

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, October 4, 1983, at 7:30 p.m.

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

Also Present: Richard Ehlers, Town Attorney

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

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

BE IT RESOLVED, that the minutes of the Town Board meeting held on September 6, and Special Board meeting held on September 28, 1983 are dispensed and without objection and be approved.

The vote, boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon declared duly adopted.

BILLS

Bills submitted on abstract dated October 4, 1983 as follows:

General Town	\$145,288.32
Highway 1,3,4,	22,434.99
Street Lighting	13,428.98
Federal Revenue Sharing	4,306.77

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

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

General Town	\$145,288.32
Highway 1,3,4,	22,434.99
Street Lighting	13,428.98
Federal Revenue Sharing	4,306.77

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

The resolution was thereupon declared duly adopted.

with us Supervisor Janoski, "The Heads of the Departments are should anyone have any question of them. Reports."

REPORTS

OPEN BID REPORT - JAMESPORT AMBULANCE GARAGE.

Filed.

Contract #1 - General Construction

#1 NAME: LEVER CONSTRUCTION, CORP.
 ADDRESS: 2025 BRENTWOOD ROAD, BRENTWOOD, N.Y. 11711
 TOTAL BID: \$ 65,000.00

#2 NAME: VIDAGO CONSTRUCTION CORP.
 ADDRESS: 397 COLUMBUS AVENUE, N. BABYLON
 TOTAL BID: \$ 53,691.00

Contract #2 - Plumbing

#1 NAME: D. RYAN PLUMBING & HEATING CO. INC.
 ADDRESS: 1155 JERICHO TURNPIKE, HUNTINGTON, NY 11743
 TOTAL BID: \$ 11,679.90

Contract #3 - Heating and Ventilating

#1 NAME: D. RYAN PLUMBING AND HEATING CO. INC.
 ADDRESS: 1155 JERICHO TURNPIKE, HUNTINGTON, NY 11743
 TOTAL BID: \$ 9,493.00

REPORTS Continued

Contract #4 - Electrical

NAME: BARTRA ELECTRICADDRESS: P.O. BOX 1016, 227 EAST BREAKWATER RD., MATT.TOTAL BID: \$ 6,000.00

Jamesport Fire District: 1984 Budget Filed.

Recreation Department: attendance report for month of August, 1983. Filed.

Supervisor's Office: Tentative Town Bidet for the year 1984. Filed.

Building Department: report for the month of Sept, 1983. Filed.

Town Clerk: report for the month of September, 1983. Filed.

Irene J. Pendzick, "That concludes reports."Supervisor Janoski, "Thank you Mrs. Pendzick. Applications."APPLICATIONS

Change of Zone: Joseph Pufahl; to extend Ind. "A" use to permit a 600± building. Filed.

Long Island Lighting Co. - Article 7 fo Real Property Law re: assessment. Filed.

Site Plan: William Krietsek-addition to office building on E. Main Street. Filed.

Site Plan: Albert Williams-offices and class room at Grumman, Calverton. Filed.

Political Signs: Walter Doroski, Joseph Loughlin, Leroy Barnes, John Ziemacki, Micahel Esposito, Irene Pendzick. Filed.

Special Permit: D. & E. Williams request for more than 80% at Riverhead Grill. Filed.

Irene J. Pendzick, "That concludes applications."Supervisor Janoski, "Thank you Mrs. Pendzick. The time for the first Public Hearing has not yet arrived so we will move on the Correspondences."

CORRESPONDENCE

Southold Town, 9/21/83: Notice of Public Hearings to be held on 10/4/83. Filed.

Brookhaven Town, 9/21/83: Notice of Public Hearing to be held on 10/18/83. Filed.

Planning Board, 9/16/83: resolutions approving minor subdivisions of Viola Zambriski, Canterbury Green Construction & Phillip Jarrach. Filed.

Suffolk County Planning Dept. 9/20/83: Re: Brookhaven ordinance amendment. Filed.

Beach Club Civic Association, 9/17/83: requesting parking restrictions on Oak Lan, Wading River to avoid hazardous conditions. Filed.

Pulse Signal Corp., 9/26/83-offer to submit bids re: fire/burglar protection. Filed.

Southampton Town: Notice of Public Hearing to be held on 10/25/83. Filed.

Long Island Cablevision, 9/30/83-reaffirming the good faith negotiations re: new service areas and additional service. Filed.

Irene J. Pendzick, "That concludes correspondece.

Supervisor Janoski, "Thank you Mrs. Pendzick."

UNFINISHED BUSINESS

John Pelis-site plan application for business on Route 25, Calverton. "That is before the Zoning Board." Filed.

Colgate Design Co.-site plan application for post office building on Wading River/Manorville Road. "That is before the Zoning Board of Appeals." Filed.

Peconic Welding & Medical Supply-store compressed gas at 1400 W. Main St. "That is before the Planning Board. Filed.

Austin Warner-special permit for Type 6 Labor Camp, Baiting Hollow. "The Town Board will be calling a Public Hearing on that application tonight." Filed.

Supervisor Janoski, "I would recognize anyone at this time wishing to be heard. That being the case we will move on to the resolutions."

Councilman Artale, "Vinnie has his hand up."

Supervisor Janoski, "Oh, I'm sorry Vinnie."

Vinnie Grodski, Reeves Park, "I'm probably a little late because I see by the resolution #593...."

Irene Pendzick, "Mr. Grodski, I know who you are but my secretary won't."

Vinnie Grodski, "Ok. Vinnie Grodski, Reeves Park, Riverhead. As I said, #593. Resolution approving establishment of Water District Extension #23. Actually that was one of the things I was going to bring up tonight. You all know that I'm one of those people who live in Reeves Park and I collect drinking and cooking water there almost daily from the faucet. It's filtered for us for that purpose, at the well site. I had anticipated speaking up a lot sooner. But since I'm running for elective office, I chose not to get involved because my opponents would have accused me of trying to make political hay. Now I feel it's the appropriate time to that the Board for it's efforts on their part for promoting the Water District to our area. Especially Supervisor Janoski who has been in contact with Albany and has even gone there himself. We are fortunate to have a Supervisor who has very good contacts in Albany. I remember when I served as Councilman, many years ago. A new Water District took a long time to create because of many reasons. To my knowledge, this is the fastest procedure of a Water District that I have ever seen. A lot of thanks should go to Dorothy O'Hare also and her group's efforts in collecting necessary signatures. Secondly, while I'm up here, I'd like to bring to the Board's attention the condition of the entrance to Reeves Park. Many years ago, Cora Reeve donated the right-of-way from Sound Avenue to the Sound and the beautiful monument was built, of field stone at the entrance to Sound Avenue and this became one of Riverhead's finest swimming areas. Eventually the summer colony became a community of year around residents as well as summer dwellers. Well, the entrance is slowly becoming an unsightly thing. I did bring it to the attention of the Town Board when John Leonard was Supervisor but nothing was ever done. I don't know what Department this falls under but I believe it should be taken care of. The repair of the monument which was damaged from an accident... I remember the New York Telephone Company repairing the pole there but it was never repaired. The concrete was demolished and eventually people gathered up the field stone for their own purposes. But there is a necessary removal of young maple trees also. I and the people from the park, would appreciate your attention to the problem. Thank you."

Supervisor Janoski, "Thank you Vinnie. Is there anyone else wishing to be heard at this time? That being the case, we will move on to resolutions."

RESOLUTIONS#594 URGES DESIGNATION OF ELLA HALLOCK HOUSE AND BARN AS HISTORIC STRUCTURES

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

WHEREAS, Hallockville, Inc., located on the historic corridor of Sound Avenue, has made application to the State of New York Office of Parks, Recreation and Historic Preservation and the Keeper of the National Register in Washington D.C., for designation of the Ella Hallock house and barn as historic structures, and

WHEREAS, Hallockville has been advised that this application has been preliminarily approved and is awaiting consideration by the Commissioner of the Office of Parks, for forwarding to the Keeper of the National Register in Washington D. C., and

WHEREAS, this Board applauds the efforts of those private citizens who have made it their concern to preserve the cultural and agricultural heritage of Riverhead,

NOW, THEREFORE, BE IT

RESOLVED, that this Board calls upon the Office of Parks, Recreation and Historic Preservation and the Keeper of the National Register to designate the Ella Hallock house and barn as historic structures, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Senator LaValle, Senator D'Amato, Congressman Carney, and Assemblyman Sawicki.

The vote, Boschetti, yes, Artale, yes, Pruisnowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon declared duly adopted.

#595 RESOLUTION RESCINDING RESOLUTION #519 ADOPTED SEPTEMBER 6, 1983, RE: CHANGE OF ZONE OF GEORGE AND MARY KLATT; AND GRANTS NEW CHANGE OF ZONE TO GEORGE AND MARY KLATT

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

RESOLVED, that Resolution #519 adopted September 6, 1983, be and is hereby rescinded, and be it further

RESOLVED, that the following resolution be and is hereby adopted:

WHEREAS, by application dated May 16, 1983, George Klatt and Mary Klatt did petition this Town Board for a change of zone of property located at Hubbard Avenue, Aquebogue, New York, currently zoned Residence C to be changes to Industrial B for a distance of 476 feet west of the intersection of Edgar and Hubbard Avenues, then running for a distance north 400 feet, then running 476 feet east to Edgar Avenue, and then south 400 feet to Hubbard Avenue, and

WHEREAS, this matter was referred to the Planning Board for their review and recommendation, and

WHEREAS, by letter dated July 11, 1983, the Planning Board did recommend to the Town Board that this application be approved, and

RESOLUTIONS Continued

WHEREAS, a public hearing was held on the 16th day of August, 1983, wherein all persons wishing to be heard were heard, and

WHEREAS, this Town Board, by resolution numbered #519 and dated September 6, 1983, approved said application of George Klatt and Mary Klatt for a change of zone, and

WHEREAS, it has been brought to the attention of this Town Board that the measurement of the width of the Industrial B zone on the northerly side of Hubbard Avenue, as measured westerly six hundred (600) feet from the westerly side of Edgar Avenue, is actually four hundred (400) feet as measured northerly from the center line of the Long Island Railroad tracks, and not 40 feet as listed on the Zoning Use District Map, and

WHEREAS, said application of George Klatt and Mary Klatt requested that the westerly 140 feet of the area zoned Industrial B be changed to Residence C, and

WHEREAS, this Town Board finds that the change of this area from Industrial B to Residence C is not warranted,

NOW, THEREFORE, BE IT

RESOLVED, that the application of George Klatt and Mary Klatt for a change of zone of property located at Hubbard Avenue, Aquebogue, New York, currently zoned Residence C to be changed to Industrial B, encompassing an area described as follows:

BEGINNING at the corner formed by the intersection of the northerly side of Hubbard Avenue and the westerly side of Edgar Avenue,

RUNNING THENCE six hundred (600) feet along the northerly side of Hubbard Avenue, to a point;

RUNNING THENCE northerly from the northerly line of Hubbard Avenue and parallel to the westerly side of Edgar Avenue, four hundred (400) feet to a point;

RUNNING THENCE in an easterly direction and parallel to the northerly line of Hubbard Avenue six hundred (600) feet to a point on the westerly line of Edgar Avenue four hundred (400) feet north of the northerly line of Hubbard Avenue, as measured along the westerly line of Edgar Avenue;

RUNNING THENCE in a southerly direction along the westerly line of Edgar Avenue, four hundred (400) feet to the northerly line of Hubbard Avenue and the point or place of BEGINNING, comprising property presently owned by Edward Yanke, Jr., Theodore Breitenbach and Frieda Breitenbach, Raymond McKay and Victoria McKay, and Samuel DeFabrizio

be and is hereby approved, and be it further

RESOLVED, that resolution #520, also adopted on September 6, 1983, be and is hereby reaffirmed as if set forth at length herewith, and be it further

RESOLUTIONS Continued

RESOLVED, that the Town Clerk is authorized to publish an copy of this resolution once in The News Review, and be it further

RESOLVED, that the Zoning Use District Map be and hereby shall be amended to reflect the above change, and be it further

RESOLVED, that the Town Clerk is authorized to engage the services of Young and Young Land Surveyors to prepare a new Zoning Use District Map incorporating therein the above change, and be it further

RESOLVED, that a copy of this resolution together with a copy of the new Zoning Use District Map incorporating the amendment heretofore adopted shall be posted on the sign board maintained by the Town Clerk and affidavits of posting thereof shall be filed with the Town Clerk's Office, and be it further

RESOLVED, that this amendment shall take effect ten (10) days after such publication and posting, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Mr. and Mrs. George Klatt and their attorney, Henry S. Saxstein, Esq.

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

The resolution was thereupon declared duly adopted.

#596 AMENDS RIVERHEAD TOWN CODE, ADDITION TO CHAPTER 58, TO BE KNOWN AS SECTION 58-4.5, "NO REDEMPTION REQUIRED IF OWNER CONSENTS"

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

WHEREAS, the Town Clerk was authorized to publish and post a Notice of Public Hearing with regard to an addition to the Riverhead Town Code, to be known as Section 59-4.5, "No Redemption Period Required if Owner Consents", and

WHEREAS, a public hearing was held on the 20th day of September, 1983, and all those persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the following addition shall be made to the Riverhead Town Code, to be know as Section 58-4.5, "No Redemption Period Required if Owner Consents", as follows:

58-4.5 No Redemption Period Required if Owner Consents

The redemption period provisions in this chapter shall not apply to unwanted, unlicensed, or unidentified dogs which have been turned into the Town provided the owner of such dog has executed a written consent agreeing to disposition, and absolving the Dog Control Officer and the Town from all liability.

and be further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to the Dog Control Officer.

*Underscore indicates addition.

RESOLUTIONS Continued

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

The resolution was thereupon declared duly adopted.

Supervisor Janoski, "Let the record show that the hour of 7:45 p.m. has arrived and the Town Clerk will please read a notice of Public Hearing."

PUBLIC HEARING - 7:45 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, October 4, 1983 at 7:45 p.m. at Riverhead Town Hall, to hear all interested persons regarding the special permit application of Joseph Pufahl for a non-nuisance industry located off Route 58 near Kroemer Avenue, Riverhead, New York.

CORRESPONDENCE:

1. Planning Board, 9/16/83:

recommending that application of Joseph Pufahl be approved with 2 conditions:

1. That a Fire Protection Survey be compiled in conjunction with the Town of Riverhead Fire Dept.
2. That the discharge of any effluent be done in accordance with any Federal, State or County Regulations.

2. Suffolk County Dept. of Planning 9/12/83:

commenting that application is considered to be a matter for local determination, subject to compliance with applicable environmental and safety statutes, particularly as relates to its location within 208 Zone III.

3. Environmental Quality Review Board 9/8/83:

recommendation that application is a Type II Action which will not have a significant impact upon the environment.

4. Allen M. Smith, Attorney, 10/3/83:

Submitting title report and updated survey.

PUBLIC HEARING Continued

Supervisor Janoski, "Allen, are you representing the applicant?"

Allen Smith, "My Name is Allen Smith. I am an attorney with the firm, Tooker and Smith and I represent Mr. Joseph Pufahl, who is the applicant and will be the primary witness at this hearing. We have before us..."

Supervisor Janoski, "Allen, excuse me. I have to interrupt. Bob, would you get the easel out of my office?"

Allen Smith, "The application that you have before you is a major Industrial Building in the Town of Riverhead that is proposed to be constructed by Mr. Pufahl and his family, The Abscam Corporation. Orders will be depicted here and will be testified to by Mr. Koerber of Baldwin and Cornelius, as a proposed layout of the first stage of this building we are talking about. In the initial construction a 60,000 square foot building as shown here with an out building as was also shown. We have some difficulties obtaining the surveys that delineate the thousand foot limits of the Industrial zoning. As depicted, the major building, the 60,000 square foot building is within Industrial zone on the back piece. However, our building cannot be accomadated in that particular configuration. I would point out that this is a two phase project. Hopefully the first phase to begin this winter and to be completed by the summer of next year. This is a \$4,000,000 improvement and followed very shortly there after by an additional building of like-size put on end to end to this building for an additional 50 to 60 thousand square feet. The cost that which has not been currently determined. Mr. Pufahl will testify to the type of business that he conducts and the type of assembly-line that is being designed here. If he is fortunate enought to obtain your approval both in this sense and in the sense of an amendment to permit the building that is shown to the north there, you would have an employment force that would reach some 50 people at the end of the first stage and 100 some people at the end of the second stage. If the cash flow projects and the things of that nature, which we have given you already, hold true. the second stage will probably be completed no later than two years from the start of construction. What I would like to do is have Mr. Pufahl become a witness and not myself and we'll let him come pu and tell you something about his corporation and then we'll ask Mr. Koerber to address you and then we will take any and all questions that anyone may have."

Supervisor Janoski, "Thank you Allen. Mr. Pufahl."

PUBLIC HEARING Continued

Joseph Pufahl, "My name is Joseph Pufahl and I'm president of the Abscam Corporation. We have been in business in Westbury for 20 years. We manufacture pressure sensitive tapes, two-sided tapes. They are used for Industrial uses primarily. The company is a family owned business and my two sons are the two stock holders. Our current facilities are approximately 75,000 square feet and we have 5 buildings. We employ between 75 and 80 people. We have a 24 hour day operation. Our market for this product is; the appliance industry, the automotive industry, graphic arts. It's widely used in splicing in the printing industry. It's coded to a device known as a roller coder on to a paper web 60 inches wide and these rolls weigh approximately 3 to 4 thousand pounds. They are very large rolls. It's conveyed through an oven, in this case 160 foot, which is fassed fired and heated in 4 zones. Temperature controlled and controlled to prevent any sort of explosion or fire. It's loaded with fail safe devices. At the end of the oven this material is wound up, taken back again and run through the oven a second time and before it's wound up. On this coding is laminated a plastic film mild poly propylene paper web. Whatever the end use requires. It's then taken back to the beginning of the device again and recoded. Now it's coded on two sides of a plastic web and carried with a silicone cut release paper. This then goes to another building or another section of this building where it is slipped into customer size rolls, wound, packed and shipped. We receive our supplies by the trailer loads and ship in the same matter. The material presents a hazard in as far as we use flammable solvents. These are controlled. I have been handling these for 20 years and have not had any particular problems. It does not present a health hazard. Because the oven operates under negative pressure and any fumes are sucked into the oven from both ends. It's totally closed except for the entrance and the exit which is a narrow slot, a web which is maybe a millimeter thick. Since it's operating under negative pressure, it pulls room air into it. Nothing escapes into the room. Our people work in ordinary work clothing. They are not subject to any particular health hazard. The fumes are then drained into a fume incinerator where they destroyed. They are thoroughly oxidized and the end result is CO2 and water vapor. Our solid waste is very small in that these are expensive materials and we're not anxious to throw them out and it's generated in the clean up process of the coding heads on the machine. This solvent that contains the material we clean for the machines, goes to a small still where we recycle the solvent. We store it off and it leaves behind a thick gummy mass which is in a plastic bag, totally enclosed. These are placed in 55 gallon drums and sealed. We accumulate approximately 3 to 4 drums in a month. In any case, before we accumulate 12 drums, which is generally 90 days, we notify a certified hauler to come and remove this waste. It has to be properly labelled and properly manifested and the state that receives it has to be notified by us that we have disposed of this matter. It goes to a secure land-fill in the Niagra Falls area. Also regulated by the government. So we have no effluent of any kind. What else can I say?"

PUBLIC HEARING Continued

Unidentified Speaker, "Talk a little about what you intend to do Joe."

Joseph Pufahl, "As I described before in the beginning, we presently require a 2-cycle operation in that we take the same roll back and recode it. The additional building will contain a duplicate of the first coding operation so that we will be able to run in one shot. The code, laminate, recode and wind up at the end which will give us a tremendous competitive advantage. If it works out as explained, we will be able to build a very substantial facility there. I think within a very short order we could bring in a million dollar payroll into this Town without any problem at all."

Unidentified Speaker, "What about your current grosses and averages?"

Joseph Pufahl, "This year, in Westbury, we'll do approximately \$14,000,000. We have widely diversified customers. I can't say we are recession proof. We serve such a wide variety of industries that when one falls off we don't really feel it that much. No one accounts for any major part of our business."

Allen Smith, "One of the things Mr. Pufahl left out of his presentation was, correct me if I'm wrong. The people he could and will employ will most likely be local people because we do not require extra special skills. The people have to be able to read and write. His employee record in Westbury indicates that over the 20 years that he's been in business, he's only laid off 2 people. and for these unskilled and semi-skilled jobs he pays rather well. His average salary with these employees is \$18,000. I'd like Mr. Koerber to come up and describe the project."

Art Koerber, Baldwin & Cornelius, "Good evening gentlemen. My name is Art Koerber. I represent Baldwin & Cornelius. We have been retained to do the site planning and overall development for the proposed structure. What you're looking at is the area of outline that represents approximately 25 acres and is within industrial classification. As Mr. Pufahl said, we are proposing a 60,000 square foot building, with a small office. Perhaps 4,000 square foot in the front end and than the small storage area anywhere from 5 to 6 thousand feet in the storage area. We're laying everything out according to the Town Code with Industry I and as an example we're, at this time, we're considering 65 parking spaces. All drainage from the building and parking lot etc., will be contained on the site. We actually only be touching around 4 acres plus or minus on our development that we have proposed here. The water supply for the building which will be only for sanitary purposes, bathrooms, etc., will come from the Riverhead Water District. The domestic sewage that will be produced, again from the bathrooms, will be disposed of on site through a system approved by the County Health Department. The building we are looking at will have a foot print of approximately 300 feet long by 170 feet wide. As I said, the

PUBLIC HEARING ContinuedArt Koerber continued

office in the front will be 40 by 100 in the front. The height of the building we are talking about, the offices will have approximately a 14 foot eave height. An initial idea that we had been talking about, what we are looking at is, the offices in the front from the inside (Inaudible) with some small visitor and executive parking in the front and the remainder of the parking on the side of the building. That eave height will be roughly 14 feet. The building itself and the space above the roller coder, we're talking about a 23 foot eave height. And some windows around and again an architectural type of thought being applied to it. So that the whole facility blends into one. We anticipated having some doors and facility access doors for vehicles going in for the removal of the rolls of paper prior to and after production. As I said, we will be going with the County Health Department on the disposal of the sanitary sewage produced in the facility. In the drum storage area, that out building that we are talking about on the site plan, we would have in there any requirements that the County or Federal or State agencies would have with regards to any type of storage facility and I've done that type of work in the past and I'm quite familiar with their requirements. As a first cut on that, what we are looking at there is a bermed in area with a shed over the top of it to allow for the storage, keep rain water off. The area on the site plan is surrounded by Hazeltine, termination of the Long Island Expressway and the LILCO right-of-way cuts right through the site. Again we're in the very early stages of the preparation."

Supervisor Janoski, "Just for the record, what is the lot size? The area of the grounds with the two lots."

Joseph Pufahl, "37, 38 acres. I believe the back piece is approximately 13 acres."

Supervisor Janoski, "Does anybody have any questions of the Board? I'll open the meeting to comment from anyone who wishes to be recognized. Mr. Dick Benedict."

Dick Benedict, "Fanning Boulevard, Riverhead. Is this in conjunction with or is he planning to maintaining the one he has already or is this in addition to it? Another question. Has anybody on the Planning Board or this Board or the new Industrial Development Agency visited the present site?"

Supervisor Janoski, "The answer to the first question is that it is an expansion of their operation in Westbury and no to my knowledge no one has visited the plant in Westbury."

Dick Benedict, "A plant of this magnitude, does anyone plan visiting their present site?"

PUBLIC HEARING Continued

Supervisor Janoski, "Absolutely. Henry."

Henry Pfieffer, Wading River, "It was mentioned, just at the concluding remark here, that it was adjacent or pretty close to Hazeltine. My experience in the past, is that; come about 4 o'clock, in that area suddenly there's a tremendous surge of traffic out of Hazeltine and adjacent places. Have they conceived to a stagger plan or something to keep this from getting out of hand?"

Allen Smith, "Mr. Pfieffer was correct. As we mentioned before, this operation runs on a 24 hour basis. Any adjustments of shifts to coordinate with Chief Palmer or his successor. Any traffic flows that he may wish, will be done."

Supervisor Janoski, "Thank you Allen. Does anyone else wish to be heard? Mr. Kasperovich."

William Kasperovich, "My name is William Kasperovich. I live in Wading River. First, I would address the Board in that going to the files in the Town Clerk's office, looking for information for this public hearing. I found just the site plan and letters of application. I feel, as you'll understand the aspect of this installation that I'm concerned with, that this file was definitely incomplete. Now, since this matter is being handled by your former Supervisor, and practicing attorney, I somehow wonder and question why more detailed information on pring was not open to the public in the Town Clerk's office. Making somewhat of a cloud over this hearing because not all the information was present and so the public can not know what is happening unless they're here this evening. Now, I would like then to address to the owner, (I cannot pronounce his name yet) that I wish him success. It sounds like he's a decent type business man to welcome into the community. I don't want whatever I say here to sound like I don't want him to come into Riverhead. I think a plant that offers \$9 an hour to his people would be helpful to our Township. Having considerable background in the chemical industry, there are certain things in the chemical world that I respect and there are things that I'm afraid of. Now, where again the installation is described by the extent of the potentially hazardous material is omitted. Now, at the Planning Board presentation, after it's completion and I ask the question. On what material and to what extent? I was told that some 200 to 300 50 gallon drums are anticipated in their normal manufacturing process. I would like this confirmed here at this public meeting or whether this is a true figure. There was a list of some 5 or 6 chemicals enumerated. Most of which were in the keytone family which is a chemical that should be respected from a distance. Now, that means that about 10 to 15 thousand gallons of material that has got to be handled with care, will be coming into our area. Also, that this area is up-wind from the Town. So that if there is a mishap, the prevailing winds will bring whatever vapors or gasses are omitted over the Town itself. This is not alarming and this is not an unusual thing. It's all over the Country. You go over into New Jersey and probably every Town has a similar problem."

PUBLIC HEARING ContinuedWilliam Kasperovich Continued

However, because it is somewhat of a first in Riverhead, I want to alert the Town and the Town Board that most of the rules and regulations that exist cover the employees in the plant itself. Some of it goes as far as emissions. However, very much like the publicized power plant. It's not the function that we're afraid of but what happens in the event of a mishap or an accident or god forbid what. Now, the protective mechanisms that are used by chemical plants could very well put a middle-sized business like this out of operation. So what is safe is a relative matter. However, for the chemicals that they will be storing, I think that the Town should stipulate that we want not to be guided, guarded by the rules and regulations but to be guarded by how valuable and how well we think of our own lives and the lives of the people in the Town. Now there are many ways to put protection over these chemicals."

Supervisor Janoski, "Bill, I just want to give you a warning that you're running out of time."

William Kasperovich, "Yes and pretty soon you can come to my wake for the last time and I'll be out of time. I don't want anybody in this Township to come to that statement because of something that was installed during my living days here in Riverhead. Now, presentation was made. The building, the lot size, the rolls of paper. The 10 or 15 thousand gallons of hazardous material wasn't even mentioned, so I don't really know what you people are doing up there."

Supervisor Janoski, "Thank you Bill. Allen."

Allen Smith, "I'd like Mr. Pufahl to come back."

Supervisor Janoski, "Ok. Mr. Pufahl."

Allen Smith, "I would point out that the site plan shows a detached storage area. It is described as a storage area. To save Mr. Koerber from getting on his feet and trying to make it as concise as possible. What is being advised by the fire underwriters and the various insurance people and codes that deal with the storage of these materials, which we will describe for you in a moment. This will be a dyked and bermed area that is (I don't want to say water proof). that liquids cannot escape from, by terms of a clay under mat such as we have done on several different occasions with Northville. In fact, Northville might be a good example berm behind it. Simply a shed over the top of this storage with quite possibly stands pipes similar to the ones in Northville. However, Northville drives their's with diesel pumps. This would have the benefit of supply form the Riverhead Water District and the idea being; that if there was a dire in that area, that no volunteer Fireman or any other employee attempt to interfere with it. With the temperatures involved there, which Mr. Pufahl will describe, would incinerate both the shed over the top and the area would be flooded and no one would have to go in and fight a fire

PUBLIC HEARING ContinuedAllen Smith Continued

in that building. I'd like Mr. Pufahl to describe the nature of the solvents. The amounts and what happens to them when they burn. Either in the machines, the ovens, or otherwise."

Joseph Pufahl, "Well, you're all familiar with gasoline. You can put it in that category, I guess. It burns about the same. It burns at a high enough temperature to incinerate itself. The fumes from it are no more toxic than what comes out of your automobile. Most times it will be reduced to CO₂ and water vapor by high temperatures. As Allen described, this sort of installation is regulated by the insurance companies and they sure don't like to pay claims. It has a flammable roof over it that will burn very quickly in the event of an accident. Making it quite easy to fight a fire from all four sides. Probably half you guys are firemen. The intense heat brings a column of air and fumes straight up and it's easy to pump water into the sides if you want to put it out. You can use an extinguisher with either water or foam or let it burn. There's really no great harm from it."

Allen Smith, "Tell them the amounts of solvents and types."

Joseph Pufahl, "This is an all solvent now. We are operating with solutions that are 50%, 60% solvent, 60% solids. So that only a portion of that drum is a solvent. The rest of it is a solid material. Such as an acrylic resin or natural synthetic water base resin. These materials are about as toxic as the paint on your wall here. They're acrylics are the same polymer that are used in paint, the acrylic paints. The rubber base polymers are synthetic or natural rubber or blends of both. They are the same materials as the tires on your automobiles and some of your furniture and the waste band on these shorts. They are not dangerous. As far as a hazard within the plant with employees, I work there. My 2 sons work there. I ain't looking for incinerators."

Allen Smith, "How many drums do you have with solvents in them?"

Joseph Pufahl, "Mr. Kasperovich was correct with his number of drums. In order to do this amount of coding, we have to handle that much. This is equivalent to two tankers of gasoline which we use almost regularly here. Except we have limited liability, that we have them in 55 gallon drum, and the chance of a spill would be one drum perhaps. It's not likely that it's going to burn up 7,000 gallons at one time because we don't have a container of that nature. Any maximum of compounds that we'd use is nitrogen blanketed. That should satisfy you. We exclude oxygen from any mixing operations, so there is no potential fire."

Allen Smith, "In this particular issue of a fire hazard, we recognize it. These gentlemen recognize it. The insurance company recognizes it and we are dealing with it. I think Mr. Kasperovich was clear in his statement tonight that he does not wish these people any ill-will. He just wants to see that we do the best we can in this content. I would remind the members of the Board that possible the most hazardous fire that we have had

PUBLIC HEARING ContinuedAllen Smith Continued

within the last decade, was a fire at McCombe's peach orchard, where we burned a rather large building down about 4 or 5 years ago. I was one of the volunteers at that fire. We probably sent more people to the hospital that night than any other event in recent memory of the volunteers of this area. It was a hazard consistent with farming. We need the pesticides. We need the fertilizers. All of those things that go into, in that case, growing peaches and apples. For the economy of this particular jurisdiction. We're not about, by reason of that event, to stop storing pesticides, herbicides, or fertilizers that we need. Whether it's on the McCombe peach orchard or the fertilizer plant that's down in the middle of Polish Town. For the record, we will stipulate to comply with all standards of the industry as we intend to, because we have to for the fire and liability insurance for this facility. We have already stated that we will comply with all New York State DEC, EPA standards and standards of the Department of Health. That can be written into any permit that you wish to give and we've already agreed to work in conjunction with the Riverhead Fire Department with a fire fighting standard of this particular property."

Supervisor Janoski, "Thank you Allen. Is there anyone else who wishes to address the Town Board on this special permit application?"

Councilman Boschetti, "Mr. Supervisor, Allen, or Mr. Pufahl. I have 2 questions. First, the number of 55 gallons of drums that will be stored at the site. Is that the maximum number, 200, 300 or is that an average number?"

Joseph Pufahl, "That is an average number. It rolls over continually."

Councilman Boschetti, "How many of these drums would you use in a 24 hour process period, for example?"

Joseph Pufahl, "Say, one an hour."

Councilman Boschetti, "Ok. Thank you."

Councilman Lombardi, "How would this... If you had a spill, how would this be taken care of?"

Joseph Pufahl, "If a spill would occur, the only place these things will be used is on a concrete floor that is impervious to these materials. First off, I think you have to understand that they are very very viscous. They won't spread like water or gasoline. They flow like heavy syrup. They won't cover a large area should the drum rupture for some reason or other."

PUBLIC HEARING Continued

Councilman Lombardi, "But they will be on a concrete pad?"

Joseph Pufahl, "They will be on a concrete pad impervious to this. We have all sorts of absorbent materials that can be poured into something like this and absorb it and turns it into a solid material which then can be shovelled into a drum and it goes to a secure landfill."

Councilman Lombardi, "Thank you."

Joseph Pufahl, "We have every intention of making this a very safe operation. We are not looking to blow it."

Councilman Lombardi, "Thank you."

Supervisor Janoski, "Thank you. Steve."

Steve Haizlip, Calverton, "I'd like to ask Mr. Smith and Mr., how do you pronounce his name? Joe, alright. Do you have an internal fire brigade and hoses and train people in case of a flash fire or emergency?"

Joseph Pufahl, "Yes sir."

Steve Haizlip, "Thank you."

Joseph Pufahl, "Absolutely we do. (Inaudible)"

Supervisor Janoski, "Let the record show that the answer to that question is yes. Is there anyone else who wishes to be heard at this time on this special permit application? That being the case I declare the hearing closed. I think that at this time we will recess until 20 of the hour of 9."

HEARING CLOSED AT 8:22 p.m.
SUPERVISOR RECESSED AT 8:22 p.m.
SUPERIVSOR RECONVEINED AT 8:40 p.m.

Supervisor Janoski, "The meeting will come to order and we will continues with the resolutions."

RESOLUTIONS#597 TRANSFER OF FUNDS

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

RESOLVED, that the Supervisor be, and hereby is, authorized to transfer the following Highway Accounts:

FROM:	DR1990	Contingency	\$20,000.00
	DR5110.404	Ready Mix	4,000.00
	DR5110.405	Equip. Rental	3,180.00
	DR5110.406	Misc. Survey	2,820.00

RESOLUTIONS Continued

TO:

DR5110.401 Road Oil \$30,000.00

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

The resolution was thereupon declared duly adopted.

#598 TRANSFER OF FUNDS

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

RESOLVED, that the Supervisor be and hereby is authorized to transfer the following for Federal Revenue Sharing:

	<u>FROM</u>	<u>TO</u>
CF0599	Appropriated Fund Balance	\$14,700.00
	CF7110 Recreation Equipment	\$1,700.00
	CF3120.23 Police Vehicles	9,000.00
	CF7550 Recreation Concerts	4,000.00

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

The resolution was thereupon declared duly adopted.

#599 TRANSFER OF FUNDS

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

RESOLVED, that the Supervisor be and hereby is authorized to transfer the following funds for General Town:

	<u>FROM</u>	<u>TO</u>
A1010.460	Town Board, Litigation, Appraisals and Recordings	\$450.00
A3120.209	Police Camera	55.00
A8010.420	Zoning Board Consultant	500.00
A8020.430	Planning Consultant, Planning Board	500.00
A7620.401	Recreation, Postage	75.00

RESOLUTIONS Continued

A1010.200	Town Board Equipment	\$150.00
A1010.470	Town Board Misc. Supplies	300.00
A7620.200	Recreation Equipment	75.00
A8020.410	Contractual Expenses Planning Board	500.00
A8010.410	Zoning Board, Contractual Expenses	500.00
A3120.420	Police Photographic Supp.	55.00

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

The resolution was thereupon declared duly adopted.

#600 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: SPECIAL PERMIT APPLICATION OF AUSTIN WARNER, TYPE 6 LABOR CAMP

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

RESOLVED, that the Town Clerk is hereby authorized to publish and post the below Public Notice with regard to the special permit application of Austin Warner for construction of an addition to a Type 6 Labor Camp located at Baiting Hollow, New York.

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the 18th day of October, 1983, at 7:45 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the special permit application of Austin Warner ofr the construction of an addition to a Type 6 Labor Camp located at Baiting Hollow, New York.

Dated: October 4, 1983

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

The resolution was thereupon declared duly adopted.

#601 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: SPECIAL PERMIT APPLICATION OF PECONIC WELDING AND MEDICAL SUPPLY

RESOLUTIONS Continued

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

RESOLVED, that the Town Clerk is hereby authorized to publish and post the below Public Notice with regard to the special permit application of Peconic Welding and Medical Supply to store compressed gasses to supply various businesses at premises located at 1400 West Main Street, Riverhead, New York.

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the 18th day of October, 1983, at 7:55 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the special permit application of Peconic Welding and Medical Supply to store compressed gasses to supply various businesses at premises located at 1400 West Main Street, Riverhead, New York.

Dated: October 4, 1983

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

The resolution was thereupon declared duly adopted.

#602 APPROVES SITE PLAN OF GRUMMAN AEROSPACE CORPORATION FOR OFFICES AND CLASS ROOM

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

WHEREAS, a site plan was submitted by Albert William (Williams Mobile Offices, Inc.), for a building permit for Grumman Aerospace Corporation for offices and classroom to be located on Grumman Boulevard, Calverton, New York, and

WHEREAS, this site plan was reviewed by the Town Board NOW, THEREFORE, BE IT

RESOLVED, that the site plan submitted by Albert Williams (Williams Mobile Offices, Inc.) for a building permit for Grumman Aerospace Corporation for offices and classroom to be located on Grumman Boulevard, Calverton, New York, dated most recently September 28, 1983, as prepared by Grumman Aerospace Corporation, Facilities Engineering Department, be and is hereby approved, and be it further

RESOLVED, that the Town Clerk is wuthorized to forward a certified copy of this resolution to Williams Mobile Offices, as well as Grumman Aerospace Corporation, and be it further

RESOLVED, that all signage to be placed on the property in conjunction with this site plan approval shall be further approved by this Town Board.

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

The resolution was thereupon declared duly adopted.

RESOLUTIONS Continued#603 APPROVES SITE PLAN OF WILLIAM KRIETSEK, RE: SUFFOLK LIGHTING

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

WHEREAS, a site plan was submitted by William Krietsek for a building permit for an addition to an office building owned by Suffolk Lighting located on East Main Street in Riverhead, and

WHEREAS, this site plan was reviewed by this Town Board, NOW, THEREFORE, BE IT

RESOLVED, that the site plan submitted by William Krietsek, as revised by date of September 15, 1983, entitles "Site/Foundation Plan" for a building permit for an addition to the office building owned by Suffolk Lighting located on East Main Street, Riverhead, New York, be and is hereby approved, and be it further

RESOLVED, that the Town Clerk is authorized to forward a certified copy of this resolution to Mr. William Krietsek of Suffolk Lighting, and be it further

RESOLVED, that all signage to be placed on the property in conjunction with this site plan approval shall be further approved by this Town Board.

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

The resolution was thereupon declared duly adopted.

#604 AUTHORIZES SUPERVISOR TO SETTLE CLAIMS OF JAMESPORT SERVICE STATION; D.J. MARINE: AND ROWENA JANIS

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

WHEREAS, law suits have been brought against the Town of Riverhead by Jamesport Service Station, D. J. Marine, and Rowena Janis for loss of business earnings and out-of-pocket expenses due to the flooding which occurred in 1979, and

WHEREAS, this matter has appeared on the Supreme Court calendar several times in contemplation of a trial in order to settle these claims, and

WHEREAS, dollar amounts acceptable to settle the above mentioned claims have been reached between the Town of Riverhead and the plaintiffs, and

WHEREAS, Jamesport Service Station has agreed to settle in the amount of \$13,000; D.J. Marine in the amount of \$8,500; and Rowena Janis in the amount of \$3,500,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to settle the claims of Jamesport Service Station in the amount of \$13,000; D.J. Marine in the amount of \$8,500; and Rowena Janis in the amount of \$3,500, subject to the receipt of executed Releases and Stipulations of Discontinuance from plaintiffs' attorney.

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

The resolution was thereupon declared duly adopted.

RESOLUTIONS Continued

#605 AMENDS RIVERHEAD TOWN CODE, RE: ADDITION TO BE KNOWN AS SECTION 101-11.1, "NO PARKING CERTAIN HOURS, PARKING FIELDS"

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

WHEREAS, the Town Clerk was authorized to publish and post a Notice of Public Hearing with regard to an addition to the Riverhead Town Code, to be known as Section 101-11.1, "No Parking Certain Hours, Parking Fields", and

WHEREAS, a public hearing was held on the 20th day of September, 1983, wherein all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Code, shall be amended wherein an addition shall be made thereto to be known as Section 101-11.1, "No Parking Certain Hours, Parking Fields", as follows:

101-11.1 No Parking Certain Hours, Parking Fields

Parking is hereby prohibited during the hours designated upon the following described parking fields, or portions thereof:

<u>Parking Area</u>	<u>Hours</u>	<u>Location</u>
<u>Peconic Riverfront Parking Area</u>	8:30 am to 9:30 am	<u>The red lined stalls in the Peconic Riverfront Parking Area as shown on the map filed with the Town Clerk</u>

AND BE IT FURTHER RESOLVED, that the Town Highway Superintendent be and is hereby authorized to have new signs prepared and placed at the Peconic Riverfront Parking Area indicating the designated stalls and the hours wherein parking is prohibited.

Underscore indicates addition.

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

The resolution was thereupon declared duly adopted.

#606 AUTHORIZES PAYMENT OF SICK LEAVE BONUSES TO SUPERIOR OFFICERS

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

BE IT RESOLVED, that the following Superior Officers be paid Sick Leave Bonuses per Article XX Sec. E of the Superior Officers Association Contract. (3rd Quarter, 1983).

RESOLUTIONS Continued

1.	F. Alexander	\$75.00
2.	J. Becht	75.00
3.	W. Droskoski	75.00
4.	J. Grattan	75.00
5.	A. Grossman	75.00
6.	L. Mazzo	75.00
7.	D. Robinson	75.00
8.	R. Underwood	75.00

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

The resolution was thereupon declared duly adopted.

#607 AUTHORIZES TIME AND ONE HALF OVERTIME FOR MAINTENANCE EMPLOYEES

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

RESOLVED, that the following employees be paid time and one half overtime compensation:

Lawyer Jackson-----	23hours	@\$11.2099-----	\$ 257.82
Dominick Pantaleo-----	31hours	@\$ 8.0399-----	\$ 249.23
Charles Brown-----	31hours	@\$11.2100-----	\$ 347.51

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, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon declared duly adopted.

#609 AUTHORIZES MEMBER OF THE CONSERVATION ADVISORY COUNCIL TO ATTEND WORKSHOP

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

BE IT RESOLVED, that Joseph Baier be and is hereby authorized to attend the Erosion Workshop on October 20th and 21st 1983 at SUNY/Stony Brook Campus N.Y.S. Department of Environmental Conservation Building, expenses incurred pursuant thereto from the budget of the Conservation Advisory Council.

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

The resolution was thereupon declared duly adopted.

RESOLUTIONS Continued#610 AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS, RE: CONSTRUCTION OF DRAINAGE FACILITIES AT SOUTH ROAD AND GLADYS COURT

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders with regard to receiving bids for the construction of drainage facilities at South Road and Gladys Court, Town of Riverhead, New York.

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that SEALED PROPOSALS for the construction of drainage facilities at South Road and Gladys Court will be received by the Town of Riverhead at the Town Clerk's Office, Town Hall, 200 Howell Avenue, Riverhead, New York, until 11:00 a.m., prevailing Time on Thursday, October 27, 1983, at which time and place they will be publicly opened and read aloud for the following contract:

CONSTRUCTION OF DRAINAGE FACILITIES
AT SOUTH ROAD AND GLADYS COURT

Plans and Specifications may be obtained at either the Town Clerk's office or the offices of the Consulting Engineers, HOLZMACHER, MCLENDON & MURRELL, P.C. 125 Baylis Road, Melville, New York 11747, or 209 West Main Street, Riverhead, New York 11901, upon deposit of Twenty-Five Dollars (\$25.00) for each set furnished.

Deposits for Plans and Specifications will be refunded to bidders who return Plans and Specifications within ten (10) days in good condition; other deposits will either be partially or not refunded if the Plans and Specifications have not been returned in good condition within thirty (30) days after bids have been opened.

Each proposal must be accompanied by either a Bid Bond or Certified Check in the amount of five percent (5%) of the total bid, made payable to TOWN OF RIVERHEAD, as assurance that the bid is made in good faith.

The right is reserved to reject any or all bids, to waive any informalities and to accept the lowest responsible bid, which, in the opinion of the Town Board, is in the best interests of the Town.

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

The resolution was thereupon declared duly adopted.

RESOLUTIONS Continued#611 RESOLUTION URGING STATE LEGISLATURE TO RESCIND STATE RETIREMENT MODIFICATIONS EFFECTING TIER III MEMBERS

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

WHEREAS, the State Legislature has amended the Tier III retirement benefits for employees in municipal service for less than ten years in such a way that the employees paid-in-share will be invested at 5% interest until the employee is 65 years old, and

WHEREAS, a petition has been received by the Town Board, signed by members of the PBA, CSEA, and other employees of the Town, asking that monies taken from employees pay checks be invested at a reasonable rate of interest or returned to the employees for their own investment in an individual retirement account or similar retirement device,

NOW, THEREFORE, BE IT

RESOLVED, that this Board calls upon the State Legislature to rescind the modifications in the Tier III employees retirement benefits so that these employees may receive a fair return on money which they have invested in the State Retirement System and which they have paid income tax, and be it further

RESOLVED, that the Town Clerk is authorized to forward a certified copy of this resolution to Senator LaValle, Assembly Sawicki, and Governor Cuomo, as well as to the Presidents of the respective unions representing the employees of the Town of Riverhead.

The vote, Boschetti, yes, Artale, yes, Prusionwski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon declared duly adopted.

#612 AUTHORIZES SUPERVISOR TO EXECUTE CONTRACT OF SALE, RE: HOLLIS AND PAULA WARNER

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

WHEREAS, the Town of Riverhead, through the Riverhead Community Development Agency and the U.S. Department of Housing and Urban Development, has rehabilitated a house located at 529 Hallet Street, Riverhead, New York, and

WHEREAS, this house was advertised for sale by the Town of Riverhead, and

WHEREAS, Hollis and Paula Warner have expressed their desire and ability to purchase said house,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is authorized to execute on behalf of the Town of Riverhead a contract of sale with regard to the Town's sale of premises located at 529 Hallet Street, Riverhead, New York, for the sum of \$32,000, and be it further

RESOLUTIONS Continued

RESOLVED, that this transaction shall be subject to a permissive referendum, wherein the Town Clerk is authorized to publish and post a copy of this resolution which gives notice that at a regular meeting held on the 4th day of October, 1983, the Town Board of the Town of Riverhead duly adopted the above resolution, which resolution is subject to a permissive referendum pursuant to Article 7 of the Town Law of the State of New York.

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

The resolution was thereupon declared duly adopted.

#613 AMENDS RESOLUTION #590 ADOPTED SEPTEMBER 20, 1983, RE: GRANTING OF FRANCHISE TO LONG ISLAND CABLEVISION, INC.

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

WHEREAS, by resolution #590 dated September 20, 1983, the Supervisor was authorized to execute a renewal franchise with Long Island Cablevision, Inc., covering the Township of Riverhead, and

WHEREAS, a meeting was hosted by the Town of Riverhead with the various Supervisors and Mayors of the East End communities served by Long Island Cablevision, Inc., subsequent to the adoption of this resolution, and

WHEREAS, the Town Board desires to assist its neighboring East End communities in obtaining superior cable television service on a par with that provided in the Riverhead franchise,

NOW, THEREFORE, BE IT

RESOLVED, that resolution #590 dated September 20, 1983, shall remain in full force and effect and that the following shall be added thereto:

11. The franchise shall state that Long Island Cablevision, Inc. shall offer a franchise by publication of a notice in conformity with the State Cable Commission regulations similar to the Riverhead franchise to all municipalities currently served by Long Island Cablevision, Inc., on the East End of Long Island 45 days from the date of State approval of this Riverhead Franchise by the New York State Commission on Cable Television.

Where negotiations result in a mutually acceptable franchise with another municipality, which is approved by the State Cable Commission, such franchise shall provide that the physical improvements stated therein shall be constructed within 18 months of the date of State approval.

12. That the Town shall file annually with Long Island Cablevision, Inc., a listing of those residence which are owned and occupied by Senior Citizens eligible for the aged exemption provided by Section 467 and 467(a) of the Real Property Tax Law as shown on the latest completed tax roll, who shall be supplied residential service at a cost not to exceed \$10.90 per month.

RESOLUTIONS Continued

13. That the Town welcomes the New York State Commission on Cable Television to conduct any hearings it may wish to hold at the Town Hall at the convenience of the Commission relative to East End cable television franchises.

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

The resolution was thereupon declared duly adopted.

#614 RESOLUTION AUTHORIZING PUBLICATION OF DISPLAY AD FOR SMOKE DETECTORS

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached as a display ad in four (4) newspapers; $\frac{1}{4}$ (one quarter) of a page in the News Review, Suffolk Life, and the Community Journal and $\frac{1}{9}$ (one eighth) of a page in the Long Island Traveler Watchman for the weeks of 10/3/83 and 10/10/83.

APPLICATIONS FOR

FREE

SMOKE DETECTORS

FOR

RIVERHEAD SENIOR CITIZENS

Applicants must have at least one (1) household member 62 years of age or older and meet the following income limits:

<u>Family Size</u>	<u>Gross Income</u>	<u>Family Size</u>	<u>Gross Income</u>
1	\$18,200	5	\$27,600
2	20,800	6	29,250
3	23,400	7	30,500
4	26,000	8±	32,500

Applications Available in Riverhead Town Hall, 200 Howell Avenue, at the Receptionist's desk and in the Community Development office in the Lower Level between the hours of 8:30 am and 4:30 pm weekdays

Applications must be returned to the Community Development office before Friday, November 11, 1983 for consideration.

Eligible applicants will be notified by mail of time and place of distribution. For further information call 727-3200 Ext. 37 or 38.

RESOLUTIONS Continued

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

The resolution was thereupon declared duly adopted.

#615 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: SLIDING SCALE SENIOR CITIZEN TAX EXEMPTION

Councilman Artale 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 the adoption of a sliding scale senior citizen tax exemption.

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the 18th day of October, 1983, at 7:45 p.m. at the Riverhead Town Hall, with regard to the adoption of a sliding scale senior citizen tax exemption as provided for by Chapter 228 of the Laws of 1983 of the State of New York in the following amounts:

\$10,000 or Less	50%
10,000 to 10,500	45%
10,500 to 11,000	40%
11,000 to 11,500	35%
11,500 to 12,000	30%
12,000 to 12,500	25%
12,500 to 13,000	20%

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

The resolution was thereupon declared duly adopted.

#616 AUTHORIZES PUBLICATION OF NOTICE OF AUCTION OF POLICE VEHICLES

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

The Town Clerk is hereby authorized to have published the following Notice of Sale at Public Auction, in the September 29, 1983 issue of the official newspaper:

TOWN OF RIVERHEAD

PUBLIC NOTICE

Abandoned Vehicles to be sold at public auction on October 15, 1983 Pursuant to Section 1224 of the Vehicle and Traffic Law of the State of New York.

RESOLUTIONS Continued

AV-01-83	1965	CHEVROLET	GREEN	115695N124653
AV-02-83	1967	CHEVROLET	RED	113117W156091
AV-03-83	1969	CHEVROLET	GRAY	164399T092355
AV-04-83	1965	DODGE	YELLOW	2452727277
AV-05-83	1966	MERCURY	MAROON	6H12T502379
AV-06-83	1971	FORD	BLU/WHI	1E54H113648
AV-07-83	1971	FORD	RED	1A40L291788
AV-08-83	1971	FORD	GREEN	1110X275983
AV-09-83	1972	FORD	BROWN	2Y87Ni5096
AV-10-83	1973	FORD	WHITE	3Y12X135395
AV-11-83	1974	FORD	GOLD	4Y12Y109567
AV-12-83	1971	FORD	GREEN	1R10W132510
AV-13-83	1974	MERCURY	BROWN	4Z54S507462
AV-14-83	1957	FORD	RED	F25J7E26416
AV-15-83	1973	PLYMOUTH	GREEN	VL29B3B147823
AV-16-83	1973	FORD	BROWN	3E63S183108
AV-17-83	UNK	HONDA	BLU/WHI	Z250A300697
AV-18-83	UNK	HONDA	UNK	JH2HE0306CK101642
AV-19-83	UNK	RED BARON	RED	1354B
AV-20-83	1976	SUZUKI	RED	90706787501
AV-21-83	1963	VOLVO	WHITE	13244VA

TOWN VEHICLES TO BE AUCTIONED

TV-01-83	1979	FORD	BLU/WHI	9A63H217543
TV-02-83	1980	FORD	BLU/WHI	0A61G140197
TV-03-83	1976	FORD	GRAY	6E81L166777
TV-04-83	1976	AMERICAN	MAROON	A6A057A724287
TV-05-83	1975	INTERNATIONAL	TAN	E0130EHB14794
TV-06-83	1974	CHEVROLET	RED	CCQ144F356294
TV-07-83	1956	INTERNATIONAL	WHITE	S182S81866

Auction will be held on Saturday, October 15, 1983, at the Town Impound Area, Route #58, Riverhead, New York. The Auction for vehicles will begin at 9:00 am. Inspection of the vehicles will be on Friday, October 14, 1983, between 10:00 am and 3:00 am.

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

The resolution was thereupon declared duly adopted.

Supervisor Janoski, "I would ask once again if there's anyone who wishes to address the Town Board on any matter? Steve."

Steve Haizlip, "Mr. Janoski and other Board members. On 604. There is something there that I'm not knowledgable of and it was only brought to my attention tonight through your discussion of these claims. Why is the Town negligent of flooding? It happens to everybody."

PERSONAL APPEARANCES Continued

Richard Ehlers, Town Attorney, "Let me just explain a little bit. These cases go back to a time when the Town had what called a self insured retention. I wasn't the Town Attorney at that time but what I understand is that it was difficult for the Town to retain liability insurance because of the other areas of the Country had made the loss rate so high. So the Towns like Riverhead, in order to get insurance, had to pay \$25,000 deductibles and also had to agree to pay the Attorney's fees for the defense of the action. Not only was the Town liable for the \$25,000 for a settlement but they were also liable for the Attorney's fees that were generated by the insurance companies. There were about forty of these cases outstanding. We brought these cases back into the Town Government's office to settle them and get rid of them the best we can. We had a few cases dealing with the Fanning Boulevard area and I tried those cases and we were successful. I felt we had a good shot. In these particular cases, they are records of Town Board discussions like you're speaking tonight, where citizens objected to the construction of the sump and it could very well be argued we were on notice that there was a dangerous condition at that time. The amount that we settled for is infinitely less than the amount that they thought they would get. They're well within the \$25,000 so it's the Town's responsibility. A sinking fund had been established pursuant to the concept of the self insured retention and these settlements will not extend the sinking fund which was established."

Steve Haizlip, "That's a very logical explanation. Now, second and final. I noticed that the little portable engines and the big trains have disappeared from the landfill. Did it fizzle or is that just some board holes they made and they're going to come back?"

Richard Ehlers, Town Attorney, "They've made a certain number of holes. They're going to come back and drill some more. They also have franchise negotiations with Southampton Township as well as will other landfills in Brookhaven. We're still massaging some of the fine print in what happens in future years between the township as well as them. So until that fine print is all ironed out, I had a meeting with the Attorney today and I hope it can be worked out."

Steve Haizlip, "It was appropriate that I bring it up."

Supervisor Jnaoski, "Thank you Steve. Does anyone wish to address the Town Board? In that case without objection adjourned."

There being no further business on motion or vote, the meeting adjourned at 9:04 p.m.

Irene J. Pendzick