

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead held in the Town Hall, Riverhead, New York on Tuesday, March 3, 1992 at 7:00 p.m.

Present: Monique Gablenz, Deputy Supervisor
 Victor Prusinowski, Councilman
 James Stark, Councilman
 Frank Creighton, Councilman
 Harriet Gilliam, Councilwoman

Also Present: Barbara Grattan, Town Clerk
 Patricia Moore, Town Attorney

Deputy Supervisor Gablenz called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited. Minutes to be approved 1/7/92 and Special Board 1/15/92.

REPORTS:

RECEIVER OF TAXES Report to County Treasurer for February, 1992

OPEN BID REPORT FURNISHING HEAT FUSED PREFORMED PAVEMENT MARKINGS

Bid Date - February 24, 1992

NAME: CAPITAL HIGHWAY MATERIAL, INC.

ADDRESS: BALDWIN PLACE, NY

BID: SEE FILE

NAME: PAVE-MARK CORPORATION

ADDRESS: ATLANTA, GEORGIA

BID: SEE FILE

OPEN BID REPORT TRAFFIC SIGNS AND RELATED ITEMS

Bid Date - February 24, 1992

NAME: ADVANCED SIGNS & PRINTING, INC.

ADDRESS: BROOKLYN, NY

BID: SEE FILE

NAME: CAPITOL HIGHWAY MATERIAL, INC.
ADDRESS: BALDWIN PLACE, NY
BID: SEE FILE

NAME: CHEMUNG SUPPLY CORP.
ADDRESS: NO ADDRESS AVAILABLE
BID: SEE FILE

OPEN BID REPORT **ACRYLIC-WATER BASED TRAFFIC PAINT -
COLD APPLICATION**
Bid Date - February 24, 1992

NAME: CAPITOL HIGHWAY MATERIAL, INC.
ADDRESS: BALDWIN PLACE, NY
BID: SEE FILE

NAME: SHERWIN WILLIAMS
ADDRESS: NO ADDRESS AVAILABLE
BID: SEE FILE

JAMESPORT FIRE DIST. **ANNUAL REPORT OF JAMESPORT FIRE
DISTRICT**

RIVERHEAD SEWER DIST. **DISCHARGE MONITORING REPORT FOR
MONTH OF JANUARY, 1992**

BUILDING DEPT. **MONTHLY REPORT FOR FEBRUARY, 1992**

MANORVILLE FIRE DIST. **ANNUAL REPORT ENDING DEC. 31, 1991**

RIVERHEAD TOWN HISTORIAN **ANNUAL REPORT FOR 1991**

CORRESPONDENCE:

TOWN OF BROOKHAVEN **Notifying Town of a Change of Zone
Application for Baravarian-Yaganeh
Property "A-5" Res., to "MF-1" Res.,
Calverton, NY**

AFRICAN LEADERSHIP COUNCIL Admonishing Town Board for allowing students in the police lineup

EASTERN L.I. BRANCH OF THE N.A.A.C.P. Disappointed that no member of the Town Board or the Police Dept. attended Riverhead School Board Meeting to answer questions in regard to the students used in the Police lineup

RIVERHEAD INDUSTRIAL DEVELOPMENT AGENCY Offers concerns about the allegations and inferences contained in the NEWSDAY article dated 2/14/92

LULA MADDOX Thanks Muriel Froehlich for returning her wallet which she had left in the Town Clerk's Office

COUNTY OF SUFFOLK RE: TOWN OF BROOKHAVEN Amendments to Zoning Ordinance (1) Section 85-42 (Local Law No. 1 of 1992) and (2) Section 85-43 (Local Law No. 2 of 1992)

1 PETITION Opposition to designation of carters for Solid Waste Collection District

NORTH FORK ENVIRONMENTAL COUNCIL Requests Change of Zone for Chesterfield be denied

Deputy Supervisor Gablenz: "Thank you. Let the record show that the hour for the first public hearing has not yet arrived, I would recognize anyone who wishes to address the Town Board on any matter. That being the case, let us begin with resolutions."

Councilman Stark: "Wait a minute. Richard, Richard. Take up three minutes. Wing it."

Councilman Prusinowski: "Monique, excuse me Jimmy, I just want to correct something that was mentioned from the branch of the N.A.A.C.P. The Police Dept. did offer to attend the School Board Meeting and at the request of the Superintendent of Schools, they were requested, that particular night, not to attend and to my knowledge, the Town Board was not requested to be at that School Board Meeting. I think that the record should show that."

Deputy Supervisor Gablenz: "Thank you."

Councilman Prusinowski: "Otherwise we would have been there."

Deputy Supervisor Gablenz: "Is there anybody who wants to address the Board on anything? This is like a new experience."

William Kasperovich: "William Kasperovich, Wading River. Now that we have the situation that we had many, many years, that the Township is without a Fire Marshal, I would like to know, who is doing the duties of a Fire Marshal and who and how are the remaining violations being attended to?"

Deputy Supervisor Gablenz: "Those duties are being shared by the personnel of the Building Department and also our Ordinance Inspector."

William Kasperovich: "Well, Mr. Wiwczar made it quite plain to me, in no uncertain terms, that he has nothing to do with fire violations, as issued by the Fire Marshal. So I assume he that has been given new orders."

Deputy Supervisor Gablenz: "Mr. Kasperovich, I'm not specifically sure what your conversation was with Mr. Wiwczar, but I do know that they have been attending to violations and they have been making inspections in accordance to the duties of the previous Fire Marshal."

William Kasperovich: "Well, several months ago, I stood up here and brought to the attention of the Town Board, of an existing fire violation issued by the then Fire Marshal, Mr. Kukla, that was issued in the first week of July and after such a long period of time, I assume that would eventually be taken care of. Somehow resolved. To date, I'm not aware of any resolution or taking care of or in anyway attending to an outstanding fire violation. Now this is not a "no smoking" type fire violation, where you go into a restaurant and you're smoking in an area that's not approved. This is a serious violation, and before I take a firm action, I thought I'd take the gentlemanly, mannerly procedure and ask what has happened? I know Mr. Janoski was quite upset the last time when I brought it up before the Town Board here, but at the same time, he wasn't upset enough to resolve that which I was referring to."

Deputy Supervisor Gablenz: "Well, if you'd like Mr. Kasperovich, I'd be happy to speak to you after the meeting about that specific violation or tomorrow, whenever is convenient for you and what I will tell you is that I will look into it with the Building Department and see what action if any has been taken."

William Kasperovich: "Well, I think it's reasonably fair that after a period starting in the first week of July that we've been under the good graces of the Lord that nothing has happened and I think we're just stretching things a little to far and for this, I came here specifically tonight to bring this to the attention to the Town Board and the people of Riverhead."

Deputy Supervisor Gablenz: "Thank you. Let the record show that the hour of 7:12 p.m. has arrived. Will the Town Clerk please read the notice of public hearing?"

P U B L I C H E A R I N G 7:10 P.M.

Barbara Grattan: "I have affidavits of publishing and posting of a public notice for a public hearing to held at Riverhead Town Hall at 7:10 p.m. on Tuesday, March 3, 1992 to hear all interested persons who wish to be heard regarding:

A LOCAL LAW AMENDING CHAPTER 103 "SOLID WASTE MANAGEMENT" ARTICLE V, LICENSE TO PERMIT REQUIREMENTS OF THE RIVERHEAD TOWN CODE."

Deputy Supervisor Gablenz: "We have two amendments to the Solid Waste Management Law before the Town Board this evening. One is amending the Solid Waste Management Law to allow permits to be issued to, until Dec. 31, 1992 rather than Dec. 31, 1991 as that law currently reads and also we are deleting the ability for Class 3 license holders to bring tires to the Riverhead Landfill. Is there anyone who wishes to address the Board on that particular subject? That being the case, and without objection, I declare the hearing closed. We have two minutes until the time of the next public hearing, is there anyone who wishes to address the Board? That being the case, I'm sorry, yes ma'am."

Jeanie Stasiukiewicz: "My name is Jeanie Stasiukiewicz. I live on Roanoke Ave. I have a question about Resolution 150. It authorizes the attendance of the Police Sergeant at seminars of the Dept. of Treasury. I would like to know where that meeting will be and what's the purpose of it and how much it would cost the Town?"

Deputy Supervisor Gablenz: "Sure. This is two seminars that will be held, they are sponsored by the Dept. of Treasury, and you must be invited by invitation of the Dept. of Treasury. We have a Sergeant who has been invited to attend these two seminars. They will be held in Glenn Cove, Georgia and the purposes, they are geared for first line supervisors regarding crisis and emergency planning response and the second course is geared for first line supervisors who will deal with officer safety and defensive driving skills."

Jeanie Stasiukiewicz: "How much will it cost?"

Deputy Supervisor Gablenz: "The total cost to the Town would be \$500.52."

Jeanie Stasiukiewicz: "Thank you."

Deputy Supervisor Gablenz: "You're welcome. Let the record show that the hour of 7:15 p.m. has arrived, would the Town Clerk please read the notice of public hearing?"

P U B L I C H E A R I N G 7:15 P.M.

Barbara Grattan: "I have affidavits of publishing and posting of a public notice for a public hearing to be held at Riverhead Town Hall at 7:15 p.m. on Tuesday, March 3, 1992, to hear all interested persons who wish to be heard regarding:

A SPECIAL PERMIT APPLICATION OF VINCENT DELLA SPERANZO TO CONVERT A SINGLE FAMILY DWELLING ON A 1.4 ACRE PARCEL LOCATED WITHIN THE AGRICULTURAL A ZONING USE DISTRICT."

Deputy Supervisor Gablenz: "This would be to convert a single family dwelling to a two family residential dwelling on that parcel. Is there anyone representing the applicant? Sir? Why don't you just step up to the microphone? If you could give us your name and address please?"

Vincent Della Speranzo: "Vincent Della Speranzo, I live on Church Lane, Aquebogue. 722-8076, my number."

Deputy Supervisor Gablenz: "Maybe you would just want to briefly explain your reasons for requesting this?"

Vincent Della Speranzo: "Well I have the room there. I know it's zoned Agricultural A and I think I can convert it to two family."

Deputy Supervisor Gablenz: "Okay, okay."

Councilman Prusinowski: "Do you live in the premises now?"

Vincent Della Speranzo: "Yeah."

Councilman Prusinowski: "Are you going to live in the premises when your tenants are going to be there?"

Vincent Della Speranzo: "Yes."

Deputy Supervisor Gablenz: "Okay, thank you. Is there anyone who wishes to address the Board on this subject? That being the... Yes, Mr. Benedict."

Dick Benedict.: "Dick Benedict., Fanning Boulevard. I'm in total agreement for two family housing if they meet the criteria for the Town, especially parking and if they're going to live there themselves or with their relatives, I think it reserves open space, I think you can make a cheaper home for your children, and I think it would give some local builders some work and I've been an advocate of that for a long time. Also mother-daughter apartments, but I think the Town Board, instead of doing everyone by special permit, should start looking into doing something for the whole town overall, but parking is going to be one of the big things. If they have the room to add on, they should also have some parking requirements. Thank you."

Deputy Supervisor Gablenz: "Thank you. Is there anyone else who wishes to address the Board on this subject? That being the case, and without objection, I declare the hearing closed. We have some two minutes to the next public hearing, was there anyone else who wishes to address the Board on any subject? That being the case, perhaps we can begin the resolutions."

Barbara Grattan: "Resolution..."

Alice Graff: "May I ask a question?"

Deputy Supervisor Gablenz: "Mrs. Graff, why don't you come up to the microphone?"

Alice Graff: "Alice Graff, Riverhead. I agree with making a family living as that situation is. What about, I don't know if they're apartments or boarders or are they people taking in boarders or are they converting into apartment houses, you see this kind of thing happening all through the Town. Is that a legal situation?"

Deputy Supervisor Gablenz: "I don't know what you're specifically talking about. We have within our code, a definition of a family, okay."

Alice Graff: "Well these are not really family, they're taking in, I've seen throughout the Town, even in some of the new developments the affordable housing people taking in boarders. I don't know if they're boarders or apartments, I don't know which it is, because I've not been in the house, but I have been informed that there is a lot of... as I say, I don't know."

Councilman Prusinowski: "Alice, you're right and similar to what four other towns have done in Western Suffolk, I have wrote away, and Rick Hanley and I are preparing an ordinance similar to what Dick has said. The purpose of the ordinance is going to strip all reference of two family housing in the entire code and is to be replaced with an all encompassing Reynold's Law which would allow for accessory apartments and two family housing in certain categories, providing they meet certain limits. In Babylon, what they've done to address the illegal two family apartment is they've also created, not a Rent Control Board, but a Renter's Board, where you must apply for a permit, either one, two or three is depending on quite honestly, how you behave yourself. This was done because you have a lot of absentee landlords, for example, let's take Milbrook Gables, for example, who buy these homes for ten thousand dollars, load them up with social service families and walk away stuffing their pockets full of money, and that's wrong. We cannot afford to baby-sit these people anymore, and within about the next 4 or 5 months, soon as the draft is finished, we will present it to the Planning Board, ZBA, and to the Town Board Code Revision for it's review. This should address that problem. It's in Babylon and Huntington, they had a lot of two family, I think one town had over 16,000

they could identify and they have like 50% of compliance and they had a time period where you could voluntarily with no penalty, there was a deadline where you could turn yourself in and become legal, so it's something that we have to address. Unfortunately, in this particular case, I have no objections if he lives in the house and is responsible, but there are some landlords who are irresponsible and they give the Town a bad reputation, and unlike methadone clinics and other things that are really facades, this is some of the problems we are facing in this Town. Some of these landlords make 20, 30, 40 thousand a month in rental incomes and don't put that much back into the community."

Alice Graff: "They don't put much of anything back."

Councilman Prusinowski: "And you and I can ride around this Town and identify a lot of houses like that."

Alice Graff: "That's right. Thank you Vic."

Councilman Prusinowski: "And it's not fair to the tenants either."

Deputy Supervisor Gablenz: "Thank you. Let the record show that the hour of 7:21 p.m. has arrived. Would the Town Clerk please read the notice of public hearing?"

P U B L I C H E A R I N G 7:20 P.M.

Barbara Grattan: "I have affidavits of publishing a posting of a public notice for a public hearing to be held at Riverhead Town Hall at 7:20 p.m. on Tuesday, March 3, 1992 to hear all interested persons who wish to be heard regarding:

A LOCAL LAW ENTITLED "ALARM SYSTEMS".

Deputy Supervisor Gablenz: "This is a local law that the Town Board is proposing for public comment that would allow for charges for false alarms that the Police Dept. might have to respond to. The first and second false emergency alarm each calendar year will be no charge, the third and subsequent false emergency alarms each calendar year would be a one hundred dollar charge. Is there anyone who wishes to address the Board on this particular subject? Yes, Fran."

Fran Frizolowski: "Francis Frizolowski, 111 Northville Turnpike, Riverhead. Monique, am I to understand that this is just for the Police Dept., not the Fire Dept?"

Deputy Supervisor Gablenz: "No as I'm looking at it, it includes the Fire or Police alarm devices."

Fran Frizolowski: "Okay. I'd like to stand on record saying that I'm for this, as a member of the Ladies Auxiliary of the Riverhead Fire Dept. Many a nights go by when we go to false

alarms to Central Suffolk, Ad Chem, any number of places in Riverhead. A lot of times when the alarm goes off and you hear the ADT at Central Suffolk, it's oh well, another false alarm, but someday they're really going to need it and I'm just wondering how many of the guys are going to really be on there toes to go there. I'm all in favor of it."

Deputy Supervisor Gablenz: "Thank you, Fran. Is there anyone else who wishes to address the Board on this subject? Mr. Kasperovich."

William Kasperovich: "William Kasperovich, Wading River. Although the intent of this seems quite good and proper, I question whether you aren't dealing with this too lightly? This is a criminal offense and there should be a specific explanation, detailed as to what constitutes a false alarm and to what constitutes a person placing and how the alarm was placed and also for us people who live in the very westerly part of this Township were you can not dial 911, how this accommodates calls that go into Yaphank. Now if a person is upset or distraught or whatever and just goes into orbit when they see flames rushing through the top of the house, they do unpredictable things and no allowances are being made for conditions that would explain or justify a false alarm. If There is a question in my mind, I would rather make a false alarm, rather than ignore it and drive away or walk away. It depends on how conservative you are. This is for the people who live in Riverhead. I sense that there is something to take care of people who are irresponsible or criminally inclined and I think if this is going to be put on the books, it should envelope the entire concern of false alarms. Thank you."

Deputy Supervisor Gablenz: "Thank you. Is there anyone else who wishes to address the Board on this subject? That being the case, and without objection, I declare the hearing closed. We can take up resolutions at this time. Let the record show that the hour is 7:45 p.m. There being no further business on motion or vote, I declare this hearing adjourned."

BG:gah

Barbara Grattan
Town Clerk

