

bag, I see 10, 12 of those put at the curbside. Now, the animals get into that. Why aren't they forced to put it into a large 30 gallon container or something like that?"

Councilman Prusinowski: "Because what we haven't done, and we're going to start to do, is what they just finished in New York City. We have to go out and do three phases: Re-education, the warning period, and then the summons period. In New York City now, they're actually going out and giving summonses to people that are violating the rules. We have not done that because we're a little short of personnel."

Bill Nohejl: "It's two years."

Councilman Prusinowski: "I understand that. Well, one of the reasons, Bill, is because we were waiting to close down, and we were waiting for the contract to be fully negotiated with Omni so we know exactly what the program is going to be instead of changing it in mid-stream. In other words it changed a little bit. The recycling program changed. We are going to have to do that. We are going to have to go out and enforce it. John Reeve and the code enforcement people have been doing a-- "

Bill Nohejl: "John, and-- "

Councilman Prusinowski: "They have been going around doing the warnings, doing a good job. Also, the carters themselves and the contract we have with them, that's part of their responsibility. They'll start issuing the warnings too."

Bill Nohejl: "Is it true that the initial set of instructions were that you must call if you wanted refrigerators and things like that taken away?"

Councilman Prusinowski: "That's correct."

Bill Nohejl: "But it's not being done. It's still out on the curb."

Councilman Prusinowski: "Well, we're mailing out a new brochure which is at the printer. And that will explain the new recycling program and re-publish those regulations. And then we're going to do

the education period, the warning period, and then the actual enforcement period. That's similar to what they did in New York City."

Bill Nohejl: "Now, Vic, I have the-- not to pick on you-- "

Councilman Prusinowski: "That's okay, that's all right."

Bill Nohejl: "The bag of leaves, you remember that article?"

Councilman Prusinowski: "Yes, right, right."

Bill Nohejl: "You say put them in bags. On the last paragraph, the Town Highway Department do one massive collection before winter of yard waste and that's left unbagged at the curbside. But the dates of collection have not been decided, but what are you telling people to put them in a bag and then-- I see people who clean up their property, the next door, they're at the curb, the other next door is at the curb. It's not fair to the person who bags it."

Councilman Prusinowski: "No, it's not, and we're trying to eliminate the collection business and, as you know, that was one of your pet peeves and you're absolutely correct. Charlie and I discussed it last week, the ad's going in the paper next week, he's going to come around one more time in about two weeks because of the overwhelming amount of leaves that are falling down. The fact is, we're in a transition period in Riverhead. You know, for years and years we've had this collection system going on, and it really went on 12 months of the year as you and I have discussed over the years. And I guess it's hard to get people out of the habit. And I've been riding around town and I can see now, you have some people comply beautifully and others just pile it on the street."

Bill Nohejl: "But it's not fair to the person who does."

Councilman Prusinowski: "I understand that and, again, we're in a transition period and we've cut the Highway Department budget. He's down personnel because he's trying to get out of this service. I mean the other thing is we have to either hire more enforcement people to give out the summons, which is in the Solid Waste Law already, we already have the fine schedule in there, so, hopefully, this will be the last one. And we ask people to cooperate. See, the thing is, we're closed. We don't have a landfill anymore. We have a wall, and

we're putting the garbage on a trailer and we're shipping it out of town."

Bill Nohejl: "I understand that."

Councilman Prusinowski: "We bought a machine. We will be able to continue our yard waste operation for a limited time. We do have a permit to do a limited amount of that. Most people in western Suffolk-- you go to Islip, Babylon, they're not even accepting yard waste at the landfill anymore. We're going to try to always continue that because we have a unique situation on the east end."

Bill Nohejl: "Wouldn't it be a little more enticing for the people to be able to bring this stuff into the landfill like they did before?"

Councilman Prusinowski: "Oh, they can. Yard waste is allowed. You can bring-- "

Bill Nohejl: "No, I'm talking about your sofas and your refrigerators and stuff like that."

Supervisor Janoski: "Well, the landfill is closed."

Councilman Prusinowski: "We don't have a landfill."

Bill Nohejl: "See. Now, it's dumped on the street."

Supervisor Janoski: "But we have a collection system. What are you reading from there, Bill? I'm very interested."

Bill Nohejl: "My notes. Can I have my notes?"

Supervisor Janoski: "No, no. I'm very interested in the one part that you said that the Highway Department will have a massive clean-up."

Councilman Prusinowski: "Oh, no. That was in the News-Review. That's my little thing I put in there."

Supervisor Janoski: "Okay. Because that information was not supposed to be released."

Bill Nohejl: "Read the bottom paragraph. That nullifies everything else."

Supervisor Janoski: "Oh, I believe you."

Councilman Prusinowski: "What we are looking at, Charlie and I contacted a company that makes recyclable leaf bags."

Bill Nohejl: "You see what I mean?"

Supervisor Janoski: "Yes, I do see what you mean and, quite frankly, for the very reason that you're talking about, we did not intend for this information to be printed in the paper that Highway Department was going to do that. Because why would anybody want to bag anything?"

Councilman Prusinowski: "Well, one of the things we're considering is purchasing recyclable leaf bags, which I know they sell at Carl's Equipment, we're trying to get a price on it. And if we can fit it into the budget, we're considering buying like 10 or 15,000 of them, with-- pending Board approval. You know, we have to approach the Board and this is one of the ideas that-- "

Bill Nohejl: "But we've gone two years into this garbage collection. I have no fault with the garbage men. They are doing a beautiful job. I have no fault with them. But I am concerned the way the people are taking advantage. They are just throwing stuff out and don't care. If it lays there, it lays there. This is a very, very dirty town. I'll tell you that right now and I'm almost ashamed to admit it. And it's got to be cleaned up."

Supervisor Janoski: "Bill, let me say that we are going to have the landfill open Saturdays next month, November, so the people can bring yard waste up to the landfill on Saturdays. What did you say, it closes at 3:00, John?"

Bill Nohejl: "No Sundays?"

Supervisor Janoski: "No Sundays."

Bill Nohejl: "That's when the people used to bring it, Saturdays and Sundays. I understand, but that's the time when they used to

bring it instead of throwing it on the road. Another thing I've talked to people that are in a business, like, they say if you bring in 500 pounds, you get charged for a ton. Say, for instance, you have 500 pounds of grass clippings."

Supervisor Janoski: "You are not charged for grass."

Bill Nohejl: "How about for refrigerators, stuff like that?"

Supervisor Janoski: "That is-- yes, there is a charge for that."

Bill Nohejl: "So, there's a charge for that. So it doesn't pay them to bring it in."

Supervisor Janoski: "People cannot bring it in."

Bill Nohejl: "I mean, all right, can't bring it in."

Supervisor Janoski: "The landfill is closed, Bill."

Bill Nohejl: "So throw it down the street."

Patricia Moore: "If I could just make one comment. I don't want the public that's watching this to think that you can get away with putting things out on the road and nobody is going to go after you. In fact, what we are doing-- "

Bill Nohejl: "We are doing that."

Patricia Moore: "We're going after them, we've been going after them. It may seem that it stays there because we have to give them enough time to get it off. We can't just send the Highway Department to clean up-- "

Bill Nohejl: "The Highway Department is not supposed to be cleaning it up."

Patricia Moore: "That's right. They shouldn't be out there but if, worse case scenario they have gone out there and so has the Sanitation Department, but that's not what they should be doing. Your tax dollar shouldn't be going to clean up the debris that people leave on the road. We have been going after the landlords. We've been

telling them that if the furniture and so on doesn't get removed, we're going to take it and assess against them. They're going to be charged and they are going to be charged more than if they go and get a commercial carter and have it taken away. So there are ways of doing it. The right way is you either call the carter that you get-- if you have a piece of furniture that you want removed, you can call the carter in advance. Don't just put it out on the road. You call them and let them know that you have a piece of furniture that needs to be taken out. They'll try to accommodate that. But you have to give them advance notice."

Bill Nohejl: "Definitely."

Patricia Moore: "If you have a lot of material that the carter cannot take, then it's your responsibility to contact a commercial carter and have it removed properly. If you choose not to do either of those things, then my department, the Code Enforcement Officer, will be out there in a very short time, because we'll either act based on our own observations or on complaints, and we'll find you. And it will cost more in the long run."

Bill Nohejl: "All right. Let me take an instance. Suppose I have a large amount and which carter can I call? Can I call the carter that services me?"

Patricia Moore: "Yes."

Bill Nohejl: "You can."

Patricia Moore: "That's the one you call."

Bill Nohejl: "And he will take it away for "x" amount of dollars?"

Patricia Moore: "In many cases, it's already included in your pick-up fee, if it's a small item. If it's a large item, I don't know, are there special arrangements that are made?"

Councilman Stark: "If you were renovating a room, you know, most people-- or if you were doing it yourself-- would go out and get a roll-off, whether it be a five yard, 10 yard."

Bill Nohejl: "You know what? Those cost \$800."

Patricia Moore: "You want the taxpayers to pay for it?"

Bill Nohejl: "No, but \$800 for \$50 or \$60 worth of material, it doesn't pay to pay \$800."

Councilman Stark: "You know where the old nursing home was on Roanoke Avenue where Czygier is renovating right now? They've had a roll-off out there for almost a month."

Bill Nohejl: "I understand that, Jim. But when you have \$40, \$50 worth of material, you rent a \$800 roll-off?"

Councilman Stark: "No."

Bill Nohejl: "Well, where does it go?"

Councilman Prusinowski: "The collection tax is based on a calculation of an average homeowner's use. Okay? When you go above that minimum use, there's an extra charge. If you follow the instructions and put out the amount of pails for regular household garbage for items on Thursday, Friday, they will be picked up. If you empty out an entire house like the Town Attorney was saying, that's over and above what the average homeowner does in a given time. That is an extra charge for that. You must call a commercial carter and say, come on and pick it up and there's an extra charge. The minimum charge-- yes, we have a minimum charge for the commercial carters at the landfill of one ton."

Bill Nohejl: "All right. Let's end this now. When can I expect a reversal of what's been going on?"

Councilman Prusinowski: "We'll start on that right away."

Supervisor Janoski: "You don't have to answer that question."

Bill Nohejl: "Well, thank you."

Supervisor Janoski: "Thank you, Bill. Yes, sir?"

Charles Averna: "Mr. Supervisor, Town Board. I own a home on

on 20th Street in Wading River. It's just off Hulse Landing Road. Awhile back, somebody started clearing the property next door and filling it in. Since they've done this, starting late spring this year, everytime it rains, I get between three inches and two feet of water in the basement, down my driveway and into the basement. I've lost, so far, thousands of bucks worth of stuff, including my heat, hot water, I've had to turn the heat off, drain all the pipes, shut off the water. The house is unliveable. There's no heat or hot water. I just-- I went to the Building Department and they said they were aware of it. But this is a house that cannot be used, can't be lived in. I can't rent it, I can't live in it myself. My son is recently married. It would have been nice to have him and his wife be able to go out there. It's totally unusable.

Now, as a taxpayer in the Town of Riverhead, you know, I'd like to know how long it takes to get something done. The water is apparently running off the street where it used to run into the property next door. When it was undeveloped, it was a deep pit. Now it's running off the road and I have photographs-- I get up to two, two and a half feet of water in the basement. This happens virtually everytime it rains and I, you know, I'd like to know what can be done about it."

Supervisor Janoski: "Well, as I look out into the audience I see that the Department Head from the Building Department has chosen not to be here this evening so I can't ask him. I will, along with the members of the Board, follow up on this. If you would like to leave the photographs with the Town Clerk, we will get an answer. If you could, before you leave tonight, give the Town Clerk your telephone number where we might be able to get in touch with you."

Mr. Averna: "Yeah, I stopped at the Building Department and I walked in and as soon as I mentioned the address, the lady said, we're aware of the problem there. We're aware of what's happening. And I said to her, and I'll say it here, if I had a violation on my property the Town of Riverhead would come in and say you have 24 hours to fix it or you're going to be fined. And this is months now that this is going on. I'm losing rental income. The furniture-- the gentleman was talking about-- I had carted away. I had stored furniture down there, it's worthless, it's carted away. But there are other things, my heat, my hot water, lawnmower, various things like this. I just, you know, it's-- I hadn't heard anything. I've written the complaints

and everything and-- "

Supervisor Janoski: "We'll follow up on that tomorrow and get some answers for you, sir."

Mr. Averna: "I appreciate it. Thank you very much."

Supervisor Janoski: "No problem. Thank you. Mr. Kasperovich."

William Kasperovich: "William Kasperovich from Wading River. 20th Street is the same as 15th Street where I live and the Town of Riverhead and all its Departments pay no attention to dredge on the streets. There is no policy and no rules, no regulations. I had a problem similar to this and the Town Attorney is well aware that we have a condition that everybody has been looking the other way. Now here's a serious situation, people come up and talk about the loss of a considerable amount of money. But this has been an ongoing problem for years. When we have a new house, we have an alternation, we have a modification, we have a change of grade on the property, anything. The Town doesn't concern themselves with water, storm water, on the streets. And it's high time that the Town took a look and established a policy."

Now, you're charging us taxes for work by the Highway Department that we're not getting. We have been ignored in that community as far as storm water is concerned and when a neighbor directs the water from his property onto another property, the Town does nothing because it goes via the road. And I think that it's an opportune time because of the seriousness of this problem that these people brought forth, that the Town should review the area and establish the policy such that the Departments will pay attention by necessity of established policy.

Now, this is nothing new. It's just been ignored. But in this Town that seems to be common way of life. Ignore the problem, let somebody else suffer. Thank you."

Supervisor Janoski: "Thank you, Bill. Is there anyone else present wishing to address the Town Board? Anybody else? Mr. Schmelzer."

George Schmelzer: "It's a shame to waste all this grass. I

don't why no one let the clippings stay on the grass. If they want to pick it up, maybe sell it to the South Pacific Islands for grass-skirts or something, or maybe make hay out of it, and sell it to the horse farms. Or put up a big silo where you had the Town dump. Put the grass in there and make grass (inaudible). Sell it the horse farms or anybody that has a cow. You shouldn't waste this stuff, you know, you've got to preserve stuff. Help the environment. All the environmentalists around, sell it to some of them. Maybe use the stuff to stuff their mattresses. Yeah. So, okay. You got any horses?"

Councilman Stark: "No, I got out of the horse business."

Mr. Schmelzer: "I heard that we're paying \$85 a ton to send garbage to Connecticut. Is that true? Are we paying \$85 a ton to dump garbage somewhere in Connecticut? Is that true?"

Councilman Prusinowski: "It's \$67.45."

Mr. Schmelzer: "\$67.45."

Councilman Stark: "\$67.45."

Mr. Schmelzer: "I got a discount there, that's good. So recently I heard that they we had these big rains, so we're paying that much to get rid of water. The garbage soaked up with water maybe weighs half again as much-- it's bad enough used to put water in milk, that was illegal. Put water in anything yourself, but something you have to pay to get rid of it, that doesn't quite make sense. I don't know. Maybe put a canvas over that stuff before it gets rained on. How about it?"

Supervisor Janoski: "Thank you, George."

George Schmelzer: "Wait a minute. You're very welcome. There is a controversy in Town about whether the airport in Calverton should be used as an airport, also whether the Expressway should be extended to 105. So you probably get it from both ends. You can get yourself off the hook by arranging for it at the next election, next year, have it put on the ballot as an advisory referendum. I think that's legal. I called up the Board of Elections, they say it is. So whatever the people say, you can do and nobody can complain. Think it

over. Please."

Supervisor Janoski: "Thank you, George."

George Schmelzer: "Will you do that?"

Supervisor Janoski: "I'll think about."

George Schmelzer: "Thinking, you've been thinking lately quite a bit. I mean will you consider though?"

Supervisor Janoski: "George, you and I are not going to ever live to see the extension of the Long Island Expressway."

George Schmelzer: "Can't hear you."

Supervisor Janoski: "You and I will never live to see the extension of the Long Island Expressway nor will we ever see an airport in Calverton."

George Schmelzer: "You expect not to live so long, huh? I didn't think you were that sick. You better stop smoking right away then."

Supervisor Janoski: "Thank you, George."

George Schmelzer: "Okay."

Supervisor Janoski: "Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. There's two subjects that I would like to bring up. If I remember, there was a garden restaurant one time by Griffings Hardware. Now, as I recall, somebody put in wanting to put a building there and they wanted to use 100% of the lot. And I think at the time, I said well, what about the open space of it? Well, this is an exception because they were needed for the entire building contents inside. Now, the question is whatever happened to the proposed building that was going to go there? There's so many of these things, they come forth, they ask for permits, and nine times out of 10, like you said with Firestone, they are granted, but nothing ever happens. So a year goes by and you have to start stuff within a year, but they never start. So I know you have no control in this because, but-- I would say they work so vigorously

to get it and then they drop it and then nothing is followed on it and I don't know if you forget about it or the Board forgets about it, but nothing ever materializes. All right."

Supervisor Janoski: "Steve, that-- what you're talking about has got to be like six years ago, at least."

Councilman Stark: "Yes, I was on the Board when they came in (inaudible)."

Supervisor Janoski: "Parviz Farahzad?"

Councilman Stark: "(inaudible) one down there on the garden restaurant property."

Supervisor Janoski: "That's immaterial. Okay."

Steve Haizlip: "Now, my second comment is I was laying off to mention this before but I never did. I will today since my contents of subject to the Town Board is kind of limited so I'll use this one. Bill brought up something there about putting junk on the road. Well, maybe I should rephrase that and say the man's house, the contents is not really junk. Now, what I'm referring to, what's that street that goes down by the Highway Barn, Osborne? Yeah, I think it's Osborne. Well, as you got down to what they used to call the "Bottoms", and then you climb up a little higher on the hill. Now, if nothing else, I think the Police Chief should listen to this. The bank went over there back in June and they threw a guy out of the house. I think you call that repossession. They repossessed the house. So they took the house. Now, that the bank has took over the house and took the guy out, and took all his contents out, they own the house now so why don't they put it on their property instead of putting it on a highway on our shoulders and then when big trucks come by or cars with that narrow street, you know, they could get into a problem there, especially at night when they don't light it up. They don't light up this stuff. They just put it out there and it takes awhile to get it moved. So I say, that's a no, no, using our streets and our curbs and shoulders to put their stuff on when they already own the house that they're repossessing. So, thank you very much."

Supervisor Janoski: "Thank you, Steve. Let us take up the Resolutions."

Resolution #702

Councilman Prusinowski: "Authorizes issuance of serial bonds for the building commonly known as (inaudible) Theater. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #703

Councilman Stark: "Authorizes preparation of Urban Renewal Plan for a portion of the Route 58 corridor."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #704

Councilman Creighton: "This adopts amendment to Section 101-19 of the Vehicle and Traffic Law of the Riverhead Town Code. So moved."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #705

Councilwoman Gilliam: "Authorizes the extension of Lynch Homes, Inc. to operate an accessory office on Route 58, Riverhead, New York. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #706

Councilman Prusinowski: "Budget adoption, Town of Riverhead, Workman's Compensation (inaudible). So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #707

Councilman Stark: "Budget adjustment for Hospital, self insurance. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #708

Councilman Creighton: "Authorize the Clerk to publish and post a public notice to consider an amendment to Section 101-3 of the Vehicles and Traffic Law of the Riverhead Town Code. So moved."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Prusinowski, yes; Janoski, yes. Resolution is adopted.

Resolution #709

Councilwoman Gilliam: "Designates Pet Crematory Services, Inc. for the cremation of abandoned animals. So moved."

Councilman Creighton: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #710

Councilman Prusinowski: "Authorizes attendance of police officer at seminar. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #711

Councilman Stark: "Awards bid for lighting fixtures for downtown parking field. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #712

Councilman Creighton: Adopts amendment to Riverhead Town Code Section 103-43 of the Solid Waste Management Law. So moved."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #713

Councilwoman Gilliam: "Adopts the amendment of Riverhead Town Code Section 103-5f, Dumping Prohibited, Penalties for Offenses. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #714

Councilman Prusinowski: "Budget adjustment in the Recreation Department. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #715

Councilman Stark: "This authorizes the Town Clerk to publish and post notice of a Public Hearing in reference to (inaudible) Bloc Grant Program, people could come in at the Public Hearing and make their ideas known as to what we should be applying for. So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #716

Councilman Creighton: "This authorizes the naming of a private road in Wading River as Laurel Hollow Court. So moved."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #717

Councilwoman Gilliam: "Authorizes leave of absence for Russell Bartlett. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #718

Councilman Prusinowski: "Budget adoption, Town of Riverhead (inaudible) Fund. So moved."

Councilman Stark: "So moved."

Supervisor Janoski: "Moved and seconded."

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

Resolution #719

Councilman Stark: "This is a budget adjustment, Unemployment

Insurance. So moved."

Councilman Prusinowski: "So moved."

Supervisor Janoski: "Moved and seconded."

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

Resolution #720

Councilman Creighton: "Make a motion to lay Resolution 720 on the table."

Supervisor Janoski: "Motion to table."

Councilwoman Gilliam: "Seconded."

Supervisor Janoski: "Moved and seconded on the motion to table."

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

Resolution #721

Councilwoman Gilliam: "Appoints 90 day temporary mini bus driver to the Senior Program. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #722

Councilman Prusinowski: "Appoints members to the Senior Citizen Advisory Council. So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #723

Councilman Stark: "(inaudible) to the Riverhead/Southampton Scavenger Waste (inaudible). So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #724

Councilman Creighton: "This authorizes the Supervisor to make a budget adjustment in our general fund. So moved."

Councilwoman Gilliam: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #725

Councilwoman Gilliam: "Authorizing the Supervisor to make a budget adjustment in the Highway District. So moved."

Councilman Creighton: "And seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #726

Councilman Prusinowski: "Approves site plan of Phil's Restaurant for a new (inaudible). So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Resolution #727 to Pay Bills

Councilman Prusinowski: "So moved."

Councilman Stark: "Seconded."

Supervisor Janoski: "Moved and seconded."

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

Supervisor Janoski: "Without objection, this meeting is adjourned."

Meeting Adjourned: 8:09 p.m.

*Barbara Dutton
Town Clerk*