

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, April 16, 1991 at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor
Denise Civiletti, Councilwoman
Victor Prusinowski, Councilman
James Stark, Councilman

Also Present: Irene J. Pendzick, Town Clerk
Patricia Moore, Town Attorney

Supervisor Janoski called the meeting to order at 7:30 p.m. and the Pledge of Allegiance was recited.

Supervisor Janoski: "May I have a motion to approve the minutes of a Regular Board Meeting being held on March 19th, 1991."

Councilwoman Civiletti: "So moved."

Councilman Prusinowski: "Seconded."

Supervisor Janoski: "Moved and seconded."

The Vote: "Prusinowski, yes; Stark, yes; Civiletti, yes; Janoski, yes. 4 YES."

Supervisor Janoski: "Reports."

REPORTS:

Tax Receiver Collections as of April 10, 1991
\$27,712,401.00

Police Dept. For month of February, 1991

Proposals Child Care (none received)

OPEN BID REPORT: Ford 6 Wheel Diesel Truck or Equal
Date: April 9, 1991

NAME: Sam Allen's Modern Machinery, Inc.

ADDRESS: Coram, NY

AMOUNT: \$36,200.00

OPEN BID REPORT: Reeves Park Improvements
Date: April 8, 1991

NAME: Bi-County Construction Corp.

ADDRESS: East Setauket, NY

TOTAL BID: \$478,534.30 **ALTERNATE BID:** \$487,284.30

- - - - -

NAME: Grimes Contracting Co.

ADDRESS: Montauk, NY

TOTAL BID: \$385,834.50 **ALTERNATE BID:** \$393,237.00

- - - - -

NAME: Firebird Construction Corp.

ADDRESS: Smithtown, NY

TOTAL BID: \$424,641.50 **ALTERNATE BID:** \$433,391.50

- - - - -

NAME: Patrick Bistran Jr., Inc.

ADDRESS: East Hampton, NY

TOTAL BID: \$545,932.50 **ALTERNATE BID:** \$546,632.50

- - - - -

NAME: Chesterfield Associates, Inc.

ADDRESS: Westhampton Beach, NY

TOTAL BID: \$473,945.60 **ALTERNATE BID:** \$507,195.60

- - - - -

NAME: Charles Cardo & Son, Inc.

ADDRESS: Quogue, NY

TOTAL BID: \$407,194.00 **ALTERNATE BID:** \$433,444.00

- - - - -

NAME: Riverhead Cement Block

ADDRESS: Riverhead, NY

TOTAL BID: \$345,647.00 **ALTERNATE BID:** \$431,747.00

Supervisor Janoski: "Thank you. Applications."

APPLICATIONS:

Site Plan	Robert Stevenot (building at Kroemer Avenue)
Site Plan	Edwards Ave. Corp. (paving rear of property)
Special Permit	Calverton Composting Corp. (construct & operate 400 ton per day composting & recycling facility)
Special Permit	Twomey, Latham & Shea (renovate existing structure on Second Street)
Parade Permit	Community Awareness Program 5/17/91 at 10 A.M.
Parade Permit	Jamesport Fire Dept. (7/17/91 at 7 P.M.)
Fireworks Permit	Riverhead Raceway for 7/6/91

Supervisor Janoski: "Thank you. Correspondence."

CORRESPONDENCE:

County Health Dept.	Observations regarding permit for "Bayview Hotel" & assumption that since facility has not been closed by Town, all violations have been corrected
Relay Communications	Objecting to limited time parking & suggests employer/employee permits be issued
Southampton Town	Notice of Adoption of Local Laws 3 & 4 of 1991
St. John's R. C. Church	Requesting waiver of Chapter 46 for May carnival
Colleen Nicols	Objects to Breslin building strip mall
Lt. Wesley Droskoski	Letter informing Town Board of retirement as of 6/1/1991
D/Sgt. Reginald Underwood, Jr.	Letter informing Town Board of retirement as of 4/19/91

Ruth Kaffke	Resigns from Director of the Youth Program at Jamesport Community Center
Jody Adams	Comments on notice required for claims against the Town of Riverhead
Warren McKnight	Objects to an appointment to fill Councilman Lombardi's seat
Al Lane	Protests anticipated appointment of Frank Creighton to fill Councilman Lombardi's seat
Assoc. of Towns	Advising Town's Annual dues have not been received
Catholic Charities	Acknowledging receipt of packet for eight prospective alternate sites. Review will be forwarded by April 25, 1991

Supervisor Janoski: "Thank you. The time for the first scheduled public hearing is 7:40. There remains a few minutes before. Henry."

Henry Pfeiffer, Wading River: "This administration is to be congratulated for its consistent progressive provisions of potable public water throughout the community. It is safe water. Aerated and treated with chlorine to discourage or control harmful impurities or wiggly critters. I received a request from Dr. David Harris, Suffolk County Commissioner of Health asking for my help in securing the support of the elderly community for the introduction of fluoride into Suffolk County Public Water Systems. There are arguments for and arguments against this. I ask for opinions from various older folk. One said I hear it rusts the plumbing and another said it may cause cancer, one said it is very costly. Another said it is good for the teeth of children, it prevents cavities, another said I can't see what good it will do for my dentures.

We are concerned with its value to our residents of all ages. Have you been approached? What is your opinion of its overall worth? Are you contemplating fluoridation of our drinking water?"

Supervisor Janoski: "No. No and No."

Henry Pfeiffer: "Thank you."

Supervisor Janoski: "Thank you. There are about thirty seconds left. Anybody have a thirty second comment? Well we will just wait it out then. Let the record show that the hour of 7:40 P.M. has arrived and the Town Clerk will please read the notice of public hearing."

P U B L I C H E A R I N G 7:40 P.M.

Town Clerk, Irene J. Pendzick: "I have affidavits of Publishing and Posting of a public notice for a public hearing to be held at Riverhead Town Hall at 7:40 P.M. on Tuesday, April 16, 1991 to hear all interested persons who wish to be heard regarding: **AN AMENDMENT TO SECTION 108-56 (I) OF THE TOWN CODE RE: SIGNS.**"

Town Attorney, Patricia Moore: "We are amending our sign ordinance which would allow in a commercial zoning district the following: Whenever a free standing sign is permitted in accordance with the provisions in this section such sign shall be permitted to contain within the structure of the free standing sign and within ten foot height requirements an additional 32 square feet of marquis space for the display of temporary messages by means of removable lettering. If the owner has elected to combine sign areas on one sign pursuant to the provisions in this section the marquis portion of such sign shall remain 32 square feet.

We are allowing for a marquis sign which allows removable lettering."

Supervisor Janoski: "Thank you. Is there anyone present wishing to address the Town Board on this change in the sign ordinance? That being the case and without objection I declare the hearing to be closed. There are about four minutes remaining until the next scheduled public hearing. Is there anyone wishing to address the Town Board on any matter. Steve."

Steve Haizlip, Calverton: "I would like to know our immediate local leaders that we have elected and sent to Albany. Are they working for us or are they working for Cuomo? Fifty two per cent of the school aide is going to be cut from Nassau and Suffolk. Four hundred, sixty four million so you cut that right in half or a little better than half, two hundred thirty two million for us. We are going to be short changed. We don't hear anything from our elected leaders. They seem to be condoning this and going with it. They only time they like us is when we don't say anything. Then you are a good constituent. But if you say anything and you send in letters you don't get any response back. That's what I've been finding with my senator and assemblyman lately.

Twenty five years ago it seems like the State enacted a gun law for the senior citizens only in Nassau and Suffolk Counties again. The other sixty counties are not doing anything to them. It's okay. They can have their guns. It's only Nassau and Suffolk. The way I read it unless I'm wrong then correct me. The law enforcement people in Albany, Abrams and all of them, whoever was responsible, it never did get picked up and enacted. So all of a sudden the Police Commissioner of the County is pulling a Kruschev. No compassion for these people. Sixty counties are not in that Bill, only this two. It needs to have a message for you.

Years ago there used to be a fellow that sat there, his name was George Young. He picked up the name of Lonesome George. Hi ya Lonesome Denise."

Alice Graff, Riverhead: "I spoke last week about trees. I see more trees have been cut down. I have inquired about spraying. You had mentioned spraying. I've inquired with people to find out if anybody had ever seen the spraying done. And with all the people that I've spoken to from east to west of the Town, I've not found anyone who has actually seen the spraying."

Supervisor Janoski: "Neither have I, Alice, to tell you the truth."

Alice Graff: "It seems to me that if the trees have been sprayed we wouldn't have the destruction of the trees, so called destruction. Some of them that I've seen are really not that bad that are being removed, but if we had had proper spraying those trees would not be needing to be destroyed. Something is not kosher. Thank you."

Supervisor Janoski: "Thank you Alice. I'm going to ask the members of the Highway Committee, if you would, when you meet with Charlie to bring up the subject of trees and maybe we can have an answer for Alice. Let the record show that the hour of 7:45 P.M. has arrived. The Town Clerk would please read the notice of Public Hearing."

P U B L I C H E A R I N G 7:45 P.M.

Town Clerk, Irene J. Pendzick: "I have affidavits of publishing and posting of a public notice for a public hearing to be held at Riverhead Town Hall at 7:45 P.M. on Tuesday, April 16, 1991 to hear all interested persons who wish to be heard regarding: **THE SPECIAL PERMIT APPLICATION OF P. G. C. ASSOCIATES (RIVERHEAD FIRESTONE) FOR THE ADDITION OF A 1,900 SQUARE FEET TO AN EXISTING AUTO SERVICE CENTER.**"

Supervisor Janoski: "Thank you. Is there anyone representing the applicant?"

Eric Russo, Attorney for Applicant: "Yes, Mr. Supervisor. My name is Eric Russo, I am a partner in the law firm of Van Brunt, Juzwiak & Russo with law offices at 150 Main Street in Sayville. I'm here tonight on behalf of the applicant which is Bridgestone/Firestone and their real estate managing agent Stewart Green who have offices at 900 Route 9 in Woodridge.

The application before you this evening is for a special permit from this Board under 108.35 which is your general lot, size and height requirements. Your ordinance requires that we come here for a special permit because that we exceed as to the lot the lot occupancy required of 15%. What I would like to do is take a moment and just explain to you and give you a few documents which we have shared in the other presentations before the Planning Board and the Zoning Board of Appeals so that you understand the history of what is going on here.

What has happened is we appeared previously before the Board of Zoning Appeals in December and we received a variance from the

Board of Zoning Appeals as to an aisle width for twenty two feet. And I have here, which I will submit to you along with the other documents as I go through them, copies of those decisions. There were findings of facts made at that hearing which indicated what we were undertaking on behalf of the Bridgestone/Firestone establishment and which verify the fact that this particular parcel is part of a larger piece. We are leasing this premises from the person by the name of Leona Pathis, also known as Riverhead Plaza Associates, a limited partnership. They acquired title by deed of December 14th, 1983 and we have a lease with them for the premises. I have copies of both here with the respective highlighting so that you can indicate that for the record. We are part of an individual shopping center. This is the whole shopping center. I'll pass it up there so that you can see it and this is our building here. There was some confusion at the Zoning Board of Appeals where we thought that other variances were required as to parking etc. because they thought that this was a separate tax lot with a separate deed. It turned out yes, it is a separate tax parcel, however, what was learned is that it is part of the total and therefore that's why the variance request that appeared in December were modified.

We appeared before the Planning Board so that they could provide this with recommendations and input on April 4th. And the Planning Board to my knowledge, although I haven't received a copy of their decision, indicated that they approved or were going to recommend approval of our special permit request to this Board. I also have copies of your Resolution #192 from the March 19th meeting indicating that there was a Negative Declaration issued on this particular parcel. So I will give you those documents at this time."

Supervisor Janoski: "Give those to the Clerk."

Eric Russo: "In addition what I would like to do at this time is simply introduce William Jaeger from the firm of Hawkins, Webb and Jaeger and they will go over with you the site plan and the requirement for the special permit in light of the 15% requirement."

Bill Jaeger, Attorney from Hawkins, Webb and Jaeger, Port Jefferson: "I'd like to show the Board initially a photograph of the area. This is the subject building. The subject building is located at the northwesterly corner of the premises. We are proposing an addition to the back of this building which will add three bays. Do to the nature of the business and the economics involved therein it is necessary that we expand the operation in order to keep the business in place and functioning in this particular area. The site plan indicates this. The existing building is shown and the proposed addition is shown out the back. What's relevant for this Board in this particular application is the percent coverage for the property. The subject property, I believe has a (inaudible) percent occupancy at this time or percent coverage at this time 22.1%. The addition to this building is some 810 square feet will increase that percent occupancy to some 22.3% or a .2% increase."

Supervisor Janoski: "How many square feet does that amount to?"

Bill Jaeger: "It was eight hundred and ten."

Supervisor Janoski: "I mean what the additional square footage. What will be?"

Bill Jaeger: "The additional square footage, I'm sorry 1,840 square feet is the addition to this particular building. The existing building is 5,833 square feet. And for the record the overall area of the existing building on site is 211,000 square feet."

Eric Russo: "Mr. Janoski in addition I would like to point out that this property is zoned "B" Business under the Town Zoning Code and we did submit to the Board and to the various departments copies of the owners endorsement that they are willing to consent to this variance request and we have submitted that to the Board. The matter has been before the Architectural Review Board of the Town and the applicant is willing to consent all of the recommendations of the Architectural Review Board. There was concern as to the style of the brick, if it were going to match with the existing and it was also concerned that they wanted to have additional plantings around the property which we have also agreed as you can see on the site plan."

Supervisor Janoski: "I can see that from the site plan."

Eric Russo: "The only other issue that has come up throughout the previous hearings, but we have resolved that with the Board of Zoning Appeals in conversation, and that had to do with the height of the sign on the premises. If you are familiar with the area, you would know that there is a very high Firestone sign up there identifying it. It turns out that his grandfather under the prior sign permits and the particular sign happens to exist in a portion of the road where the County may consider taking it in acquisition. There was correspondence to the Town from the County indicating that the Department of Public Works would like to see the applicant take the sign down at some future point. Therefore they don't have to incur the expense of acquisition and replacement costs. If at some point the County does widen the road, we are prepared to comply with the sign permit ordinance at that time. As of right now we do by rights have grandfathering for the sign that exists and as I pointed out in the prior hearing if we had a dirigible like Goodyear we wouldn't need the sign that size. That's it for our presentation."

Supervisor Janoski: "Thank you Mr. Russo and Mr. Jaeger. Is there anyone present wishing to address the Town Board on this special permit application? That being the case-----oh Steve, I'm sorry."

Steve Haizlip, Calverton: "I would just like to inquire as to if any of this work will be for local people. I know that they can give it to anyone they want. They can give it to somebody in tinbuckto as long as they get here on time to do the job. But I'm just thinking about our unemployed people we have here in Town that are capable and competent and are willing to work."

Supervisor Janoski: "Are you talking about the actual construction?"

Steve Haizlip: "The construction of the addition."

Supervisor Janoski: "And you might want to address if they are going to hire any additional personnel at the business?"

Steve Haizlip: "You are doing business with our Town. Most of our residents are supporting you so could you support the unemployed and the building business?"

Bill Jaeger: "Mr. Janoski, I honestly do not know. I would say that the expense of the operation will most likely add additional personnel to the payroll which would be on an ongoing basis and no doubt these will be local people because it is a local business."

Supervisor Janoski: "Thank you. Bill."

Bill Roberts, Baiting Hollow: "I felt all along that the traffic coming from Route 58 south alongside the Firestone Building trying to get into the main section of the shopping center alongside King Kullen and down towards Caldor has been a very hazardous spot. Cars come down. They try to get into the mainstream of traffic turning from King Kullen to get onto Ostrander or cars that are coming from Oliver and there is no stop arrangement there for cars coming into the shopping plaza."

Supervisor Janoski: "Bill you lost me when you start talking about Oliver Street which is on the extreme other end of that parcel."

Bill Roberts: "Yes, but they come through Oliver Street and they don't get on Route 58, they cut through the parking lot that way. And I feel that that intersection would blind sides at the King Kullen Shopping Center Building is a very hazardous location."

Councilman Vic Prusinowski: "Bill I think there is a Stop Sign there right at the corner though of the King Kullen on the northerly side."

Bill Roberts: "Yes, but it has nothing to do with cars coming down from Route 58."

Councilman Prusinowski: "Oh you mean from the light."

Bill Roberts: "No."

Supervisor Janoski: "Bill it happens to be illegal to use the parking lot for that purpose. If people are doing it, you can't avoid the traffic by cutting through the parking lot. That's not a thruway. I appreciate what you are saying."

Bill Roberts: "Cars turning in, making a right turn and going east. Right turn at the Firestone Building to get into the shopping center."

Supervisor Janoski: "That is the way I always get in there."

Bill Roberts: "And the cars just keep on barreling right through and they don't allow an alternate feed or a regular progression of cars so there can be a very bad accident."

Supervisor Janoski: "Thank you Bill. Is there anyone else wishing to address the Town Board on this special permit application? That being the case and without objection I declare the hearing to be closed. Thank you Mr. Russo. Thank you Mr. Jaeger. Let the record show that the hour is 7:58 P.M. Is there anyone who wishes to address the Town Board on any matter before we take up the resolutions? Bill."

Bill Roberts: "I have a couple of things. I don't mean to take the wind out of anyone's sails, but I saw you on television last week with Chip Cleary. I've written to Mr. Gentilly who is the president of Adventureland. I wrote to him on March 16th. It's a short letter. I'll read it."

`Dear Sir:

Splish Splash is coming to Riverhead apparently right on target for opening day. Good for you. Good for the Town and good for the many fun lovers who will enjoy using your facilities. But the large numbers of retirees and senior citizens living in the Town of Riverhead who are keenly interested in what your park has to offer the public will never visit the park or try any of the rides, because of their advanced ages or various infirmities. Have you ever considered having a short dry run open house for fogys like us your neighbors before the opening date? A lot of them could become word of mouth advertisers to distant friends and family members. A gesture such as that would surely cut down the mumbling and muttering as local residents try to pass through the heavy motor traffic trying to get into and out of your facility.'

I had a phone call on April 6th from Paula. She is headquartered at the Adventureland in Farmingdale and she said they think it is a great idea and they will have an open house, coffee hour sometime when it is slow. There will be ample advance notice and they will let us know to give us further details."

Supervisor Janoski: "Good. Thank you Bill."

Bill Roberts: "Old fogys. Sorry about that. The second letter I want to discuss is. I'm getting fed up with garbage along the roads of Riverhead. Particularly along Edwards Avenue which I traverse coming from my house down Route 25. The other day I saw assorted plastic bags filled with garbage. I saw empty gallon jugs of wine. I don't even bother to count the beer cans or soda cans and the worse thing that I saw was a couple of days ago when the people that patrol that area, police it, were picking up the garbage and a car comes by, a truck actually, and throws a whole mess of garbage right out the window. And that incensed me and I think you might think about putting some signs up. Of course I'm very blunt about this and I'd like to see something like 'YOUR GARBAGE, PLEASE DO NOT TOSS IT ON OUR ROADS. IF YOU MUST PLEASE INCLUDE YOUR NAME AND ADDRESS SO THAT WE CAN TOSS IT ON YOUR FRONT LAWN OR YOUR LIVINGROOM RUG. IRATE CITIZENS OF THE TOWN OF RIVERHEAD.' But this is not a unique situation. Out of the center of Town. I'm talking about the Twomey Avenues. I'm talking about the Edwards Avenues, I'm talking about Roanoke Avenue, I'm talking about Sound Avenue. I'm not talking about the downtown area where you don't see the situation. But once you get out there, literally the side of the road is nothing more than a landfill extension of our dump. And I think it will get worse rather than get better so maybe we could get some signs up there or do something to prevent us from getting further than it has.

Another item I want to address is trucks on Sound Avenue. Trucks are using Sound Avenue, and this has been discussed before, as a convenient bypass eliminating the traffic and the traffic lights on Route 58. In fact they are even using Middle Road, but Sound Avenue is particularly getting bad. I got behind a truck at Edwards Avenue and Sound Avenue the other day. It was Royal Food Distributors. I followed him all the way to Mattituck and he was still barreling, probably going east to Greenport or something like that, and regularly you see over the road haulers, Roadway, Penham anyone of those that are just using Sound Avenue as a convenient bypass to the roads where they really belong. I don't know what can be done, but it is an aggravation. Does anybody know what the crosses on the roads signify? I meant to stop at the Department of Transportation. These are the ones on the L.I.E. Elton Avenue, Main Street, Route 58."

Town Attorney Pat Moore: "Intersections maybe?"

Bill Roberts: "No."

Town Clerk, Irene J. Pendzick: "They are every 100-200 feet."

Bill Roberts: "They are every couple of hundred feet. There is a big white cross on the side of the road and I'm just wondering if they have to do with an aerial survey. Any of you people know about it?"

Board Members: "No."

Bill Roberts: "One last thing. I notice there is a request for a special permit from Calverton Composting Company to build a facility on Edwards Avenue. This has nothing to do with Omni?"

Supervisor Janoski: "No."

Bill Roberts: "How do they compete or how do they compliment one another?"

Supervisor Janoski: "They compete in that they have made an application to do essentially the same thing as Omni has proposed to do. Quite frankly when we get to a point in time when we have the process complete, review process etc., we must as a matter of State Law go out and request proposals to handle garbage in the Town of Riverhead. So I would believe there may be some others who come in and make proposals."

Bill Roberts: "Thank you."

Supervisor Janoski: "Thank you. Is there any one else wishing to address the Board on any subject? George."

George Schmelzer: "Once in awhile you've got projects on affordable housing. Is the inference that you're trying to make every other house unaffordable? By all those regulations of zoning and this and that and use extortion of \$2,000.00 per lot and all that stuff. It seems like the Town is doing its best to make it unaffordable. For every other lot that is not classed as affordable. Even the affordable ones, I don't know how affordable they are."

Supervisor Janoski: "Well even the affordable housing has to pay the fee."

George Schmelzer: "Oh yeh. Do you give it back to them through the back door somehow?"

Supervisor Janoski: "No we don't George."

George Schmelzer: "When are you going to get pushing for this Calverton airfield?"

Supervisor Janoski: "George I think that the next Supervisor of the Town of Riverhead will have the pleasure of opposing or supporting that airport."

George Schmelzer: "I've got to say that Riverhead has the highest unemployed in the County so maybe the Town Board should get off it's seat and do something. There is no potato farming, no duck farming, no cauliflower, no fishing. What are we going to do?"

Supervisor Janoski: "I was going to say let's go fishing, but you included that in your list."

George Schmelzer: "You've got to go fishing for something to replace what has been lost."

Supervisor Janoski: "Well George as you know the airport is a matter of a study right now. I think it will be a number of years before even the study is completed. So there is really no proposal to talk about of any substance."

George Schmelzer: "It's there. What's there to study? I believe that New York Port Authority will try to kill it because it is out of their jurisdiction."

Supervisor Janoski: "There are a number of airports which are being studied for the purpose of Calverton. It has been suggested in Calverton. Stewart used to be an Air Force Base, I think it's in Westchester County and there is an additional airport also being considered. The study is going on and we will see what the results of that study are."

George Schmelzer: "Stewart you are going to cross the flight lines to get there. Right here you can come right off the ocean there is no flight lines across. It's the first one in from the ocean. Stewart doesn't make sense. This one makes sense it doesn't cross any flight lines."

Supervisor Janoski: "I'm sure that the study will show that."

George Schmelzer: "Is the Town in on that study?"

Supervisor Janoski: "The Town will have the opportunity to give its input."

George Schmelzer: "What will the input be?"

Supervisor Janoski: "I don't think that they're going to ask us for a position, but I think our role is that the proper questions are asked and answered."

George Schmelzer: "Like what?"

Supervisor Janoski: "Concerns about noise, flight paths, certain"----- (interrupted)

George Schmelzer: "Everybody knows what the flight path is already. Everybody knows that airplanes make noise. So do trucks and cars."

Supervisor Janoski: "Jet aircraft have been quieted a great deal in the last century."

George Schmelzer: "So there's no sense in studying that. Microphones make noise too."

Supervisor Janoski: "When you're at it it does."

George Schmelzer: "I figured you would say that. That's why I said it."

Supervisor Janoski: "Thank you George. Is there anyone else who wishes to address the Town Board? Let us take up the resolutions."

RESOLUTION #228 - APPOINTS FRANCIS CREIGHTON TO FILL UNEXPIRED TERM OF JOHN LOMBARDI

Resolution #228 was introduced by Councilman Stark and seconded by Councilman Prusinowski.

Councilwoman Civiletti: "Sixteen years ago when John Lombardi was first elected to the Riverhead Town Board I was a college freshman and in my freshman year of college I took a course all about public opinion. Political public opinion. Something which I have learned a lot more about in the last couple of years than I ever learned about in any book or any class. One of the things that has stuck with me over these last sixteen years is the infamous photograph of President elect Harry Truman holding up a newspaper that announced the election as President of Governor Dewey from New York. That was a famous photograph and the point of it was that public opinion surveys don't necessarily tell you what is really going to happen. I think that the Town Board, the gentlemen on the Town Board seated to my right are probably a lot more predictable than the American public opinion, but there is something about this fellows, Vic, in particular. This is tomorrows Suffolk Life, dated April 17th, 1991 and the lead headline is Creighton is named to the empty Board seat. Now I know that you all have the majority here and can do what you want. I was happy to see that the way I voted was not recorded in tomorrows paper that has already been printed. I wasn't really interested in making any big speeches about my vote, but I can't resist this. God knows that John Lombardi and I had probably more than our fair share of differences while I was on the Board with him and it wasn't always easy. He sat in this seat for sixteen years and I think it's a disservice to his memory and to what he represented to the people of Riverhead to a month or so after he's gone to fill this seat. I don't see that there is any real practical need to do that. I know that's an issue that you, Mr. Supervisor, have grappled with. There has been only one occasion last month that we've come anywhere near being deadlocked and that was on the issue of the designation of the National Estuary, for requesting designation of Peconic Bay as a National Estuary. We managed to resolve that and I think we resolved it to everyone's satisfaction. I think that the only thing that this appointment does is serve a very partisan political purpose and while partisan political purposes have their role in this system I don't think that the people of the Town and certainly the memory of Councilman Lombardi are being served by this appointment. I vote no."

The Vote: Prusinowski, yes; Stark, yes; Civiletti, no;
Janoski, yes. 3 YES 1 NO

**RESOLUTION #247: WAIVES PERFORMANCE BOND REQUIREMENT RE:
SITE PLAN OF VAIL-LEAVITT MUSIC HALL**

Resolution #247 was introduced by Councilman Vic Prusinowski and seconded by Councilman Stark.

Councilwoman Civiletti: "I can't vote for this. Resolution #257 that we will be acting on tonight authorizes the Town Attorney to institute a lawsuit against the Vail-Leavitt Music Hall Council. The basis for that lawsuit is essentially that the Town of Riverhead bought that property and conveyed it to the Vail-Leavitt Council for the purpose of the Vail-Leavitt Council undertaking certain improvements to make that facility into a functioning theater. That was done how many years ago? It's nearly a decade."

Supervisor Janoski: "It's more than a decade."

Councilwoman Civiletti: "It's more than a decade? It's been a long time. The reason why we are interested in bringing suit against the Council is because those things haven't been done. They have submitted a site plan for some minor exterior improvements and we have in effect a requirement in our local law that says that the people that are doing improvements to sites like that have to post a bond to insure that they are going to do what they say they are going to do. I appreciate the Boards concern and desire to give them every latitude, as the Supervisor said when we were discussing this in the work session, to do what they need to do there and not have to incur extra costs. I don't for one have to much faith that the Vail-Leavitt Music Council is currently constituted is going to do what it says it's going to do with regard to the site plan, because it hasn't done what it said it was going to do pursuant to our contract with them of ten or twelve years ago, which is why we are suing them under Resolution 257. So I just cannot vote for this. I vote no."

The Vote: Prusinowski, yes; Stark, yes; Civiletti, no;
Janoski, yes.

**RESOLUTION #257 - AUTHORIZES TOWN ATTORNEY TO INSTITUTE
LAWSUIT AGAINST THE COUNCIL FOR THE VAIL LEAVITT MUSIC HALL, INC.**

Resolution #257 moved by Councilman Stark and seconded by Councilman Prusinowski.

Councilman Stark: "With that resolution, I do not mind voting for the previous one simply because we are giving them an opportunity prior to litigation to accomplish maybe what they haven't accomplished in the last ten years. If they don't accomplish it then I hope litigation wins. Thank you very much."

The Vote: Prusinowski, yes; Stark yes; Civiletti, yes; Janoski, yes. 4 YES

Supervisor Janoski: "I am considering whether to talk about newspapers here this evening. Seeing that we did such an efficient job on the meeting I will.

I think the headline in this newspaper is an embarrassment to this Town Board and to the press. Editors take chances in printing any headline such as this. But if you read the story, you will find out that the word expected is used. That the Town Board is expected to make this appointment. Unfortunately having a knowledge of and hating the people who write headlines, because the headline never ever really gives the true impression of what the story is about. I have despised these people as long as I have been in public life. They give false impressions. They give misinformation and most people do not read a complete story. I have always found that the story contains the most important information at the end of it. I am very disappointed in this headline and very disappointed in Don over at Suffolk Life for having written it and very disappointed with Mr. Grasso for having allowed it to be printed. The actions of this Town Board are not a subject of prediction. They are subject to thought process and the vote is taken as it was here on a Tuesday night. I would hope that all news media would clean up their act when it comes to stuff like this and without objection this meeting is adjourned at the hour of 8:28 P.M.

Irene J. Pendzick
Town Clerk

IJP:ch