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Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York on Tuesday, March 5, 1985 at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor
John Lombardi, Councilman
Vincent Artale, Councilman
Louis Boschetti, Councilman

Also Present: Richard Ehlers, Town Attorney

Absent: Victor Prusinowski, Councilman

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

BILLS

Bills submitted on abstract dated March 5, 1985 as follows:

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

RESOLVED, that subject to complete audit, the following bills be approved for payment.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "The heads of departments of government are present this evening should there be any questions of them. Reports Mrs. Pendzick."

REPORTS

Town Clerk's Report for Month of February, 1985.

Filed.

Tax Receiver Report of collections as of March 1, 1985 (\$12,088,738.61).

Filed.

Building Dept. for month of February, 1985.

Filed.

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REPORTS Continued

OPEN BID REPORT - Tractor Loader Back-Hoe-Water District
See Water Minutes.

Filed.

OPEN BID REPORT - Heavy Equipment Trailer-Water District
See Water Minutes.

Filed.

Supervisor Janoski, "Thank you Mrs. Pendzick. Applications."

APPLICATIONS AND PETITIONS

Site Plan - Pizza Hut.

Filed.

Seawatch Landing (Kimbroke Ent.) - Draft Environmental Impact Statement.

Filed.

Supervisor Janoski, "Thank you. Correspondence."

CORRESPONDENCE

John Rosso, 2/27/85-copy of letter to Suffolk County Dept. of Health requesting no action Re: Article 7 until a meeting is held with Town Boards of Brookhaven and Riverhead.

Filed.

Supervisor Janoski, "Thank you. There is no scheduled time for the public hearings because they are all recessed and held over from a previous Town Board meeting. With your indulgence, we will move onto the Unfinished Business."

UNFINISHED BUSINESS

Old River Road Recreational Park-Change of Zone for Recreational Use.

Robert Celic-Change of Zone and Special Permit for Nursery in Aquebogue.

Kimbroke Enterprises-Special Permit for condominiums on Sound Avenue. "Which we have just received the Draft Environmental Impact Statement for."

Joseph Trocchio-Special Permit for mobile home in Manorville.

August Rosano (Valmont Homes)-Site Plan for Office Building on Roanoke Avenue. "The Town Board is presently engaged in reviewing his design of the building."

Henry Taca-Change of Zone from Res. C and Ind. B to Res. A on Fresh Pond Avenue. "The Town Board has that under consideration."

George Nunnara-Site Plan for Storage of Gas/Welding Supplies. "We still haven't heard from George."

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UNFINISHED BUSINESS Continued

Steve Tsontakis-Site Plan for Gas Station Facade, Route 25 and 25A. "We are awaiting their compliance with the Town Board desires that they operate properly."

Riverhead Honda-Site Plan for Office Building on Route 25A. "That must go to the Zoning Board of Appeals for a variance."

Supervisor Janoski, "At this time we will re-open those public hearings which were recessed two Town Board meetings ago. The first public hearing which was recessed, dealt with the creation of the Office/Service zone. A zone which did not previously exist in the Town Code."

Irene J. Pendzick, "Mr. Supervisor, I have 2 letters submitted addressing the proposed Office zone change. One is from Edward C. Goodfield:

*Since I will be unable to attend the Public Hearing on February 5th regarding the rezoning of Route 58, I am enclosing my written statement of my reasons for opposition.

and he has a whole letter. Do you want me to read it?"

Supervisor Janoski, "Yes."

*First paragraph of letter submitted by Edward C. Goodfield. The following is the letter itself as read by Irene Pendzick, Town Clerk.

I had hoped to be present at this hearing to address you personally, however, I will be out of town when this hearing takes place so I am submitting my comments in writing.

I am the owner of property at the intersection of Route 58 and East Main Street and operate the business there known as Edwards Discount Center. At the start, I would like to state that the proposed zoning changes would benefit me by making my property more valuable because it would be a pre-existing use parcel and could continue to be used for its present uses regardless of zoning changes. However, I am strongly opposed to many of the proposed changes because it would be unfair to the other property owners involved.

I am opposed to any changes in use or percentage of use that would differ from the rest of Route 58, in that it would be discriminatory and unfairly cause devaluation of the area in question. Prospective buyers would not be willing to pay the same price for property in this area if they were restricted in use, when they could buy parcels west of Northville Turnpike for the same price without these proposed restrictions, thereby creating an unfair burden upon these property owners.

It was also suggested that those proposals were to prevent the loss of business on Main Street, this is also extremely discriminatory. It would impose penalties on one area of town to protect another area. This is contrary to the American way of equal treatment for all. Both areas pay equal taxes and, therefore, should be treated equally.

PUBLIC HEARING Continued

The owners of property and businesses on Route 58 invested their money and pioneered the area, contributing much in taxes for years, because they foresaw the changes in growth in the town. It would, therefore, be terribly unfair to now deny them the opportunity to benefit from their patience and foresight, now that the time has come for them to capitalize on their investment in our town's future.

I hope the Board will absorb these comments, and in the wisdom they have shown throughout their administration arrive at a sensible and fair decision on this matter, which will be mutually beneficial to us all."

Supervisor Janoski, "Thank you Mrs. Pendzick. Why don't you read the other one then."

THE FOLLOWING IS A LETTER SUBMITTED BY G.J. HEINGARTNER AS SUBMITTED AND ADDRESSED TO THE RIVERHEAD TOWN BOARD, TOWN CLERK AND TOWN ATTORNEY. READ BY TOWN CLERK, IRENE PENDZICK.

As you know, my brother, Walter, and I are the principals behind Kinney Chevrolet-Olds, Inc., which is an automobile business located on Main Road in Aquebogue. This business has existed on the Aquebogue site for many years prior to our purchase of the business, and, in fact, prior to the existence of zoning in the Town.

As with many businesses, our firm hopes to increase business and productivity thereby necessitating an expansion of our physical plant. With this in mind, we have engaged on a plan to expand operations at the current location. It is with this expansion in mind, that our firm wholeheartedly endorsed the Town Board's prior action, wherein our property, and the properties to both the South and West, were rezoned for business use. I, therefore, suggest that the business zone remain and that each of the land owners to be affected by any potential rezoning, be personally contacted, inasmuch as it is their property which will be directly affected by an upzoning.

For reasons already recited in the previous rezoning application, it seems obvious to us that the business community, as a whole and certainly those property owners who are included within the previous rezoning, with rare exceptions, if any, preferred to be within the newly designated business zone.

I recognize that during the previous rezoning application there were objections raised by some taxpayers, the great majority of whom did not own property within the proposed business zone. I would ask that the Town Board consider whether the opposition was directed to a particular type of business, as opposed to the general designation zoning the property business. I would think that the Town Board has an alternative to the suggested campus rezoning, namely, to allow the business zone to remain with the possible deletion of that type of use that may have drawn objections from certain taxpayers, who were located outside the zone.

I suppose, from a purely selfish point of view, I could ask that my property alone be rezoned. However, I would expect that my fellow landowners to the West would prefer to be included in the rezoning. As previously indicated, I would think an examination of the properties that have been included in the previous

PUBLIC HEARING Continued

business rezoning, would certainly show that the character of the neighborhood is business and not campus type structures. For instance, I cite the Sunoco Gas Station, the Carvel Ice Cream Stand, our own business and the retail operation of Homeside Florist, which was located outside the zone but adjacent thereto.

Our firm would like to continue to employ Riverhead residents and, the employment feature would obviously increase as our business expands. Additionally, further construction will increase the Town's tax base.

I would think that the Town has adequate controls over the appearance of buildings through their site plan review process. I would cite as an example the Malvese building located a distance to the West on County Road 58.

The purpose of writing this letter is to ask the Town Board to consider whether the taxpayers in the community, both residential and business types, would best be served by possibly limiting a particular type of business, without prohibiting retail operations, which bring needed tax dollars to the Town.

Unless the campus zone's permitted uses are expanded to permit retail business, no viable use of the properties, owned by others, may remain.

It would appear that the Town Board's action, narrowly defining the uses, would severely injure many local people, who own property within the zone. In some cases, the properties have been maintained and supported by local taxpayers for a great number of years and at great expense. To now suggest that their potential property values should be severely limited, would appear to me to be unfair."

Supervisor Janoski, "Thank you. I would recognize anyone who wishes to address the Board on the matter of the creation of the Office/Service District that is the idea of placing it in the code book? Mr. Heingartner, just to clarify one point, refers to Campus Office which was the name that we had originally given to this zoning that is now called Office/Service. Mr. Stillwagon."

Bill Stillwagon, Main Road, Aquebogue, "Upon first reading your Article 28 "Office/Service District", I was quite pleased. The only initial item I didn't care for was #14 under "Uses". The catering aspect in conjunction with restaurants.

In the area between Doctors Path and Route 105, a catering use would cause an intensified hi-traffic flow.

This section of highway is the most dangerous in the town of Riverhead. To increase the already hazardous traffic conditions would adversely affect public safety.

I know you have been working on your proposal for Office/Service for over a year. I also know, human nature as it is, you are not going to be too willing to make major changes, now that the bulk of the work has been basically concluded. But please listen to the following and consider it. Zoning Chapter 108 #108-2 "Purpose of Zoning". 1. Excerpt: "The purpose of this chapter (among other things) is to establish the boundaries of district for said purposes so as to promote the health, safety, morals and general welfare of the Town of Riverhead, with reasonable consideration, among other things, of the character of the district and its peculiar suitability for particular uses and of the conservation of property values..." And it goes on from there.

PUBLIC HEARING ContinuedBill Stillwagon, Continued

I will direct my opinions to the peculiar suitability for particular uses and of the conservation of property values. Your "108-144 General lot, yard; and height requirements" require under "B". minimum lot width 300 feet.

Here are the facts according to the official Riverhead tax maps:

The proposed Office/Service District from Oliver Street to Route 105 encompasses a total of 75 parcels of land.

Of these 75 parcels only 17 can be utilized under the restrictions of this proposals

Of those 17 parcels, 7 are now built upon and are at their maximum saturation levels and cannot be expanded.

So all there is left to build Office/Service on is 10 parcels.

10 out of 75.

The other 65 property owners are stagnated and left to rot. 87% of the parcels can never be used and can never comply to Office/Service.

In my particular section, that is Doctors Path to Route 105, the figures are more staggering. Only 4 parcels out of 27 are 300 feet or more wide. Kinney Chevrolet is one of them and is at maximum saturation. So only 3 out of 27 parcels could be utilized under Office/Service. That's 1/9 of the parcels would hold value, the rest would lose value and they could only sell to the parcels adjacent to them and only if the two parcels would make up your 300' wide requirement. And I haven't even touched on the 2 acre minimum.

The fact is, out of 75 parcels, 10 would gain, 65 would lose completely. 65 out of 75 parcels would be virtually useless under Office/Service.

To summarize:

To implement Office/Service Article 28 would be to lower property values. It makes no sense to implement a particular type of zone where 87% of the parcels encompassed could not possibly comply.

I am sorry to come here and give you my criticism without being able to also give you suggestions that would encompass the entire area of your proposal.

However, I will give you suggestions for my section, that is Doctors Path to Route 105.

I suggest you leave it as is. Agriculture "A"/Residence "C". It suits the area and fits the parcels. It is also a natural "Intensity Buffer" the way it is presently.

The other alternative is to continue the Aquebogue "PB" District to Doctors Path. Thank you."

Irene Pendzick, "Bill, could I have a copy of that statement?"

Bill Stillwagon, "Sure."

Supervisor Janoski, "I know that Mr. Stillwagon had to leave. That's why we went... His discussion was on the overall proposal. This particular public hearing (let me just remind you) is on the creation of a new zone. It does not exist in town code right now. Let me just say one more time that descriptions of what are being proposed are available here at the front of the room. Is there anyone else who wishes to address the Board on the matter of the creation

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PUBLIC HEARING Continued

Supervisor Janoski, Continued

of the zone, the putting of the zone in the town code?"

Ernie Olsen, Main Road, Aquebogue, "My name is Ernie Olsen and I live on the Main Road in Aquebogue, and I applaud the Town Board's foresight in considering a master plan for Riverhead. A master plan that encompasses the need for shopping centers, commerce and industry, improved traffic circulation and population control but preserves the rural atmosphere and protects the environment is essential. This will, in time, increase our tax base by improving the appearance of our town and having a community people will want to live, work and shop in.

Creating a master plan in an established community is a difficult job, and because of urban sprawl, it will be increasingly more difficult as years roll by, now is the time for action.

Zoning has inherent in it certain limitations. It can not reshape old ones without other instruments for carrying out official general plans, such as urban redevelopment, capital improvement programming, property tax inducements and low interest loans for compliance, and of course condemnation.

The planners of the nineteenth century, developed the property boundaries in what they called the 11 o'clock boundaries. You will notice on all of the property maps in this area that the land is divided in long narrow strips at the 11 o'clock angle. This practical application of that time, enabled farmers to plow and cultivate in the most efficient manner, less time and space was consumed in turning the horses around at the end of the furrow. Further subdivision of properties followed the 11 o'clock angle and made narrower and narrower parcels that are very long which further complicates the new zoning proposal which requires, under Article #108-44B a minimum lot width of 300 feet. Some parcels of land in the proposed zone change are only 65 feet wide. It is often possible for two people to agree on something, but when three or more are involved, the disagreement potential increases. This may render a taxpayers land, useless, or have its worth devalued.

I think the most difficult task, being that we are not fortune tellers, is to determine future needs so that zoning distribution is kept in relation to market forces. Zoning isn't intended to limit our full potential growth but to allow it to occur in an orderly fashion. A disproportionally over-zoned area for a limited use will effect the market forces with a downward spiral of property values. Great care must be given to proportion the zoning correctly.

Although the town ordinances protect the pre-existing non-conforming businesses, the words under 108-143 "Uses" is very frightening where it says; no building or premise shall be used and no building shall be erected, reconstructed, altered or added to unless otherwise provided in this ordinance. I have witnessed from personal experiences how this type of wording tends to de-teriate the grandfather clause and results in unnecessary legal entanglements. The pre-existing non-conforming businesses were established before this zone change consideration and must be allowed to continue to operate as they have in the past and wording to this effect should be incorporated in this proposal."

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Irene Pendzick, "Mr. Olsen, do you think I could have a copy of your statement also?"

Ernie Olsen, "I just scribbled on something."

Supervisor Janoski, "Well since people in the audience seem to want to address the rezoning itself, Mr. Scheiner or Mr. Hanley whichever; why don't you come up to the maps and just give a brief overview of what is being proposed."

Rick Hanley, Town Planner, "It has been a policy of the Town Board to begin the task of revising the town's master plan. With regards to Route 58, the Route 58 plan that's being considered was a response to both public and private officials regarding some things that they say happening within the Route 58 corridor. These included the physical appearance of the corridor, the condition of marginal properties within the corridor, traffic flow and traffic safety within the corridor, the relationship of Route 58 to Riverhead hamlet and protection and expansion of the economic base of the community. In order to address these concerns, the Town Board retained the services of the planning firm of Raymond, Parrish, Pine and Wiener. And the map that you see on the wall is a general concept of rezoning for the Route 58 corridor. The purple that you see...."

Supervisor Janoski, "Ricky, you can take the microphone from the stand."

Rick Hanley, "The purple cross hatched area in and around the terminus of the Long Island Expressway was considered to be appropriate for industrial development. The reddish cross hatched area just next to the industrial area was considered to be appropriate for what is known as heavy commercial which is a new zoning concept. The red cross hatched area was considered appropriate by the planners for shopping center/commercial or retail. Most of this property is already being used as retail. And the next area (pink) is the Office/Service area. The amps on the easel detail by lot line the change of zones being considered tonight. The top map is existing zoning with the blue being existing Business B. The green being Agriculture, the yellow being Residence. The bottom map details out by lot line the proposed zoning changes that we're considering this evening. The most significant of which being the tan color which is the proposed Office/Service area. I think that's it."

Supervisor Janoski, "Thank you. Well, there are a number of public hearing. The first one that we recessed with regard to the physical change of zones with regard to parcels of property dealt with the change of zone of Route 58 to Office/Service District. And that is that pink area towards the end of the large map. The map that is on the easel depicts what has become to be called the moratorium area which is from Oliver Street east to Doctors Path. But as part of an overall plan, of course, the Town Board is considering the entirety of the Route 58 corridor. But right now we're dealing with the pinkish color towards the end. And I would recognize anyone who wishes to address the Board and question the rezoning. Yes."

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Andrea Stillwagon, Main Road, Aquebogue, "I'm also dealing with the same section. I am against the rezoning to Office/Service and Doctors Path. The new zoning at first, appeared attractive to me but after much thought I'm afraid it's to unrealistic. My rea- sons: 1. Could the area be utilized as proposed in the near fu- ture? I don't think so. We may not need the additional plus acres of office use for many years. Secondly: Do the included properties meet the size requirements of the new zone? Very few are large enough to be used and there isn't provision for the many that are under the required 300 foot frontage or less than 2 acres. As an example: only 3 out of the 27 between 105 and Doctors Path meet the size require- ments. What happens to the little guys? That's what I am. They can not be used as Office/Service and as homesites they will have little appeal should the larger properties be developed as those "service" areas, motels, restaurants, and catering halls. And 4th: The traffic conditions (I live there and I know) they're terrible and especially in the summer time when the tourists are here. And I wonder how the additional traffic will be handled. Fifth: As a result of heavier traffic build up of the area and slim chance of selling are devalued homes, the resident's quality of life is great- ly diminished. And I would further like to comment that the maps made for this zone change are less than adequate. Aside from being incorrect, it is essential that the lot sizes be marked. Until I realized just how many lots did not fit the requirements, I thought the plan was suitable. A beautifully planned town is more than a pretty map all colored in in nice even sections. It's a community benefitting and being protected by zoning not individuals being ruined by it. As such, I feel Aquebogue is better off as it is now, a mixture of Agricultural, Residential and PB areas. Thank you."

Supervisor Janoski, "Is there anyone else who wishes to ad- dress the Board? Yes Ma'am."

Elaine Olsen, Main Road, Aquebogue, "I live in the zone change. Zoning is intended to help develop the growth of a community in a fashion that will make the area a place where our future generations would want to live. We do need a master plan. Riverhead is the last town to adopt one. I would like to point out zoning is not intended to help or harm the individual. I am in favor of proper planning which will benefit the entire community. I am opposed to the zone change as it is now written.

The proposed Office/Service zone change may be will intended but is has one great flaw. Approximately two thirds of the parcels in the proposed zone change can not be developed under this ordinance. Any development on the majority of affected properties will be by special permit only. Are you prepared to grant special permits or have you actually condemned these properties? Granting special per- mits for two thirds of the property involved will deteriorate the plan.

Over 30 years ago we searched the entire east coast for a place to bring up our children. We chose Riverhead as the ideal location and have never been sorry about it. The reason I'm here tonight, I want to protect my children and grandchildren's future. In order to establish a workable plan, a grandfather clause recognizing the ex- isting businesses, must be considered. The Homeside Florist was established in 1927 and is one of the oldest retail florist and greenhouses on eastern Long Island. An open invitation to school classes for tours of our greenhouses have been enjoyed by every

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PUBLIC HEARING Continued

Elaine Olsen, Continued

school and college in this area. 4H and scout troops have held horticultural sessions in our place every year. Many tourists stop to purchase plants when they are in our area. We are bringing money into Riverhead town by selling what we produce here. Three of my children work in our family enterprise. In your quest for the new, please do not smother and kill the old. Do not drive out the hard working, the stable, the small but dependable people. They have proven their loyalty and devotion to this town and helped make it what it is today. They will be here long after some of the new enterprises have left. I suggest that this proposal be returned to the drawing board for further improvement. Thank you."

Supervisor Janoski, "I will recognize anyone else wishing to be heard at this time. The next hearing which was recessed dealt with the rezoning of an area which is presently Agricultural to Residence C. Rick would you just point to that on the map. Where it is Agricultural now and where it is proposed to change to Residence C. It's towards the...."

Rick Hanley, "The area that is the subject of this hearing is the property that is on the south...."

TAPE ENDED

Supervisor Janoski, "Is there anyone who wishes to address the Board on the matter of that parcel of land? Ok. The next hearing which was recessed dealt with the change of zone on the east side of Oliver Street from Residence C to Business B."

Rick Hanley, "The area that is the subject of this hearing is this yellow band that runs north and south along Oliver Street showing yellow presently residential. And the idea is to have a change of zone to Business B showing blue."

Supervisor Janoski, "Thank you Rick. Is there anyone who wishes to address the Board on that subject? Yes Ma'am."

Dale Young, "My name is Dale Young from Oliver Street. Last week at the last meeting Mrs. Nudeck presented a petition which we had all signed and it was 100% that every resident on Oliver Street was against it. Needless to say, we're all very worried and very concerned. This directly effects our lives forever. For as long as we live there on Oliver Street. Not necessarily thinking right now, this year or next, you have to think 5, 10 or 15 years down the road as to what the change and how it's going to effect the residents on Oliver Street. This people who live there now, lived there all their lives, 20, 30 years and they're senior citizens. Eventually they're going to sell out. They can't get rid of their property because they have a shopping center behind them. They have a shopping center in front of them. Nobody is going to want that property so they're going to be forced to sell out to just about anybody. And of course what's going to happen then you're going to have deterioration and it's going to look like the devil. You're going to have Oliver Street and you're

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PUBLIC HEARING Continued

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Dale Young, Continued

going to have the Route 58 corridor starting to look like a slum area. Needless to say, we don't want it and I know you don't want it. We'd like to ask you to please reconsider and to keep Oliver Street residential. There's only a little strip 250 foot deep and it's 1655 foot long. Roughly five acres. It's just a small piece of property and it's zoned residential and it's not going to hurt those developers to leave it the way it is. It's a protection for us and it's a protection for you. It helps to keep Riverhead a little bit country. And needless to say, in a large area such as this, you need residence. You need the houses and you need the country effect because you're going to have the area which is going to be over taken. You're going to force the people out and it's not going to be very attractive. And I know we're all striving to keep Riverhead an attractive area. I would also like you to keep in mind the article I saw in yesterday's newspaper. I don't know if you saw it about the new mall and its developer. They want to go ahead. They want to put this mall in Yaphank. They put this mall there, do we need a mall in Riverhead? So I'd like you to keep in mind the fact that if this goes in, possibly the one next to us might not. And before you do change that to Business B, think about us. Think about this before you make that decision. Make sure you have a firm commitment from this gentleman so that not that things are changed and later on he should back out for some reason. It's really going to affect everybody."

Supervisor Janoski, "Mrs. Young, before you sit down, initially you had come up with an idea. That idea was to consider that strip on Oliver Street where the homes are, the side where the homes are for a change of zone also to what we call Business PB. To put an overlay on it. The idea being that your property values would probably increase and that it would allow for the professional business use of those homesites. And I'm just asking for a reaction from you to that idea."

Dale Young, "Well, I can just speak as myself. I think it would better our chances of selling our homes in the future because nobody is going to want to buy a piece of property (especially a house) that they have a shopping center in their back yard such as I do and have one in their front yard. Nobody is going to want to live in an area like that. If we can turn around and possibly sell them in the future or the senior citizens sell their homes to doctors or lawyers, it benefits everybody. But I can't speak for them because I know a lot of them are living on limited income and it's difficult. The taxes are plenty high now."

Supervisor Janoski, "Thank you."

Dale Young, "But it's an idea and as it stands now, we can only sell those homes as residences. So it would benefit us then to have them changed. Thank you."

Supervisor Janoski, "Does anyone else wish to address the Board on the rezoning of the Residential C strip on the eastern side of Oliver Street to Business B? The last hearing which was recessed dealt with the rezoning of a section on Northville Turn-

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PUBLIC HEARING Continued

Supervisor Janoski, Continued

pike south of Route 58 from Business B to Residence C."

Rick Hanley, "This proposal involves a number of lots on the east side of Northville Turnpike which is presently Business B and the proposal is to Residence C."

Supervisor Janoski, "Thank you. What that is, quite honestly, is as you start to follow the property lines which we have tried to do in this consideration. We found that we were leaving an area which would have remained in the state of being Business B and the proposal is to extend the adjoining Residence C up into that area. Last time when we had this hearing, there was some testimony petitioning the Board to do otherwise. Is there anyone who wishes to address the Board on that particular area? That being the case, these hearings will be recessed in order that the Riverhead Town Quality Review Board would have time to submit their findings regarding the Planning Board recommendations and environmental questions. The next Town Board meeting will be on March 19th. At that time, the Town Board will take action regarding its position as being the Lead Agency and we will initiate the SEQRA provisions and go through that process. At this time I will declare a recess until 25 minutes past the hour."

PUBLIC HEARINGS REGARDING THE REZONING OF THE ROUTE 58 CORRIDOR, OLIVER STREET AND NORTHVILLE TURNPIKE WERE RECESSED UNTIL THE MARCH 19TH REGULAR TOWN BOARD MEETING.

SUPERVISOR RECESSED THE MEETING AT 8:25 p.m.
SUPERVISOR RECONVENED THE MEETING AT 8:37 p.m.

Supervisor Janoski, "I will call the meeting back to order. At this point in the conduct of the Town Board meeting, we will open the meeting to general discussion on any subject. What I would like if there are those who are interested, to raise the issue of PB overlay zone on Oliver Street. Is there anyone who has any comment or question concerning that idea? Mrs. Nudeck."

Kelly Nudeck, Oliver Street, "Mr. Janoski, I was here the 15th and you said (I believe) that Shamrock company had withdrawn their petition to rezone. Well here's the ad in the paper...."

MRS. NUDECK SPOKE AWAY FROM MICROPHONE AND REMARKS WERE INAUDIBLE.

Kelly Nudeck, "I think that you should remember that homeowners pay taxes also. You're turning our little town into such a shopping mall."

Supervisor Janoski, "I will quote from the article; A Planning Board (which is not the Town Board) resolution gave conditional approval of the idea. So what Mrs. Nudeck is referring to in her comments at the previous Town Board meeting that the Town Board is giving conditional approval to the rezoning which is under consideration actually was the Planning Board which of course reviews all such changes of zone renders its opinion to the Town Board and its

PUBLIC HEARING ContinuedSupervisor Janoski, Continued

opinion to the Town Board and its recommendations and they gave their approval with some conditions which I don't quite recall at this time. What I am asking if there is any opportunity to do so this evening is to perhaps discuss the idea which has recently surfaced of the consideration of a rezoning of that residential C area which is on the western side of Oliver Street with a PB (Professional Business) overlay which would allow (as time goes by) for professional businesses to purchase and make use of those properties. If you would give me one of those packets there Mr. Town Attorney or anybody, I would read off the list of uses which are allowed in the Professional Business zone. Accountants, architects, artists, attorneys, audiologists, bookkeepers, chiropractors, dentists, draftsmen, engineers, income tax preparers, insurance agents or brokers, interior designers, journalists, medical doctors, nursery schools, optometrists, osteopaths, podiatrists, photographers, physical therapists, real estate agents or brokers, surveyors. You didn't think I could say all those words did you? Ok. Mr. Olsen."

Ernie Olsen, "Although I see this as quite a desirable plan, and what Mrs. Nudack suggested before was the screening protecting the....."

Supervisor Janoski, "Mrs. Young."

Ernie Olsen, "Ernie Olsen..."

Supervisor Janoski, "That was Mrs. Young who suggested the screening."

Ernie Olsen, "Oh. It was Mrs. Young last week. But the question in my mind is we have so much professional business area already under consideration for zoning from area 105 clear down to Church Lane. It's a disproportionately large area for these restricted uses. In effect, this may not be possible to use this amount of land in the near future for that use."

Supervisor Janoski, "Mrs. Young."

Dale Young, "I think it's a nice idea. I think you would have a lot of residents that would be very happy with it because some day when they do decide to sell, they will get what they put into it 20 or 30 years of hard work. The way it is now if you do zone business across the street from us, our homes are going to be worthless and I think it's a good idea and I'm all for it and I'm sure a lot of the other residents will be also. Thank you."

Supervisor Janoski, "Thank you. I think what motivated this is that you have to deal with what reality is. And the reality is that you are back by Caldors/Riverhead Shopping Plaza Center. The reality is that across the street is a Business B zoned parcel of land with the exception of that very small 5 acre piece that is zoned Residential C. The Business B exists and some day it is going to be developed as business and that the island of residences in

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PUBLIC HEARING Continued

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Supervisor Janoski, Continued

between (sandwiched actually) the idea of allowing for some limited business use may be a protection to those homeowners in the area in allowing the sell of those properties for business use in the future. That's what motivated the idea. And of course, we are looking for your input. If no one wants to speak at this present time on that particular subject, as we've discussed with Mrs. Young, we will try to set up a mutually convenient time for use to get together with the homeowners in that area. Mr. Benedict."

Dick Benedict, Fanning Blvd., "This PB, I think we were here a few weeks ago and one of the reasons to establish a PB zone was to get rid of some of the overlays. And I was under the impression that an overlay was by special permit only. Would that still be the case?"

Supervisor Janoski, "The uses, the business uses under the overlay would be by special permit of the Town Board."

Dick Benedict, "Can't they do that now?"

Supervisor Janoski, "No."

Dick Benedict, "I thought the PB overlay was for any parcel in the Town of Riverhead."

Supervisor Janoski, "Yes. Let me understand your question. If we put that zoning in place there as an overlay over the Residence C, then they can make application for special permit a business use. If the Board leaves it as it is, (Residence C) no business use special permit is allowable."

Dick Benedict, "Well if you did change it, what would their tax base be? Residential or PB?"

Supervisor Janoski, "The tax assessment would be at its use, present use. Should business use go in there, the amount of market value for that resale would then play a role."

Dick Benedict, "They could sell it PB but they'll be taxed as residential. And I would suggest that maybe...."

Supervisor Janoski, "Yes. I keep on forgetting that my nodding my head doesn't show up on tape."

Dick Benedict, "I would suggest then that maybe the green piece here which is where I live and currently and on the new map, could put a pig farm approximately 114 feet away from a kidney dialysis center. I would suggest that you possibly consider that also. Thank you."

Supervisor Janoski, "Thank you. Is there any other particular comment? Steve. This is the open part of the meeting. If there is anyone who wishes to be recognized on this subject or anything else, anything on the agenda."

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PERSONAL APPEARANCES Continued

Steve Haizlip, Calverton, "I think I might have missed something. Mrs. Young said I think it's a good idea and we support it. But I don't know what the idea is. Can Mrs. Young explain it?"

Supervisor Janoski, "I will do that. Behind you on the map is a strip of yellow which runs up and down on the.... It's a very thin strip. Is he pointing at the right place because I can't see him? Would you show him. Ok. That is Residence C, zoned Residence C at the present time. What is being talked about here because it hasn't really become a proposal (let's call it an idea) is that there is existing in the Town Code the provision for a PB overlay district which means you can put this overlay on top of the Residence C and allow for business, very specific business use in that area by special permit by the Town Board."

Steve Haizlip, "Alright. Thank you."

Supervisor Janoski, "Mr. Nohejl. I'm glad to see you're still here."

Bill Nohejl, Wading River, "Just for clarification. This is open to the public on any subject. You know, there seems to be lost. A week has gone by or so. I believe it's a lost thing. No one is interested to what's going to happen to Jamesport where the state come along and says it's going to use it for an ash pile. No one seems to be concerned about that."

Supervisor Janoski, "You mean no one in the audience?"

Bill Nohejl, "I don't see any concern around town too much."

Supervisor Janoski, "Well, I think that the Town Board has taken a very firm position."

Bill Nohejl, "Have they?"

Supervisor Janoski, "Yes. Well, there was a meeting this past Friday with the DEC which I attended and expressed a negative position of the Town of Riverhead. My belief is that the state will not go ahead in view of local opposition but we are prepared to do whatever we have to do should they seek to go ahead."

Bill Nohejl, "I don't think it's enough just this Town Board. I think the whole east end of Long Island in general should join together because they're just trying to shove things down our throat. Something that we don't need. Now, let's take reality. There is very little existing beach places for the residents of Riverhead. And it would be very very bad to allow something like that to come deprive the people of the Town of Riverhead of bathing facilities. Not just now, 10 years from now, 50 years. Once it's gone, it's gone. I think and I firmly believe that the town should take a very strong stand in acquiring at least half of that property...." Undecipherable.

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PERSONAL APPEARANCES Continued

Supervisor Janoski, "Actually Dick and I are looking at each other because we discussed that over dinner, an idea of town condemnation."

Bill Nohejl, "That's right. And put it before the public in a referendum saying it's going to cost so much and let the people decide. I think that they will be overwhelmingly in favor of it. We must protect what we have now because...."

Supervisor Janoski, "Were you listening to our conversation because exactly what we talked about was having a public hearing, putting the idea before the people and seeing what they had to say about town condemnation of that particular piece of property."

Bill Nohejl, "Don't you know that you're wired?"

Supervisor Janoski, "I'm starting to believe that. Now, you're absolutely right. It is in private hands as you know and it is...."

Bill Nohejl, "You mean L.I.L.C.O. don't own it?"

Supervisor Janoski, "It's private. L.I.L.C.O. is a private company."

Bill Nohejl, "Well they still have the power to condemn on that. There not strictly private. They can say; well we're going to use it for...."

Supervisor Janoski, "Well, it's not government. It's not publicly owned."

Councilman Lombardi, "Bill, to allow them to take that 540 frontage and make it into an ash dump, they've got another thing coming."

Bill Nohejl, "540 acres not 540 foot."

Councilman Lombardi, "540 acres, right."

Bill Nohejl, "Here's something that can be presented to the people. The farmland in the front, they're going to say well you're going to take it off the tax roll. I say no it won't come off the tax roll because you can rent that farmland to the farmers and get money coming in which would act as taxes and use the strip along the water for the purpose of the public. And I strongly, strongly urge that this should be taken and acted on soon before.... And I suggest the rest, Marty Lang, get Southold together with LaValle."

Supervisor Janoski, "Maybe we can get Marty to chip in."

Bill Nohejl, "I don't mean that. I mean condemning the DEC for the ash. We don't want anymore dumping grounds."

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PERSONAL APPEARANCES Continued

Supervisor Janoski, "No. The idea is crazy. And we have taken a position on that and (you know) we will react as is necessary. And I hope that you will have faith. And I understand that people are sending letters and telegrams to the DEC as private citizens and private organizations opposing it. And that is something that is certainly good and should be done."

Bill Nohejl, "I strongly urge that this Town Board really take the spear and go. It's necessary. Believe me. Thank you."

Henry Danowski, Oliver Street, "I just want to clarify this one thing. Did you say that you were going to have a meeting with us on Oliver Street about the proposal of having this strip of land changed over?"

Supervisor Janoski, "I said that we were going to try to arrange a mutually convenient time so that we could do so, yes."

Henry Danowski, "Oh. Is that soon?"

Supervisor Janoski, "Well, it certainly should be within the next two weeks for sure."

Henry Danowski, "Ok."

Supervisor Janoski, "Yes."

Bob Skinner, Herrod Point Road, "Mr. Nohejl, you just beat me to the microphone that's all. I agree with him 100% and you know we've spoken about this a lot of times and if we could bring that to a public hearing, referendum and all that, I think it would be a great idea. I'm 100% for it. In that same vein since I'm relatively new at this, the Town of Riverhead is the Lead Agency of the Kimbrooke project and the environmental impact statement has been drafted. Is that something that's going to be published now?"

Supervisor Janoski, "No. The draft environmental impact statement will not be published but it is available. It is a booklet about that thick. We have not yet declared ourselves Lead Agency. That would be one of the next steps that we take after we do review that draft because the Board has not yet reviewed. But there are copies of it in the Office of the Town Clerk and there are other copies in Town Hall for public scrutiny."

Bob Skinner, "That's it. Thank you."

Supervisor Janoski, "Thank you. Is there anyone else who wishes to be heard at this time? Yes, in the back."

Sherry Johnson, Manorville, "I just want to ask about the Old River Road. Has any communication gone on about that?"

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PERSONAL APPEARANCES Continued

Supervisor Janoski, "Go ahead."

Richard Ehlers, "It's been quite quiet. We met several months ago with the ACUZ representatives from Grumman."

Sherry Johnson, "That was back in September?"

Richard Ehlers, "As of my recollection, that the applicant was going to consider whether or not they wanted to withdraw the application or proceed with it based on what they learned at that meeting and we've not heard back from them. So there's no new activity to cause it to be back on the agenda. It's still just an open item."

Sherry Johnson, "I was just wondering when it would be taken off."

Supervisor Janoski, "When he withdraws it or the Town Board takes an action on it."

Sherry Johnson, "Ok. I also agree with Mr. Nohejl that that is a terrible place for an ash site and I spoke to Mr. Boschetti at the break and I said that would be a great place for a camp ground. Also, we do need better beaches in Riverhead."

Supervisor Janoski, "You know, the whole idea of acquisition of that piece of property certainly something that is on the surface which is very desirable and admirable. But one of the things that we will discuss if and when we do have a public hearing, is that there is a certain amount of taxes being paid on that property to the town at the present time. It is 517 acres or whatever it is which is industrially zoned which is paying a certain amount to the town. There is a cost of course, in paying off the debt of borrowing a few millions of dollars to pay for it. So there is a double cost to the town and these are things that the people are going to have to say, we are willing to assume that burden because it's going to be a burden. And when we have a public hearing we'll talk about that part of it. It's not as easy as it sounds."

Sherry Johnson, "Thank you."

Supervisor Janoski, "I see a hand. I don't know who it's connected to. Yes."

Penny Olsen, Main Road, Aquebogue, "This has nothing to do with the zone change or anything else. Since the town has passed an ordinance that we have to pay to go to the dumps, recently I've noticed such an increase in dumping in not the dumps. I know in Calverton there's a few locations where garbage is so abundant. I don't know how you're addressing the problem. The other day, right on 58, someone threw out their bag of garbage just sitting there at the side of the road. I know something is going to have to be done. I don't know how you could find people that are (committing) dumping out in the back woods and I don't know how you're addressing it."

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PERSONAL APPEARANCES, Continued

Supervisor Janoski, "There are ways that we have. We have taken some action in certain cases. Today I... Somebody threw an apple core out the window of a car. I stopped them and made them go back to pick it up."

Penny Olsen, "At least that's biodegradable. But you know the trash cans, garbage bags, are overflowing in the areas I'm talking about isn't that simple of a matter. I don't know if you don't know of the sites. Maybe if people report sites where there is such dumping, that might be beneficial. But if you go along any road where there is a turn off, (especially the Calverton area up by the lake) there's.... Going along the South River Road there. If you just drive along there at any instance, you'll find it really appalling. I don't think that you intended to increase the dumping in Riverhead by such an ordinance but that is really what's happening. Another thing that was brought up as a question, and living on the Main Road, I don't have the service of the town coming and picking up your bags of leaves. I don't know how that's going to be handled. I know if you live in the neighborhood, you just rake them to the edge of your lawn and that's it. But if I load them in the car and bring them to the town dump, I'll have to pay to have them (to) put there. Is that correct? I can't put them out to the side of the road and have them taken away either."

Supervisor Janoski, "You live on a state road. Quite honestly if you live on a state road, there is no town service of the state road."

Penny Olsen, "So actually I'm double penalized. I have to haul it myself plus pay."

Supervisor Janoski, "Well, to the extent that we don't pave your road either. We do pave town roads."

Penny Olsen, "So I'm costing you even less."

Supervisor Janoski, "We don't remove snow from your road. We do remove snow from town roads. So it is consistent."

Penny Olsen, "So there's no way around that?"

TAPE ENDED

Penny Olsen, "Ok. Thank you."

Supervisor Janoski, "Jack. Anything you want to talk about."

Jack Webster, 22 Madison Street, Rhd., "I don't know if it was ever considered by the Town Board. I can see where we're getting into a little problem with the traffic on Riverside Drive. Riverside Drive, in my opinion, was not really constructed for the type of traffic that is going down on Riverside Drive now. You're getting real heavy traffic, tractor-trailer traffic, heavily laden lumber trucks. Has it ever been explored the possibility of making another road that would cut from the area of 25 over to the eastern portion of Riverside Drive (undecipherable) they want to get to 105 and they

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PERSONAL APPEARANCES, Continued

Jack Webster, Continued

seem to be using more and more of Riverside Drive and it's really becoming a problem there with that heavy traffic. What I had in the back of my mind, that we ought to explore the possibility of cutting across on that open land there. As far as I know, I think that there would probably be land available that would not consider condemnation of any buildings or perhaps it would mean maybe condemnation of 1 or 2 buildings. I would have to get an aerial view to find out just what it consists of or look at the town map. But I.... Really, I think there might be something there that we ought to look into it. I picture Riverside Drive with that sharp (25 degree) turn there, you know. That's a very dangerous turn there and to have this heavy traffic coming in there... I just can't picture having that traffic. In other words, the road should be more or less restricted to a certain type of traffic and not to commercial traffic. I would like to see you take it under advisement and maybe explore it and check it out and see if there can be anything.... It would have to be done in conjunction with either the County or the State. County?"

Councilman Lombardi, "Town road."

Jack Webster, "You're going from a (County) town road to a..."

Supervisor Janoski, "You're going from a state road to a County Road. But the road that you're addressing is a town road."

Jack Webster, "Yes right. That's why I say there's got to be some kind of an agreement amongst either the state and county or state and.... Maybe if you can get the state or county to do it, it don't cost us nothing. Indirectly it does cost us. Yes. It cost us taxpayers money but I mean directly, it wouldn't cost the town anything. Now, you talk it up. You'll see what it amounts to. I don't know. I think there's something there though."

Supervisor Janoski, "Thank you Jack. Steve."

Steve Haizlip, "Mr. Janoski and the other Board members. On this John Rosso about this Article 7. Is that going to be a public hearing?"

Supervisor Janoski, "I really don't know Steve how to answer that question. I just got the letter today asking me to attend. I plan to attend. Councilman advises me that it's at the community college. I don't believe that there is a quorum of anything going to be present, so one would think that it's not a public meeting. Alright?"

Steve Haizlip, "Alright. I would like to address Mr. Artale. On this here resolution 164, I noticed the very next day in the News-day the power authority agreed to let some power in here. About 80 megawatts. But anyhow, I'm behind you. I got a letter to Mr. Sawicki and I've also gotten one to the governor with a copy of that newspaper."

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PERSONAL APPEARANCES Continued

Councilman Artale, "You realize Steve that the 82 megawatts that they're talking about is about enough to fire up the town the size of Freeport."

Steve Haizlip, "Freeport. They mentioned that in there. But at least they admit it that they're going to let some down here now. There's two shopping centers on Route 25. The signs have been there for ages. Is anything going to become reality? One is at the Calverton Deli and the other one is up by Miloski's."

Supervisor Janoski, "The sign by the Calverton Deli has been there for about 2 years. We have no proposal. What was the other site that you mentioned?"

Steve Haizlip, "Calverton Deli."

Supervisor Janoski, "Up by Miloski's. That sign I believe is an illegal sign and it's been there for about approximately a year and a half and we have no application from them either."

Steve Haizlip, "Tomorrow, Mr. Richard Kessel, our public consumer commissioner, is going to have a meeting in Hauppauge about the effect and shock of Long Island Lighting rates increasing. Is there any plans for any of you fellows to attend that and put an input in for us people here in the town? Is it Thursday? Alright. I thought they had one today in Mineola. Alright. Ok."

Supervisor Janoski, "There are other forms by which we make our feelings known."

Steve Haizlip, "I didn't even know that."

Supervisor Janoski, "The public hearing such as that, is generally considered to be the public's opportunity to express their opinion. Certainly government officials do go to public hearings."

Steve Haizlip, "Well, that was what it was. It said that they wanted government official input and then they'd let others connect. Alright. Mr. Boschetti, may I address him?"

Supervisor Janoski, "Certainly, you got it right that time."

Steve Haizlip, "Right, ok. Lou, I think were made sort of a watch dog of this court business about moving out. Now, Mr. Janoski has said twice in the park, (the parking lot) when we've had the County there, Riverhead is the County Seat. Well, I'm beginning to believe that Hauppauge is the County Seat and Riverhead is the detachment because it looks like all the command is going up there and only a few workers is left out here. Now, I even noticed the judge Geiler when he gave that decision on Long Island Lighting. He's sitting in Hauppauge. Everybody is in Hauppauge. So it looks like.... So could you fill and see what's happening and trying to get them to stay here?"

PERSONAL APPEARANCES Continued

Councilman Boschetti, "Yes. In fact, we had had a meeting of the Suffolk County Court Facilities Committee approximately 2 and a half to 3 weeks ago. And at that meeting, we discussed some of the plans that had come down from the "Gruzon" partnership which had been hired by that committee to perform consulting architectural work. They're not really going to get the final version of the architectural plans but they are going to be consultants to the county architects. What we found in those proposals was a lack of commitment to a number of areas that would give us some assurances that in fact, Riverhead would be guaranteed some sort of place in the county structure when it comes to the judicial system. Some of the things that we got quite concerned about (for example) was the law library, the commissioner of jurors was another. We did a consent from them at that meeting. And by the way, that meeting was first in over about a year. We had no meetings with them for about a year. But we did get a consent from them to take down the old jail. However, the old jail is a depository of Suffolk County Clerk records, old records. And one of the fears we have is; yes we want the building removed because it will increase parking in that area which is desperately needed but also it's going to give us a problem inasmuch as we're going to have to try to find an area to put those records. If we don't get a commitment as to the total number of square footage that will be built and/or renovated on the Griffing Avenue court complex. It's very conceivable that those records could find their way to Hauppauge. That would be the first step of many. Again, maybe it seems like we get a little over sensitive about this but we have to be. The powers that be in Hauppauge have been very very good at taking one thing at a time and connecting it to something else. And what I mean by that is simply this; if the records go, then of course there is a feeling to have something else go. If the records are there, then the Clerk should be there and maybe because the Clerk is there, maybe Riverhead should only have a satellite office of the County Clerk's office. If that happens, then of course the title companies are going to feel pressure. And when the title companies go, the lawyers start to go and we'll see a general decline of the whole network of judicially based economics that have been so entrenched in our economy for so many years. So to put it in simple context, the question is yes. We are continuing the vigilance. We are looking very closely at what they're doing. We are expecting another meeting with the county architect hopefully within the next week or two to go over plans and try to get some commitments from them. Ok. So yes. We are on the job. We are still trying to keep the courts here."

Steve Haizlip, "Well, by historic, this town was set as the County Seat of Suffolk and this is Riverhead. And I would like to see it stay here and I would like to see the courts. I would like to see the command come back. I don't want to see it moved farther up, so stay on Mr. Koppleman and try to out do it."

Councilman Boschetti, "I'm with you. Thank you Steve."

Supervisor Janoski, "Is there anyone who wishes to address the Board at this time? This is the last time that the meeting will be opened to public comment. So that before we move on to resolutions, I say again; is there anyone else wishing to address the Board? Thank you very much. Let us move on to the resolutions. Is there any objection, we would of course if their is request, read a resolution in their entirety, but I would like to approach some of these by a reading of the title of the resolution. If I see a hand, I will have the resolution read in its entirety."

RESOLUTIONS

- #170 INCREASE AND IMPROVEMENTS TO THE RIVERHEAD WATER DISTRICT REGARDING THE PURCHASE OF A DIESEL TRACTOR WITH HYDRAULIC BACKHOE AND FRONT-LOADER.
(See Water District Minutes)
- #171 AWARDS BID FOR TRACTOR LOADER BACKHOE-CAB FOR THE RIVERHEAD WATER DISTRICT.
(See Water District Minutes)
- #172 AWARDS BID FOR ONE HEAVY EQUIPMENT TRAILER FOR THE RIVERHEAD WATER DISTRICT.
(See Water District Minutes)
- #173 AUTHORIZES OVERTIME COMPENSATION - WATER DISTRICT.
(See Water District Minutes)
- #174 AUTHORIZES OVERTIME - HIGHWAY DEPARTMENT.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the Superintendent of Highways be and is hereby authorized to pay time and one-half compensation for overtime for a total of 863 hours in the amount of \$9,468.03, in accordance with personal services abstract submitted and filed in the Office of the Town Clerk.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

- #175 AUTHORIZES OVERTIME PAY FOR CIVILIAN EMPLOYEES.

Councilman Lombardi offered the following resolution which was seconded by Councilman Boschetti.

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RESOLUTIONS Continued

BE IT RESOLVED, that the following civilian employees be paid Overtime Pay for a period from January 1, 1985 to February 28, 1985.

1. Halliday, D.	1-28-85	.5 hrs.	
	2-15-85	<u>2.0 hrs.</u>	
		2.5 hrs.	\$ 31.52
2. Quinonez, C.	1-7-85	.5 hrs.	
	1-12-85	<u>2.0 hrs.</u>	
		2.5 hrs.	26.42
3. Ruskowski, F.	1-1-85	2.0 hrs.	
	1-3-85	2.0 hrs.	
	1-4-85	1.0 hrs.	
	1-7-85	3.0 hrs.	
	1-8-85	1.0 hrs.	
	1-10-85	1.0 hrs.	
	1-11-85	1.0 hrs.	
	1-12-85	8.0 hrs.	
	1-14-85	3.0 hrs.	
	1-15-85	1.0 hrs.	
	1-16-85	1.0 hrs.	
	1-21-85	3.5 hrs.	
	1-23-85	2.0 hrs.	
	1-24-85	1.0 hrs.	
	1-25-85	1.0 hrs.	
	1-27-85	2.0 hrs.	
	1-28-85	1.0 hrs.	
	1-29-85	1.0 hrs.	
	1-30-85	1.0 hrs.	
	1-31-85	1.0 hrs.	
	2-1-85	1.0 hrs.	
	2-2-85	6.0 hrs.	
	2-4-85	3.0 hrs.	
	2-5-85	1.0 hrs.	
	2-6-85	5.0 hrs.	
	2-7-85	1.0 hrs.	
	2-8-85	1.0 hrs.	
	2-9-85	8.0 hrs.	
2-11-85	1.0 hrs.		
2-12-85	4.0 hrs.		
2-13-85	1.0 hrs.		
2-14-85	1.0 hrs.		
2-15-85	1.0 hrs.		
2-17-85	2.0 hrs.		
2-21-85	2.0 hrs.		
2-25-85	1.0 hrs.		
2-26-85	1.0 hrs.		
2-27-85	1.0 hrs.		
2-28-85	<u>3.0 hrs.</u>		
	81.5 hrs.		931.20

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RESOLUTIONS Continued

4. Sargeant, C.	1-14-85	2.5 hrs.	
	1-22-85	2.5 hrs.	
	1-24-85	2.5 hrs.	
	1-27-85	2.0 hrs.	
	1-30-85	2.5 hrs.	
	2-9-85	4.5 hrs.	
	2-19-85	2.0 hrs.	
		<u>18.5 hrs.</u>	
			\$ 200.36
			<u>1,189.50</u>

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#176 AUTHORIZES STRAIGHT TIME OVERTIME FOR POLICE OFFICERS.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

BE IT RESOLVED, that the following Police Officers be paid Straight Time Overtime Pay for a period from January 1, 1985 to February 28, 1985.

1. Boden, R.	1-15-85	4.0 hrs.	\$ 51.07
2. Cheshire, D.	1-30-85	3.0 hrs.	
	2-27-85	4.0 hrs.	
		<u>7.0 hrs.</u>	103.14
3. Danowski, J.	1-8-85	4.0 hrs.	
	1-18-85	5.5 hrs.	
	1-22-85	4.0 hrs.	
	1-25-85	5.75hrs.	
	1-29-85	4.0 hrs.	
	2-5-85	4.0 hrs.	
	208085	4.0 hrs.	
	2-9-85	4.75hrs.	
	2-12-85	4.0 hrs.	
		<u>40.0 hrs.</u>	510.78
4. Dunleavy, J.	1-25-85	1.0 hrs.	
	2-14-85	1.0 hrs.	
	2-15-85	1.75hrs.	
	2-19-85	2.0 hrs.	
		<u>5.75hrs.</u>	88.11
5. Fagan, D.	2-1-85	4.0 hrs.	51.07
6. Haley, R.	1-15-85	4.0 hrs.	58.94
7. Kurpetski, J.	1-8-85	4.0 hrs.	
	1-18-85	6.0 hrs.	
	1-22-85	4.0 hrs.	
	1-25-85	5.75hrs.	
	1-29-85	4.0 hrs.	
	2-5-85	4.0 hrs.	
	2-8-85	4.25hrs.	
	2-12-85	4.0 hrs.	
	2-15-85	4.5 hrs.	
		<u>40.5 hrs.</u>	620.60

RESOLUTIONS Continued

8.	Lydon, J.	2-9-85	4.75 hrs.	\$ 60.65
9.	Moisa, W.	1-4-85	4.0 hrs.	61.29
10.	Sadowski, E.	1-30-85	3.0 hrs.	46.41
11.	Swiatocha, J.	2-1-85	4.0 hrs.	
		2-8-85	4.0 hrs.	
		2-9-85	4.0 hrs.	
		2-24-85	4.0 hrs.	
			<u>16.0 hrs.</u>	
				235.75
				<u>\$1,887.81</u>

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#177 AUTHORIZES RECALL/COURT PAY FOR POLICE OFFICERS.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

BE IT RESOLVED, that the following Police Officers be paid Recall/Court Pay for a period from January 1, 1985 to February 28, 1985.

1.	Boden, R.	1-14-85	3.0 hrs.	\$ 57.46
2.	Cheshire, D.	1-1-85	4.0 hrs.	
		1-25-85	4.0 hrs.	
		2-6-85	4.0 hrs.	
			<u>12.0 hrs.</u>	265.22
3.	Danowski, J.	1-15-85	4.5 hrs.	86.19
4.	Dunleavy, J.	1-11-85	4.0 hrs.	
		1-25-85	4.0 hrs.	
		2-10-85	4.0 hrs.	
			<u>12.0 hrs.</u>	275.83
5.	Fagan, D.	1-5-85	4.0 hrs.	
		2-1-85	4.0 hrs.	
		2-24-85	8.0 hrs.	
			<u>16.0 hrs.</u>	306.47
6.	Gianni, V.	1-24-85	8.0 hrs.	
		1-25-85	8.0 hrs.	
		1-30-85	8.0 hrs.	
		1-31-85	8.0 hrs.	
			<u>32.0 hrs.</u>	707/24
7.	Haley, R.	1-4-85	4.5 hrs.	
		1-5-85	4.0 hrs.	
		1-22-85	2.0 hrs.	
			<u>10.5 hrs.</u>	232.06

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8.	Keller, B.	1-14-85	2.0 hrs.	\$ 44.20
9.	Kurpetski, J.	1-5-85	4.5 hrs.	103.43
10.	Loggia, J.	1-14-85	3.0 hrs.	57.46
11.	Lydon, J.	1-22-85 2-4-85	2.0 hrs. <u>2.0 hrs.</u> 4.0 hrs.	76.61
12.	Lynch, T.	2-1-85	8.0 hrs.	153.23
13.	Mackie, F.	1-14-85	2.0 hrs.	38.30
14.	Moisa, W.	1-9-85	4.0 hrs.	91.84
15.	Paasch, P.	1-22-85 2-20-85	2.0 hrs. <u>3.25hrs.</u> 5.25hrs.	120.67
16.	Swiatocha, J.	1-4-85 2-1-85	4.5 hrs. <u>4.0 hrs.</u> 8.5 hrs.	187.86
17.	Troyan, P.	1-3-185	4.0 hrs.	88.41
18.	Witt, W.	2-14-85	4.0 hrs.	<u>88.41</u> \$2,980.98

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#178 AUTHORIZES OVERTIME PAY FOR POLICE OFFICERS.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

BE IT RESOLVED, that the following Police Officers be paid for a period from January 1, 1985 to February 28, 1985.

1.	Boden, R.	1-2-85	1.5 hrs.	\$ 28.73
2.	Cheshire, D.	1-24-85	1.0 hrs.	22.10
3.	Dunleavy, J.	1-24-85	1.0 hrs.	22.99
4.	Fagan, D.	2-2-85	4.0 hrs.	76.61
5.	Gianni, V.	1-22-85 2-23-85	8.0 hrs. <u>1.0 hrs.</u> 9.0 hrs.	198.91

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6.	Haley, R.	2-18-85 2-23-85	.5 hrs. 8.0 hrs. <u>8.5 hrs.</u>	\$ 187.86
7.	Keller, B.	2-9-85	8.25hrs.	182.34
8.	Loggia, J.	1-1-85	1.5 hrs.	28.73
9.	Lydon, J.	2-21-85	4.0 hrs.	67.95
10.	Mackie, F.	2-7-85 2-27-85 2-28-85	.58hrs. .5 hrs. <u>1.0 hrs.</u> 2.08hrs.	39.84
11.	Michalski, V.	1-21-84 2-1-85	1.25hrs. 8.0 hrs. <u>9.25hrs.</u>	204.44
12.	Peeker, R.	1-10-85 1-30-85	.5 hrs. 8.0 hrs. <u>8.5 hrs.</u>	162.81
13.	Romaniello, F.	1-27-85 2-13-85	2.0 hrs. <u>2.0 hrs.</u> 4.0 hrs.	88.41
14.	Troyan, P.	2-14-85	2.0 hrs.	44.20
15.	Witt, W.	2-27-85	.83hrs.	<u>18.34</u> \$1,382.92

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#179 AUTHORIZES OVERTIME PAY FOR POLICE OFFICERS.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

BE IT RESOLVED, that the following Police Officers be paid Overtime Pay for a period from January 1, 1985 to February 28, 1985.

1.	Dorfer, T.	1-20-85	8.0 hrs.	\$ 176.81
2.	Fagan, D.	1-21-85	5.0 hrs.	95.77
3.	Keller, B.	1-21-85	8.0 hrs.	176.81

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#180 AUTHORIZES RECALL/COURT PAY FOR LIEUTENANTS AND SERGEANTS.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

BE IT RESOLVED, that the following Lieutenants and Sergeants be paid Recall/Court Pay for a period from January 1, 1985 to February 28, 1985.

1. Droskoski, W.	1-15-85	8.0 hrs.	
	1-24-85	4.0 hrs.	
	1-26-85	4.0 hrs.	
		<u>16.0 hrs.</u>	\$ 444.18
2. Grattan, J.	1-13-85	8.0 hrs.	205.49
3. Grossman, A.	2-21-85	2.5 hrs.	61.16
4. Mazzo, L.	2-1-85	4.0 hrs.	
	2-12-85	8.0 hrs.	
	2-27-85	8.0 hrs.	
	2-28-85	8.0 hrs.	
		<u>28.0 hrs.</u>	719.20
			<u>\$1,430.03</u>

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#181 AUTHORIZES OVERTIME PAY FOR SERGEANTS.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

BE IT RESOLVED, that the following Sergeants be paid Overtime Pay for a period from January 1, 1985 to February 28, 1985.

1. Alexander, F.	1-25-85	4.0 hrs.	
	1-26-85	4.0 hrs.	
		<u>8.0 hrs.</u>	\$ 203.53
2. Grattan, J.	2-5-85	8.0 hrs.	205.49
3. Grossman, A.	1-8-85	8.0 hrs.	
	1-9-85	8.0 hrs.	
	1-24-85	4.0 hrs.	
		<u>20.0 hrs.</u>	489.25
			<u>\$ 898.27</u>

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#182 AUTHORIZES RECALL/COURT PAY FOR DETECTIVES.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

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BE IT RESOLVED, that the following Detectives be paid Recall Court Pay for a period from January 1, 1985 to February 28, 1985.

1. Miller, D.	1-10-85	2.5 hrs.	
	1-14-85	5.5 hrs.	
	2-20-85	4.0 hrs.	
		<u>12.0 hrs.</u>	\$ 265.22
2. Palmer, W.	1-10-85	2.5 hrs.	
	1-28-85	4.0 hrs.	
	2-11-85	4.0 hrs.	
		<u>10.5 hrs.</u>	257.85
3. Robinson, D.	1-26-85	4.0 hrs.	
	2-19-85	4.0 hrs.	
		<u>8.0 hrs.</u>	222.09
4. Summerville, A.	1-23-85	4.0 hrs.	
	1-25-85	4.0 hrs.	
	2-21-85	4.0 hrs.	
	2-24-85	4.0 hrs.	
		<u>16.0 hrs.</u>	392.92
5. Underwood, R.	2-22-85	4.0 hrs.	
			<u>106.34</u>
			\$1,244.42

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

#183 AUTHORIZES OVERTIME PAY FOR DETECTIVE.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

BE IT RESOLVED, that the following Detective be paid Overtime Pay for January 25, 1985.

1. Summerville, A.	1-25-85	5 hrs.	\$122.79
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The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#184 AUTHORIZES STANDBY PAY FOR DETECTIVES.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

BE IT RESOLVED, that the following Detectives be paid Standby Pay for a period from January 1, 1985 to February 28, 1985 (Less Recall Days).

1. Cheshire, D.	7 Days X 2 hrs. = 14 hrs.	206.28
2. Dunleavy, J.	7 Days X 2 hrs. = 14 hrs.	214.53
3. Miller, D.	8 Days X 2 hrs. = 16 hrs.	235.75
4. Palmer, W.	6 Days X 2 hrs. = 12 hrs.	196.46

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5. Robinson, D.	7 Days X 2 hrs. = 14 hrs.	259.11
6. Summerville, A.	7 Days X 2 hrs. = 14 hrs.	229.20
7. Underwood, R.	9 Days X 2 hrs. = 18 hrs.	319.01
		<u>\$1,660.34</u>

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#185 AUTHORIZES OVERTIME COMPENSATION - ACCOUNTING DEPARTMENT.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the following employees of the Accounting Department be paid time and one-half overtime compensation:

Victoria Vourakis:	20.35 hrs. @\$12.7630	= \$259.72
Francis Friszolowski:	10.35 hrs. @\$11.4625	= 118.63
Lori U. Pipczynski:	16.15 hrs. @\$11.4625	= 186.26
Nancy E. Krukoski:	11.45 hrs. @\$10.2310	= 120.21

FURTHER RESOLVED, that the explanatory report relating to the aforesaid overtime submitted by the Accounting Department be filed in the Office of the Town Clerk.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#186 APPROVES SITE PLAN OF DAVID AND JANICE SZCZESNY.

Councilman Lombardi offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, a site plan was submitted by David and Janice Szczesny for a building permit for a retail store to be located on Route 58, Riverhead, New York, and

WHEREAS, this Town Board has reviewed this site plan submitted as prepared by Donald A. Denis, dated February 7, 1985,

NOW, THEREFORE, BE IT

RESOLVED, that the site plan submitted by David and Janice Szczesny for a building permit for a retail store to be located on Route 58, Riverhead, New York, as prepared by Donald A. Denis, dated February 7, 1985, be and is hereby approved, subject to the following:

1. That the provisions of the Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times be complied with by the owner of the property covered by this site plan.

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a certified copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk.

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3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval or disapproval prior to being installed at the property. All signage so proposed shall be coordinated in appearance and design.

4. That the Declarant is familiar with Riverhead Town Code Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same.

5. Trash receptacles of a decorative design shall be maintained at the premises.

6. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a station stating, "No Parking, Handicap Only", and the universal symbol affixed thereto.

7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code, with regard to type, thickness, and grade.

8. That the Town Board may designate fire zones as they may see fit and it is agreed that the owner of the premises shall sign any and all documents as may be required to designate fire zones.

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to David and Janice Szczesny and the Riverhead Building Department.

DECLARATION AND COVENANT

THIS DECLARATION made the ____ day of _____, 1985, by David R. and Janice Szczesny residing at _____
Declarants,

WHEREAS, Declarants are the owners of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in Schedule A annexed hereto as provided by the Declarants, and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead and the owner and prospective owners of said parcel that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan, said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office, and

WHEREAS, Declarants have considered the foregoing and determined that same will be in the best interest of the Declarants and subsequent owners of said parcel,

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarants, for the purpose of carrying out the intentions above expressed do hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors, and assigns, to wit:

RESOLUTIONS Continued#187 AUTHORIZES POLICE OFFICERS TO ATTEND GOVERNOR'S CONFERENCE ON CRIME CONVENTION.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

WHEREAS, a 3rd Annual Governor's Conference on Crime Prevention is being held in Albany, N.Y. on April 9th, 10th, and 11th 1985 and

WHEREAS, Police Officers David Cheshire and Edward Sadowski have expressed a desire and interest to attend this Conference.

NOW, THEREFORE, BE IT

RESOLVED, that David Cheshire and Edward Sadowski be and are hereby authorized to attend said Conference, and

BE IT FURTHER RESOLVED, that Police David Cheshire and Edward Sadowski be given in advance, the amount of \$690.00 which shall cover the entire expense of travel, food and lodging.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#188 AUTHORIZES OVERTIME COMPENSATION - BUILDING AND GROUNDS.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the following employees of the Building and Grounds Department be paid time and one-half overtime compensation.

Lawyer Jackson	29 hrs.	@\$12.7218 =	\$368.93
Charles Brown	29 hrs.	@\$12.7218 =	368.93
Dominick Pantaleo	11.5hrs.	@\$11.4258 =	131.40
Merrill Nelson, Jr.	5 hrs.	@\$13.3698 =	66.85
Edward Polecki	12 hrs.	@\$11.4258 =	137.11
Oliver Miles	5 hrs.	@\$11.3907 =	56.95
Joseph Celic	1 hrs.	@\$11.4258 =	11.43
Paul Bokee	17 hrs.	@\$11.4258 =	194.24
Gustave Olson	5 hrs.	@\$13.2183 =	66.09
James Woodson	1 hrs.	@\$10.7814 =	10.78

BE IT FURTHER RESOLVED, that the explanatory report relating to aforesaid overtime be filed in the Office of the Town Clerk.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#189 AUTHORIZES OVERTIME COMPENSATION FOR BUILDING DEPARTMENT.

Councilman Lombardi offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the following employee of the Riverhead Building Department be paid time and one-half overtime compensation.

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James DeLucca 7 hrs. @\$20.4517 = \$143.16

FURTHER BE IT RESOLVED, that the explanatory report relating to aforesaid overtime be filed in the Office of the Town Clerk.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#190 ENGAGES SERVICES OF EXPERTS AND CONSULTANTS RE: NORTHVILLE INDUSTRIES TAX CERTIORARI.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

WHEREAS, the Town of Riverhead is presently involved in tax certiorari with Northville Industries, and

WHEREAS, it is now necessary for the Town of Riverhead to engage the services of an individual (s) to establish the values of the improvements of Northville Industries for tax assessment purposes.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute a letter of agreement with experts and consultants in real estate appraisal, engineering, and certiorari proceedings to defend our action against Northville Industries at a cost not to exceed \$25,000.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#191 AUTHORIZES SUPERVISOR TO EXECUTE CONTRACT FOR PURCHASE OF COMMUNICATION SYSTEM FOR SCAVENGER WASTE/SEWER DISTRICT FACILITIES.

(See Sewer and Scavenger Waste Minutes)

#192 RELEASES PERFORMANCE BOND AND REQUIRES MAINTENANCE BOND, RE: MOHRING ENTERPRISES.

Councilman Lombardi offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, by letter dated February 21, 1985, Mohring and Sons Enterprises, Inc., owners of Lagoon Court, Aquebogue, New York, did request that their performance bond be released with regard to said subdivision, and

WHEREAS, pursuant to an inspection made and letter forwarded by Highway Superintendent Charles Bloss, Mr. Bloss concurred that said performance bond may be released upon the condition that a one (1) year maintenance bond be posted

NOW, THEREFORE, BE IT

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RESOLVED, that the performance bond posted by Mohring and Sons, Enterprises, Inc., bond #936390 from Republic Insurance Company in the amount of \$112,000 be and is hereby released and be it further

RESOLVED, that Mohring and Sons Enterprises, Inc. be and is hereby required to post a maintenance bond in the amount of \$112,000 for a period of one year, wherein said bond is to be filed with the Town Clerk of the Town of Riverhead, and be it further

RESOLVED, that the Town Clerk, upon receipt of such maintenance bond, is authorized to release to Mohring and Sons Enterprises, Inc. their performance bond, #936390, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Mohring and Sons Enterprises, Inc. and the Highway Department.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#193 ADOPTION OF NEW YORK STATE DEFERRED COMPENSATION PLAN.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

WHEREAS, the Town of Riverhead wishes to adopt the Deferred Compensation Plan for employees of New York State and other participating public jurisdictions (the "Plan") for the voluntary participation of all eligible employees; and

WHEREAS, the Town of Riverhead is a local public employer eligible to adopt the Plan pursuant to Section 5 of the State Finance Law; and

WHEREAS, the Town of Riverhead has reviewed the Plan established in accordance with Section 457 of the Internal Revenue Code and Section 5 of the State Finance Law of New York State; and

WHEREAS, the purpose of the Plan is to encourage employees to make and continue careers with the Town of Riverhead by providing eligible employees with a convenient and tax-favored method of saving on a regular and long-term basis and thereby provide for their retirement.

NOW, THEREFORE, BE IT,

RESOLVED, that the Town of Riverhead hereby adopts the Plan for the voluntary participation of all eligible employees, and

BE IT FURTHER RESOLVED, that the appropriate officials of the Town of Riverhead are hereby authorized to take such actions and enter such agreements as are required or necessary for the adoption, implementation, and maintenance of the Plan; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to file copies of these resolutions and other required documents with the President of the State of New York Civil Service Commission; Thaddeus Robinson, Account Executive, Copeland Co., 425 Broadhollow Road, Melville, NY 11747; and Russell Fleischman, President Town of Riverhead CSEA Unit.

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The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

#194 RESOLUTION AMENDING SECTION 101-25 OF THE RIVERHEAD TOWN CODE, "PARKING METER ZONES".

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, a public hearing was held on the 26th day of February, 1985, wherein all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the following amendment be and is hereby made to Section 101-25 of the Riverhead Town Code, "Parking Meter Zones", Re: Peconic Avenue:

101-25. Parking meter zones.

A. Creation of zones. Parking meter zones are hereby established on highways as follows:

<u>Street</u>	<u>Side</u>	<u>Location</u>
Peconic-Avenue (Route-24)	Both	Between-its-intersection with-Main-Street-(Route-25) and-the-Riverhead-Southampton Town-Line.

*Running line indicates deletion.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

#195 RESOLUTION AMENDING CHAPTER 107 OF THE RIVERHEAD TOWN CODE, RE: WETLANDS, FLOODPLAINS AND DRAINAGE.

Councilman Lombardi offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, a public hearing was held on the 26th day of February, 1985, wherein all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the following amendment be made to Chapter 107 of the Riverhead Town Code, Re: Wetlands, Floodplains and Drainage as follows:

107-6. Application for permit.

A. All applicants for a permit to do any of the acts permitted or prohibited by Sections 107-4 and 107-5 shall present an original and three (3) copies of the permit application, together with other required information, to the Town Clerk. All applications and copies thereof must be accompanied by or include the following information and payment of a Ten Dollar (\$10.00) application fee.

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107-9. Notice of violation; penalties for offenses.

G. In addition to any penalties, fines, forfeitures or injunctions that may be imposed pursuant to this Section 107-9 an applicant who files an application for a permit pursuant to Section 107-7, after a violation of this chapter has occurred, shall pay an application fee of One Hundred Dollars (\$100.00) in lieu of the Ten Dollar (\$10.00) application fee provided for in Section 107-6.

*Underscore indicates addition.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#196 ADOPTS LOCAL LAW #1-1985, "FEE FOR DOG LICENSES".

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

WHEREAS, a public hearing was held on the 26th day of February, 1985, wherein all persons wishing to be heard were heard regarding the implementation of an additional \$2.50 charge to all State fees charged for dog licenses,

NOW, THEREFORE, BE IT

RESOLVED, that the following be and is hereby adopted and shall be known as Local Law #1-1985, "Fee for Dog Licenses":

The local fee of two dollars and fifty cents (\$2.50) shall be added to and be an additional charge to all State fees charged for all dog licenses.

and be it further

RESOLVED, that this Local Law shall take effect after filing with the Secretary of State, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#197 RESOLUTION AMENDING SECTION 101-10.1 OF THE RIVERHEAD TOWN CODE, "PARKING, STANDING AND STOPPING PROHIBITED".

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, by written request from the Chief of the Riverhead Fire Department, a proposed amendment was offered to the Riverhead Town Code, prohibiting the parking, standing or stopping of vehicles adjacent to any building or along any fencing located at the rear of the buildings at the Riverhead Plaza Shopping Center, and

WHEREAS, a public hearing was held on the 26th day of February, 1985, wherein all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

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RESOLVED, that the following amendment be and is hereby made to Section 101-10.1 of the Riverhead Town Code, as follows:

101-10.1 Parking, standing and stopping prohibited.

The parking, standing and stopping of vehicles is hereby prohibited in certain locations as follows:

<u>Street/Area</u>	<u>Side</u>	<u>Location</u>
Riverhead Shopping Plaza, Tax Map No. 104-2-16		Along curbs immediately adjacent to the buildings at the Riverhead Shopping Plaza, as well as adjacent <u>to any building or along any fencing located at the rear of the buildings.</u>

*Underscore indicates addition.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#198 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: AMENDMENT TO SECTION 101-10.2 OF THE RIVERHEAD TOWN CODE, "PARKING, STANDING OR STOPPING PROHIBITED EXCEPT FOR VOLUNTEER FIREMEN".

Councilman Lombardi offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the Town Clerk is hereby authorized to publish and post the below Public Notice with regard to amending section 101-10.2 of the Riverhead Town Code, clarifying the location where the parking standing or stopping is prohibited except for volunteer firemen.

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the 19th day of March, 1985, at 8:05 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the following proposed amendment to Section 101-10.2 of the Riverhead Town Code, to clarify the location wherein parking, standing or stopping is prohibited, except for volunteer firemen:

101-10.2. Parking, standing or stopping prohibited except for volunteer firemen.

The parking, standing or stopping of vehicles is hereby prohibited, except for those owned and/or operated by volunteer firemen, in certain locations as follows:

3/5/85

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RESOLUTIONS Continued

Street/Area	Side	Hours	Location
<u>Osborne-Avenue</u>	East	7:30-a.m. to-3:30-p.m.	From-a-point-275 feet-north-of Palaski-Street-to a-point-375-feet north-of-Palaski Street.
<u>Hamilton Avenue</u>	East		<u>The first six stalls along the northerly boundary of the parking area located on the east side of Hamilton Avenue across the street from Station #1 of the Riverhead Fire Department.</u>

*Running line indicates deletion

*Underscore indicates addition

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#199 RESOLUTION URGING ADOPTION OF STATE INCOME TAX CREDIT FOR
VETERANS IN LIEU OF REAL PROPERTY EXEMPTIONS.

Councilman Artale offered the following resolution which was
seconded by Councilman Boschetti.

WHEREAS, the Riverhead Town Board has called upon the State
Legislature to reassess the current practice of granting local
real property tax exemptions to achieve State-wide goals, particu-
larly in the area of veterans exemptions and farmland exemptions,
and

WHEREAS, Assemblyman John Behan has introduced legislation to
replace the current real property tax exemptions for veterans with
a personal New York State income tax credit commencing in 1986 for
all honorably discharged war-time veterans, whether they rent or
own real property,

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board supports Assemblyman Behan's
legislation to eliminate the current inequitable real property tax
exemption for veterans and replace it with an income tax credit
which properly places the financial cost of State-wide veterans
benefits upon the State Legislature, and be it further

RESOLVED, that the Town Clerk shall forward certified copies
of this resolution to Assemblyman Behan, Assemblyman Sawicki, Sena-
tor LaValle, Governor Cuomo.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#200 OVERTIME COMPENSATION FOR TOWN CLERK EMPLOYEE.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

RESOLVED, that the following employee in the Town Clerk's Office be paid overtime compensation as follows:

Nadia Moore ----- 8 hrs. @\$10.3582 = \$83.06

to be charged to the Town Clerk's Account 1410.110 and an explanatory report be filed with the Town Clerk.

The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#201 APPOINTS CONTINGENT PROVISIONAL LEGAL STENOGRAPHER.

Councilman Lombardi offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, due to the anticipated leave of absence of the present Legal Stenographer of the Town Attorney's Office, a vacancy will exist in that position, and

WHEREAS, said vacancy was duly advertised and all applicants were thereafter interviewed.

NOW, THEREFORE, BE IT

RESOLVED, that Glenda Sorenson be and is hereby appointed to the position of contingent provisional Legal Stenographer at the annual rate of compensation of \$11,564.75 as set forth in Group 5, Step P of the 1985 CSEA Contract effective March 11, 1985, and

BE IT FURTHER RESOLVED, that in the event that a permanent position becomes available that Glenda Sorenson shall within six months of her qualification by Civil Service for appointment to a permanent position maintain her residence in Riverhead.

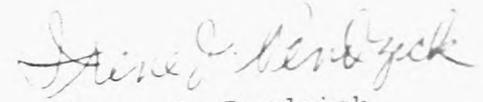
The vote, Boschetti, yes, Artale, yes, Prusinowski, absent, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Without objection, adjourned."

There being no further business on motion or vote, the meeting adjourned at 9:25 p.m.

IJP:nm


Irene J. Pendzick
Town Clerk