

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, August 4, 1981 at 7:30 P.M.

Present: Joseph F. Janoski, Supervisor
Francis E. Menendez, Councilman
John Lombardi, Councilman
Antone J. Regula, Councilman
Victor Prusinowski, Councilman

Also present: Kevin Duffy, Town Attorney

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 August 4, 1981 as follows:

| | |
|-----------------|--------------|
| General Town | \$109,634.80 |
| Highway Item #1 | \$ 24,793.94 |
| Highway Item #3 | \$ 653.71 |
| Highway Item #4 | \$ 247.89 |
| Street Lighting | \$ 9,912.31 |

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

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

| | |
|-----------------|--------------|
| General Town | \$109,634.80 |
| Highway Item #1 | \$ 24,793.94 |
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| Highway Item #4 | \$ 247.89 |
| Street Lighting | \$ 9,912.31 |

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

OPEN BID REPORT - RIVERHEAD WATER DISTRICT - WATER MAINS AND APPURTENANCES -
 DOCTOR'S PATH (EXT. NO. 19) RDWD 79-53
 After being duly advertised the bids for Doctor's Path (Ext. No. 19) was
 opened by the Town Clerk on Thursday, July 23, 1981 at 11:00 A.M.

| | 5% Bond BANKER CONSTRUC. CORP. MANHASSET, N.Y. | 5% Bond MERRICK UTIL. ASSOC., INC. FARMINGDALE, N.Y. | 5% Bond PAT NOTO INC. BAY SHORE, N.Y. |
|--|---|---|--|
| | UNIT PRICE | UNIT PRICE | UNIT PRICE |
| | TOTAL PRICE | TOTAL PRICE | TOTAL PRICE |
| TOTAL BID (SUM OF ITEMS 1Z, 1A1, 1B1, 2A, 3Z, 3A1, 3B, 4A1, 5A, 6, 9A1, 9B, 10A, 10B & 14A) | \$29,731.01 | \$31,973.35 | \$26,010.35 |
| ALT. TOTAL BID "A" (SUM OF ITEMS 1Z, 1A1, 1B2, 2A, 3Z, 3A1, 3B, 4A1, 5B, 6, 9A2, 9B, 10A, 10B & 14A) | \$34,611.01 | \$36,497.35 | \$30,234.35 |
| ALT. TOTAL BID "B" (SUM OF ITEMS 1Z, 1A2, 1B3, 2B, 3Z, 3A2, 3B, 4A2, 5C, 6, 9A3, 9B, 10A, 10B & 14A) | \$40,943.01 | \$42,440.45 | \$35,791.45 |
| ALT. TOTAL BID "C" (SUM OF ITEMS 1Z, 1A2, 1B4, 2B, 3Z, 3A2, 3B, 4A2, 5D, 6, 9A4, 9B, 10A, 10B & 14A) | \$47,323.01 | \$46,750.45 | \$39,615.45 |

FILED.

OPEN BID REPORT - ONE OR MORE 1982 DUMP TRUCKS -
HIGHWAY DEPARTMENT

After being duly advertised the bids for One or More 1982 Dump Trucks for the Riverhead Highway Department were opened by the Town Clerk on Monday, August 3, 1981 at 11:00 A.M.

MUNICIPAL MACHINERY CO., INC.
Edwards Avenue
Calverton, New York 11933

| | | |
|--------------------------|--|-----------|
| DELIVERED BID PRICE FOR: | _____ | \$ no bid |
| LESS TRADE-INS: | <u>1969 GMC Dump Truck ID#HM80AD074543</u> | no bid |
| | <u>1970 Int. Dump ID#7072221G392764</u> | \$ no bid |
| NET PRICE DELIVERED FOR: | _____ | \$ no bid |

FILED

BURNS FORD, INC.
259 West Jericho Tpke.
Huntington, New York 11743

BID FORM AND SPECIFICATIONS FOR: 1982 Ford L-8000 w/thiele Dump
Body as specified

YEAR 1982 MAKE FORD MODEL L-8000

DELIVERY DATE: Estimated Delivery Schedule 115-135 Days from A.R.O.

DELIVERED BID PRICE FOR: _____ \$33,793.78

LESS TRADE-INS: 1969 GMC Dump Truck ID#HM80AD074543 \$ 1,800.00

1980 Int. Dump ID#7072221G392764 \$ 1,800.00

NET DELIVERED FOR: 1982 Ford L8000 \$30,193.78

** BID EXCEPTIONS AS LISTED (Hand written in . See specs in file)

- Item #1 - 3-12 volt 625CCA 93 Amp Batteries
- #2 - commins engine diesel VT225 H/P 225 see attached info in file
- #3 - Engine water filter
- #4 - Intergral front frame extension 24"
- #5 - Butterfly hood opening
- #6 - Frame 15.9SM 110.000 PSI RBM 1.749.00(10.25 x 3.12 x 0.375)
- #7 - Front springs 7200/8000 lbs. capacity each
- #8 - L/S fuel tank 75 gallon capacity

FILED.

OPEN BID REPORT - ONE OR MORE 1982 DUMP TRUCKS -
HIGHWAY DEPARTMENT - continued

TRYAC TRUCK & EQUIPMENT CO., INC.
 Route 58
 P.O. Box 98
 Riverhead, New York 11901

BID FORM AND SPECIFICATIONS FOR: Dump Trucks

YEAR 1982 MAKE International MODEL 2554

DELIVERY DATE: 100-120 Days

| | |
|--|-----------------------|
| DELIVERED BID PRICE FOR: <u>Truck per specifications</u> | (each) \$38,687.00 |
| LESS TRADE-INS: <u>1969 GMC Dump Truck ID#HM80AD074543</u> | \$ 2,600.00 |
| <u>1970 Int. Dump ID #7072221G392764</u> | \$ 2,600.00 |
| NET PRICE DELIVERED FOR: <u>Two New Units Less Trades</u> | \$71,574.00 |

FILED.

OPEN BID REPORT - ONE (1) NEW 1981 FOUR (4) CYLINDER
SEDAN

After being duly advertised the bids for One (1) New 1981 Four (4) Cylinder Sedan were opened by the Town Clerk on Monday, August 3, 1981 at 11:15 A.M.

BURNS FORD, INC.
 359 West Jericho Tpke.
 Huntington, New York 11743

II. COST OF ONE (1) NEW 1981 FOUR CYLINDER 4 DOOR SEDAN:

WORDS: No Bid.

NUMBERS: _____

FILED.

HERB OBSER MOTORS, INC.
 1241 Route 58
 Riverhead, New York 11901

I. MAKE AND MODEL OF ONE (1) NEW 1981 FOUR CYLINDER 4 DOOR SEDAN:

1981 AMC Concord 4DSD

8/04/81

555

OPEN BID REPORT - ONE (1) NEW 1981 FOUR (4) CYLINDER
SEDAN - continued

II. COST OF ONE (1) NEW 1981 FOUR CYLINDER 4 DOOR SEDAN:

WORDS: Six Thousand nine hundred and fifty dollars

NUMBERS: \$6,950.00

** HAND WRITTEN IN - V - Date of Delivery: Immediately

**** EXCEPTIONS TO SPECIFICATIONS

1. Engine 4.2 Liter 258 CID 6 Cylinder
2. Rear Wheel Drive
3. Tires - P195/75 14" glass belter
4. EPA 20 miles

FILED.

RIVERHEAD DODGE INC.
642 West Main Street
Riverhead, New York 11901

I. MAKE AND MODEL OF ONE (1) NEW 1981 4 CYLINDER 4 DOOR SEDAN
1981 Dodge Aries 4 cylinder 4 door sedan

II. COST OF ONE (1) NEW 1981 FOUR CYLINDER 4 DOOR SEDAN

WORDS: _____

NUMBERS: _____

** HAND WRITTEN IN - V Date of delivery: August 15, 1981 approx.

*** TYPED LETTER WITH EXCEPTIONS - see copy of specs

- 1) our vehicle is equipped with full tinted glass. The bid calls for tinted windshield only. The additional dollar value of this option is \$31.00

FILED.

OPEN BID REPORT - ONE (1) NEW 1981 FOUR (4) CYLINDER
SEDAN - continued

GARSTEN MOTORS
Riverhead, New York 11901

I. MAKE AND MODEL OF ONE (1) NEW 1981 FOUR CLYINDER 4 DOOR SEDAN:
1981 Plymouth Reliant 4 Dr. Sedan - 4 Cylinder

II. COST OF ONE (1) NEW 1981 FOUR CLYINDER 4 DOOR SEDAN

WORDS: Seven Thousand Four Hundred Thirty nine and 12/100

NUMBERS: \$7,439.12/100

** HAND WRITTEN IN - V Date of Delivery: One week

**** WRITTEN SHEET ATTACHED TO SPECIFICATIONS

*Included in price quoted - Quaker State Metal Guard Rustproofing
and undercoat - value \$150

*Item already done to car by Garsten Motors, Inc.

FILED.

Kinney Chevrolet-Olds, Inc.
East Main Street on Route 25
Riverhead, New York 11901

I. MAKE AND MODEL OF ONE (1) NEW 1981 FOUR CYLINDER 4 DOOR SEDAN:
1981 Chev. Citation - Model #TXX68 4 Cylinder 4 Dr. Sedan

II. COST OF ONE (1) NEW 1981 FOUR CYLINDER 4 DOOR SEDAN:

WORDS: Seven Thousand Six Hundred Fifty-Four & 00/100 Dollars

NUMBERS: \$7,654.00

** HAND WRITTEN IN - V Date of Delivery: within 7 Days after
purchase order

***A WHOLE SHEET OF TYPED SPECIFICATIONS FOR ONE (1) NEW 1981
4 Cyl. 4 Dr. Sdn.
w/exceptions to specifications - see your copies

FILED.

REPORTS

1981. Recreation Department report for month of May,
Filed.

Building Department for month of July, 1981. Filed.

Tax Receiver's final report for 1980-81 Tax year. Filed.

Edward Gadzinski, 7/31/81 - report of seminar attended
re: Solid Waste Management.

APPLICATIONS

Parade & Assembly permit - Polish Town Civic Association,
August 15 & 16th. Filed.

Petition - 46 residents & taxpayers of Manorville and
Calverton, in Townships of Riverhead & Brookhaven; requesting
solution to noise and danger generated by nearby gun club. Filed.

Petition - one resident urging Town Board to purchase
Vail-Leavitt. Filed.

Supervisor Janoski: "The time has not yet arrived for
the public hearing, so let us move on to the correspondence."

CORRESPONDENCE

First Congressional District Conservative Caucus, 7/16/81
urging the Town Board to oppose legislation re: takeover of
LILCO. Filed.

County Office of Handicapped Services, 6/30/81 - advising
of installation of special police emergency number. Filed.

Jamesport Fire Dept., 7/22/81 - expressing thanks for
having property leveled off. Filed.

Jamesport Fire Department, 7/21/81 -copy of letter to
Ambulance Corp. requesting information re: rescue squad and
response time. Filed.

CORRESPONDENCE - continued

Chamber of Commerce, 7/20/81 - advising of 2 resolutions adopted by the Chamber, endorsing the bicycle ordinance and live entertainment. Filed.

County Department of Planning, 7/27/81 - re: Brookhaven's adoption of amendment to code re: site plan review & approval. Filed.

Riverhead Fire District, 7/22/81 - re: resolution adopted in connection with altering boundaries of Tax Zone #1, Riverhead Fire District. Filed.

Building Industry Consulting Service, 7/23/81 - advising of services available, without charge. Filed.

L.I. Tourism & Convention Comm., minutes of Fall Festival meeting held on July 13, 1981. Filed.

Recreation Department, 7/27/81 - requesting fence on town property in Jamesport. Filed.

Brookhaven Town, 7/24/81 - re: adoption of code amendment, site plan review. Filed.

Kenneth LaValle, 7/22/81 - acknowledging receipt of letter re: Senate Bill. Filed.

Alexander & Alexander, 7/24/81 - re: premium payments. Filed.

Smith Insurance Agency, 7/20/81 - re: blanket bonds. Filed.

Polish Town Civic Association, 7/25/81 - inviting members of Town Board to Polish Town Fair & Festival August 15 & 16th. Filed.

Dr. Frank Cardinale, 8/03/81 - submits resignation as Zoning Board Member. Filed.

8/04/81

559.

UNFINISHED BUSINESS
Brush's Airpark - (general aviation airport)

Cablevision - (request for 30¢ increase)

Joseph & Linda Sullivan - special permit for permanent mobile home park permit.

William & Elmer Kroemer - special permit to store coal on Kroemer Avenue.

Supervisor Janoski: "There are four minutes remaining before the public hearing. I would open the meeting up at this time to anyone who wishes to be heard? Yes. Sir you have to come up here and state your name and address."

Unidentified Speaker: "We got a grievance about the Gun Club."

Supervisor Janoski: "You have to tell us your name and address."

Andrew Greenafage, 302 Primrose Path, Manorville; I'm in Manorville, but the Gun Club is — half is in Riverhead, and half is in Manorville, and I think I talked to you about this once before."

Irene J. Pendzick: "May I have the spelling of your last name please?"

Andrew Greenafage: "G R E E N A F A G E."

Irene J. Pendzick: "Thank you."

Andrew Greenafage: "And I think I talked to you Joe, once before about this in a Republican meeting and you told me that you were going to talk to the Supervisor in . . ."

Supervisor Janoski: "In Brookhaven."

Andrew Greenafage: "Brookhaven, right. Okay, nothing's been done about it and it's not that we want to shut the Gun

PERSONAL APPEARANCES - continuedAndrew Greenafage continues:

Club down. We don't want to shut the Gun Club down, what we want them to do is have them put up a buff to clear up the noise. You want to site over my place, his place is worse than mine. Joe's is worse than mine. Up there you can't even sit and watch tv. You know there's an ordinance about noise. Well, let's do something. Let's — what the hell is — let's do . . ."

Supervisor Janoski: "Not in Riverhead."

Andrew Greenafage: "All right. If there is something about noise, let's do something about it. I mean, we got people in Riverhead. We got people in Brookhaven, but if you want to sit there and come home from work and a guy's got to get up at four o'clock or five o'clock in the morning and sit there and listen to this bang, bang, bang, bang. You can't shoot a fire cracker. I can't call the Town Police to go up there. They won't even answer the call. They tell me what the hell's the matter with you. It's ridiculous. If I put in a complaint, I want a police officer there. I don't want to hear any bull ---- and that's the way it is and they won't come down. They tell you well we got a gun — what do you do, shoot nine, ten oclock at night, eleven o'clock. And that's how it goes."

Supervisor Janoski: "Do you live in Brookhaven Town or Riverhead Town?"

Andrew Greenafage: "I'm in Brookhaven Town."

Supervisor Janoski: "Okay, so you're calling the Suffolk County Police."

Andrew Greenafage: "But, wait a minute, no, no. I'm calling — I'm in Riverhead, but the Gun Club is in Riverhead, half is in Riverhead and half is in Brookhaven."

Supervisor Janoski: "When you call the Police Department, which one do you get?"

Andrew Greenafage: "I get both and I don't get anything from either one of them and I tell uou what, the worst report I get is from Riverhead. The worst report. They hang up on me and I don't think it's right. If I put in a complaint, I want

PERSONAL APPEARANCES - continuedAndrew Greenafage continues:

an answer. Any time I put a complaint into the Police Department, it could be anything and Joe will tell you. Let Joe tell you about it."

Unidentified speaker from the audience: "It's the same thing."

Supervisor Janoski: "Okay, you're going to have to identify yourself and give your address."

Joe Aprea, Primrose Path, Manorville; "Okay. I had the same complaint as Andy here. They fire all day and half the night and you can't rest. You go to sleep hearing the gun shots, you wake up hearing the gun shots and it's ridiculous and you call the police and they tell you they can't do much about it, that it's legal, gun clubs and all that. It's ah — really makes life miserable over there."

Unidentified Speaker from the audience: "I think something should be done, Joe. I'm telling you that now. I talked to you about it before and it's not because we want to close the Gun Club down. Sunday morning. . ."

Supervisor Janoski: "Speak into the microphone so we have it on the record."

Andrew Greenafage: "Sunday morning should be to the people, not at 7:00 or 6:30 in the morning, you hear bang, bang, bang, bang. I mean if I want to go to sleep, I want to go to sleep, but Sunday morning should be okay, you got your green law or blue law, whatever it is it should be for Sunday morning. Okay, they haven't got it. Now there must be some kind of an ordinance, there's got to be because part of that gun club is in Riverhead. The part on this side of the lake is in Riverhead and the other part is in Brookhaven and we know that because you got Riverhead town trucks riding on this side of Grumman. Now if you guys can't do something about it, then we're going to have to go further, into something deeper than that."

Supervisor Janoski: "Okay, is that range lit at night?"

PERSONAL APPEARANCES -continued

Andrew Greenafage: "You better believe it is lit up. You're damn right it is and I tell you what Joe, I don't know where you live, but if I go over in your place, I want to shoot a shot gun off and it's just like in my back yard. It will be like in your back yard. I asked the police officers suppose I go out here and I start shooting a shot gun on my own property, he said I'll lock you up. Okay, so I can't shoot a shot gun in my back yard, why the hell should some guy be allowed to shoot a shot gun a half a mile away from me?"

Supervisor Janoski: "All right. I'm going to have to stop here now because we're going to have the public hearing. The time has come. You will get the opportunity if you wish to speak again later."

Andrew Greenafage: NO this is the last time I'm up. I don't want to speak. I just wanted now to tell you how we feel and I want something done about it and I know Joe wants something done about it. We got a petition up. I know the people that we got on the petition, they want something done about it. Look, we don't want to close the club, but we want an ordinance and a time limit put on the shooting. That's all we want."

Supervisor Janoski: "Okay, thank you. Let the record show that the hour of 8:47 p.m. has arrived, The Town Clerk will . . ."

Irene J. Pendzick: "7:45 p.m."

Supervisor Janoski: "I'm sorry, 7:47 p.m. has arrived and the Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 7:45 P.M.

The Town Clerk submitted affidavits of publishing and posting of a public notice for a public hearing to be held at Riverhead Town Hall on Tuesday, August 4, 1981 at 7:45 P.M. to hear all interested persons regarding the proposed bicycle ordinance.

The affidavits were ordered to be placed on file.

Supervisor Janoski: "Thank you Mrs. Pendzick. Mr. Town Attorney."

PUBLIC HEARING - continued

Kevin Duffy, Town Attorney: "What we are attempting to do is regulate the use of bicycles in the Town of Riverhead. In addition to the ordinance, we're proposing — the operation of bicycles is governed by the Vehicle & Traffic Law, specially Section 1230. Some of the items we are regulating in our ordinance are also addressed in the Vehicle & Traffic Law. Our ordinance will attempt to regulate the riding of bicycles in the following manners.

First of all, we attempt to prohibit the riding of bicycles by more than two people riding abreast.

Second of all, we attempt to limit extra passengers on bicycles. That is only one person shall be riding on a bicycle.

Third, we have regulations regarding the merchants from alleys, driveways, and garages, which we require that those riding bicycles should stop prior to crossing a public street or entering a public sidewalk. We prohibit clinging to vehicles. We prohibit the operation of a bicycle while intoxicated or under a physical inability. We also require that the bicycle have lights which are visible for at least three hundred feet.

Additionally, that we require that the bicycle be maintained in good accountable condition. We also prohibit any form of trick riding, such as riding on the handlebars, etc. We also then require that the bicycle shall be operated in the way in which the operator are obeying all traffic control signals and compiling with all traffic regulations in the Town. Okay.

The next section which is not specially covered in 1230 of the Vehicle & Traffic Law, we would in certain instances prohibit riding on the sidewalks for the parking, stopping or standing of the bicycles in such a way to prohibit pedestrian traffic. The area that is limited to would be down town business area which is defined as Osborn Avenue, Ostrander Avenue, north to Second Street and then south to the Town line. Okay. We prohibit the operation of bicycles in an unreasonable rate of speed and finally we require that the operator of a bicycle obey all traffic regulations.

In addition, we require that bicycles should have a serial number, before they can be used in the Town of Riverhead. The Police must be made aware of that. We have the Police Department enforcing the provisions of this ordinance. As a penalty for violation of any of the above items, we require that the bicycle be impounded at a fee of \$1.00 per week. If the bicycle is owned by a minor, we require that the parent or guardian will redeem said bicycle.

In addition, we have a provision for the sale of impounded, lost or stolen bicycles. This basically is a summation of the General Business Law in requiring the sale of bicycles and finally the ordinance will take effect, if passed by the Town Board, ten days after publication."

PUBLIC HEARING - continued

Supervisor Janoski: "Thank you Kevin. Yes, okay, Councilman Prusinowski has asked me once again to point out once again that the area we are attempting to address with the riding of bicycles on the sidewalks is the downtown business area, Main Street, Griffing Avenue. If you would read the boundaries just one more time."

Kevin Duffy: Osborn Avenue to Ostrander, north to Second Street, south to the Town line."

Supervisor Janoski: "Okay, which, of course, is the Peconic River and the one section about the serial number. What we are saying is that if a bicycle has a serial number which has been attempted to be removed or has been mutilated before that sale, should be — the police department should be notified and, of course, it's attempting to deal with the problem of stolen bicycles. Is there anyone present who wishes to address the Town Board on this matter? Mr. Nohejl."

William Nohejl, Wading River; "First of all, it was admitted that if you have a bicycle, it could be also a bicycle built for two."

Supervisor Janoski: "I knew you were going to say that. I knew it. I knew it."

Bill Nohejl: "And you can't."

Supervisor Janoski: "Obviously, we are not talking about bicycles built for two."

Bill Nohejl: "All right and it said about handlebars, you know kids riding different than handlebars, they ride one on the seat and another one on the back fender. Also, I think these areas that you wish to restrict on the sidewalk be properly marked, like no left turn with the axle, whatever."

Supervisor Janoski: "As a matter of fact, the village of Patchogue does have such markings in the prohibiting of bicycles on their sidewalks."

Bill Nohejl: "And a child or a young person, like I read Eric Berger's write-up in the paper about where the fourteen year old or twelve year old said that they will ride on

PUBLIC HEARING - continuedBill Nohejl continues:

the sidewalks rather than ride in the street. I sort of agree with that, but I don't agree with riding on the sidewalks. I feel that though they should push their bike and not run, all skoot one, one like they run the skooter, you know, one foot on the pedal and the other one skooting because a person walking on the street down town who is responsible if one of those bicycles happen to hit a person then and hurt them, who is — is actually the town responsible or is the person who has the bicycle?"

Supervisor Janoski: "The owner of the bicycle."Bill Nohejl: "How are you going to a twelve, ten, twelve, fourteen year old child, is his mother and father responsible?"Supervisor Janoski: "The State has passed some legislation dealing with parental responsibility up to a \$500 in some cases of abandonment and destruction up to a \$1,000. I think they're trying to increase that."Bill Nohejl: "Because I've gotten clipped by a bicycle once and I was a bicycle rider and I've got marks on my rear end for riding the wrong side of the street. I will remember that as long as I live. A policeman in our area, he told me, on the right side, I used to pedel five miles to school. He caught us on the opposite side of the road. He didn't say anything. He went home and told my old man and the belt came off. I never looked in the mirror to see if there's marks left there, but that was fifty years ago."Supervisor Janoski: "Bill, could I ask you something? Are you in favor of this ordinance?"Bill Nohejl: "Yes I am. I am in favor of it, but I do not wish to have them pedal on the sidewalk down town area, but as again I must say, there must be clearly marked, because if you don't mark in, they say we don't know about it. Thank you."Supervisor Janoski: "Okay, thank you Bill. Maureen?"Maureen Perrella, 420 East Main Street; "This is probably a question of definition, bicycle being of course,

PUBLIC HEARING - continuedMaureen Perrella continues:

two wheels. I'm wondering about the, the, yes, tricycle, three wheel bicycle that some of our Senior Citizens drive. Is this also coming under the bicycle ordinance or is that a tricycle ordinance or . . ."

Supervisor Janoski: "I will let the Town Attorney answer that."

Maureen Perrella: "Okay."

Supervisor Janoski: "Because that seems like . . ."

Maureen Perrella: "I realize that this is not — the bicycle ordinance is not addressed to this segment of the population, but just as if . . ."

Kevin Duffy from the audience: "It wouldn't be covered by this ordinance. We define bicycles, any vehicle consisting of an arrangement or a combination of two wheels, one following the other supported by a frame of solid pneumatic tires, having a steering bar or wheel and saddle seat and propelled by human power. It's what you're describing is not a bicycle."

Maureen Perrella: "So then?"

Kevin Duffy: "It wouldn't be covered by this, but it would probably be covered by Section 1230 of the Vehicle & Traffic Law, which would have similar regulations from Article three I, J excluded and K & L would probably also be covered."

Maureen Perrella: "Okay, I see. Okay, thank you."

Supervisor Janoski: "Thank you Maureen. Mrs. McGuire."

Ann McGuire, 467 East Main Street; "I think it's a good ordinance. I'm not terribly concerned about the kids riding on the sidewalk, although sometimes that is a nuisance, cause they almost run you down, some are careless, not all, some are. I'm more concerned about the safety of young people riding their bikes. Many times I've have had one come very close to my car late on night without a light on and not wearing clothes that I could see them too quickly, or I have

PUBLIC HEARING - continuedAnn McGuire continues:

kids who ride carelessly in the street. I don't want to be responsible for killing a kid. So I think it's a good ordinance."

Supervisor Janoski: "Thank you. Walter?"

Walter Flanagan, 222 Fishel Avenue, Riverhead; "Mr. Supervisor, I notice it just says here that the Police Department will enforce all the regulations in regard to this ordinance. But no where does it say how. It just mentions the ordinance. Are we referring back again to the Vehicle and Traffic Law in this matter?"

Supervisor Janoski: "Yes."

Walter Flanagan: "It doesn't say that in here. What would you do if you stopped somebody that's, other than a child, suppose he's an eighteen year old and in — he's in violation of the law. Are you going to give him a citation? He doesn't say in this ordinance why don't we include it in there?"

Supervisor Janoski: "The penalty for violation is the confiscation — is that the proper word, confiscation of the bicycle."

Walter Flanagan: "That doesn't say anything. You're not saying anything to anybody that they violated the law. You're just telling me that they're taking the bicycle away. I — what are you going to do to them?"

Supervisor Janoski: "In the case of a person who is not a minor, it is my feeling that the Town Attorney can say yea or nay that a summons could be issued for violation."

Walter Flanagan: "Well that's why I asked you, it's not in here."

Supervisor Janoski: "Well my feeling is that most of the problems on Main Street have been with your adults and we really focused in how to address that problem. You couldn't give them a summons. So that the idea of confiscation of the bicycle and requiring the parents to get the bicycle out of

PUBLIC HEARING - continued
Supervisor Janoski continues:
Police hands."

Walter Flanagan: "Well if you weren't doing this on the bicycle ordinance, why wouldn't you make it all inclusive and include all the things. If they were riding on Roanoke Avenue and they're riding improperly and or if they're riding on Route 58 as Ann just mentioned, why wouldn't you include it all on one ordinance?"

Supervisor Janoski: "That is the case. Any violation of the entire — all the provisions of the ordinance are, would, in the case of an adult, get a summons. If it's a juvenile, there is a provision for the confiscation of the bicycle. And, of course, we do intend to further refine this as we did so far. As far as the area, and, of course, that is why we're having this hearing, to get input, so that we can get — refine it for final passage."

Walter Flanagan: "Okay."

Supervisor Janoski: "Vinny?"

Vincent Ciolino, Roanoke Avenue: "I believe the Town Attorney had mentioned the impounding fee would be \$1.00 a week. It states here \$1.00 a day."

Supervisor Janoski: "It was originally \$1.00 a week and we did in the process of discussion change it to \$1.00 a day. Once again, as I say, these things are being changed as we discuss it and, of course, after this, our public hearing will probably make some final adjustments in it. But we are going through a process of change and gathering information."

Vincent Ciolino: "As it stands now, it's \$1.00 a day."

Supervisor Janoski: "That is the latest version of it."

Vincent Ciolino: "Okay, also you're stating here that, let me see which one is it? Parking of the bicycles on the sidewalks, which one is — shall be operating, as strictly as

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PUBLIC HEARING - continued

Vincent Ciolino continues: saying, well I can't find it right now. But I have three children and they each have bicycles. For argument sake, for instance, if they were to go down town right now, to get a soda at one of the local shops and they were to park their bicycles and they were to park their bicycles in front of their shop, someone can construe that as being as obstructing the sidewalk. If they take three of their friends, we now have six bicycles parked on the sidewalk. Now are we allowing the people to park their bicycles in the street in the parking area, they are not allowed to have say a half a dozen bicycles on the sidewalk."

Supervisor Janoski: "What we are talking about is parking the bicycles in such a manner as to obstruct pedestrian traffic and mostly what we are trying to address here is the grouping of people on their bicycles, talking to one another, forcing people out onto the street and I observed this happening many times. Certainly you can come down town and park your bicycle by a parking meter, and not interfere with pedestrian traffic at all. All it takes is a little common sense and, of course, consideration of those who walk on the sidewalk."

Vincent Ciolino: "At this point, you feel like that would solve the problem in the event they park it by a meter. Are we anticipating any providing of spaces?"

Supervisor Janoski: "Yes we have discussed that and as far as placing bicycle racks down town."

Vincent Ciolino: "Thank you."

Dick Benedict, Fanning Blvd.; "Am I to understand that we're going to impound a bicycle, tie up a policeman on Main Street, go down there and do the paper work and everything for \$1.00? Is that my understanding?"

Supervisor Janoski: "That's the proposal."

Dick Benedict: "How many policemen do we have on Main Street that or in the hamlet of Riverhead that is going to do this job and what they're going to be doing if they're down there impounding bicycles all day."

Supervisor Janoski: "What would they be doing otherwise?"

PUBLIC HEARING - continued

Dick Benedict: "Well I would hope patrolling the streets, other wheres."

Supervisor Janoski: "And as far as . . ."

Dick Benedict: "A dollar a day?"

Supervisor Janoski: "I didn't know they were supposed to make a profit on this, Dick. Is that what you're suggesting?"

Dick Benedict: "No, but that time must be worth more than \$1.00 a day."

Supervisor Janoski: "It certainly is."

Dick Benedict: "Impound bicycles and do paperwork."

Supervisor Janoski: "We're paying them a hell of a lot more than . . ."

Dick Benedict: "Then I think we ought to get a lot more out of them. I think there ought to be a fine attached to that other than an impounding fee of \$1.00 a day."

Supervisor Janoski: "What are you suggesting specifically?"

Dick Benedict: "I don't know, but first of all, I don't really think the ordinance is going to do much. There's too many bicycles. It's too ambiguous, first of all. Second of all, I think if you wanted to do something, give them parking spaces and tell them no bicycles in the Town on Main Street or at least during the summer and have them walk their bicycles or keep them out of Main Street. They're young, healthy adults or fourteen or fifteen year olds who can walk, but \$1.00 a day don't make sense."

PUBLIC HEARING - continued
Supervisor Janoski: "Okay. We have taken note of your feeling about the penalty. Is there anyone else who wishes to address the Town Board on this matter?"

No one else wishing to be heard, and no communications having been received thereto, Supervisor Janoski declared the hearing closed at 8:04 P.M.

RESOLUTIONS
 #378 AMENDS SECTION 108-74D(3) and (4) OF THE RIVERHEAD TOWN CODE

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

WHEREAS, a public hearing was held on the 7th day of July, 1981, with regard to amending Section 108-74D(3) and (4) of the Riverhead Town Code which deals with temporary certificates of occupancy and escrow accounts, and

WHEREAS, all person wishing to be heard were heard, NOW, THEREFORE, be it

RESOLVED, that the Riverhead Town Code, Section 108-74D (3) and (4) shall be amended to read as follows:

Section 108-74D

(3) On investigation, the Building and Zoning Department official ~~and the Riverhead Town Planning Board~~ shall approve of such temporary certificate of occupancy.

(4) A cash deposit in escrow in an amount established by the Building and Zoning Department official ~~and the Riverhead Town Planning Board~~ shall be provided to ensure satisfactory completion of all required improvements within a period of six (6) months. Failure to comply with this time limitation shall render such escrow in default and the Town may utilize the deposited money in the Town of Riverhead town account set up for this purpose. The actual work completing the improvements may be performed by one of the Town's departments or a private contractor selected by public bid.

* (----) marks deletion.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued
APPOINTS AUTOMOTIVE MECHANIC TO THE MUNICIPAL GARAGE
ON A PERMANENT BASIS

#380

Councilman Lombardi offered the following resolution which was seconded by Councilman Menendez.
 WHEREAS, James Bugdin was appointed to the position of Automotive Mechanic at the Municipal Garage on December 17, 1980, and

WHEREAS, James Bugdin has satisfactorily completed his six (6) month probationary period, and

WHEREAS, the Town Board has considered his performance to be commendable,

NOW, THEREFORE, be it

RESOLVED, that James Bugdin be appointed Automotive Mechanic at the Municipal Garage on a permanent basis effective June 17, 1981, at no additional rate of compensation.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#381

RESCINDS RESOLUTION #321

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

WHEREAS, Resolution #321 accepted the bid of Kinney Chevrolet-Olds, Inc. for One (1) 3/4 Ton Pick-up, 2 wheel drive with six (6) passenger crew cab,

WHEREAS, the Town Board has been advised by Kinney Chevrolet-Olds, Inc. that the manufacturer has discontinued the 1981 line of 3/4 ton pick-ups,

NOW, THEREFORE, be it

RESOLVED, that Resolution #321 is hereby rescinded.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#382

AUTHORIZES TOWN CLERK ADVERTISE FOR BIDS ON ONE (1)
NEW 1982 1 TON, 2 WHEEL DRIVE PICKUP WITH 6 PASS.
CREW CAB - 56" CA AND CHASSIS

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

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for the purchase of One (1) New 1982 1 Ton, 2 Wheel Drive Pickup with 6 Pass. Crew Cab and 56" CA and Chassis, for the use of the Town of Riverhead Highway Department and be it

RESOLVED, that specifications and forms for bidding be prepared by the Superintendent of Highways, and bids to be returnable up to 11:00 A.M. on August 19, 1981, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby designated to open publicly and

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RESOLUTIONS - continued
 read aloud on August 19, 1981 at 11:00 A.M. at the Town Clerk's Office, Town Hall, 200 Howell Avenue, Riverhead, New York all sealed bids bearing the designation, "Bid on One (1) New 1982 1 Ton, 2 Wheel Drive Pickup with 6 Pass. Crew Cab - 56" CA and Chassis".
 The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.
 The resolution was thereupon declared duly adopted.

#383 TRANSFER OF FUNDS - SANITATION
 Councilman Regula offered the following resolution which was seconded by Councilman Prusinowski.
 RESOLVED, that the Supervisor be, and he hereby is, authorized to transfer the following Accounts:

| | <u>FROM</u> | <u>TO</u> |
|--|-------------|-----------|
| A8160.100 Sanitation Personal Services | \$1500.00 | |
| A8160.130 Sanitation Overtime | | \$1500.00 |

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.
 The resolution was thereupon declared duly adopted.

#384 AUTHORIZES OVERTIME COMPENSATION SANITATION DEPARTMENT
 Councilman Lombardi offered the following resolution which was seconded by Councilman Menendez.
 RESOLVED, that Edward Gadzinski, employee of the Sanitation Department, be compensated at time and one-half for overtime worked while replacing operators taking personal leave and vacation time and while supervising the Town Board work program people at the Landfill, as listed below:

| | | | |
|---------|-----------|--------|-----------|
| June 17 | 2 hours | July 3 | 10½ hours |
| 20 | 8 hours | 7 | 2 hours |
| 21 | 10½ hours | 18 | 10½ hours |
| 24 | 2 hours | 19 | 2 hours |
| 25 | 2 hours | 24 | 6 hours |
| 27 | 8 hours | 28 | 2 hours |
| | | 29 | 2 hours |
| | | 30 | 2 hours |
| | | 31 | 2 hours |
| | 32½ hours | | |
| | | | 39 hours |

TOTAL 71½ hours @ \$11.4527 = \$818.87

RESOLUTIONS - continued

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#385 AUTHORIZES NOTICE OF PUBLIC HEARING RE: PARKING DISTRICT
 Councilman Menendez offered the following resolution
 which was seconded by Councilman Lombardi.

In the Matter
 of
 The Increase and Improvement
 of Facilities of the Town
 of Riverhead Public Parking
 District No. 1 in the
 Town of Riverhead,
 Suffolk County, New York

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has duly caused to be prepared an estimate of cost for the increase and improvement of facilities of the Town of Riverhead Public Parking District No. 1 in said Town; and

WHEREAS, said estimate of cost is on file in the Office of the Town Clerk for public inspection; and

WHEREAS, such increase and improvement consists of the repaving and resurfacing of various parking lots in the Public Parking District No. 1 in and for the Town of Riverhead, Suffolk County, New York; and

WHEREAS, the total aggregate cost of the aforesaid increase and improvement of facilities is \$65,000; and

WHEREAS, it is now desired to call a public hearing on the question of increasing and improving the facilities of the Town of Riverhead Public Parking District No. 1 in the manner described above, and to hear all persons interested in the subject thereof, concerning the same, in accordance with the provisions of Section 202-b of the Town Law; NOW, THEREFORE, IT IS HEREBY

ORDERED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. A public hearing will be held at 200 Howell Avenue, in Riverhead, New York in said Town, on the 18th day of August, 1981, at 8:00 o'clock P.M., Eastern Daylight Saving Time, on the question of increasing and improving the facilities of the Town of Riverhead Public Parking District No. 1 in the manner described in the preambles hereof, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law.

Section 2. The Town Clerk is hereby authorized and

RESOLUTIONS - continued

directed to cause a copy of the Notice of Public Hearing to be published once in the News-Review, the official newspaper, and also to cause a copy hereof to be posted on the sign board of the Town, such publication and posting to be made not less than ten, nor more than twenty days before the date designated for the hearing.

Section 3. The notice of public hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, will meet at 200 Howell Avenue, in Riverhead, New York, in said Town, on the 18th day of August, 1981 at 8 o'clock P.M., Eastern Daylight Saving Time, for the purpose of conducting a public hearing upon an estimate of cost in relation to a proposed increase and improvement of the facilities of the Town of Riverhead Public Parking District No. 1 in the Town of Riverhead, Suffolk County, New York, consisting of the repaving and resurfacing of various parking lots in said District. The maximum estimated cost of said proposed increase and improvement of the facilities is \$65,000.

At said public hearing said Town Board will hear all persons interested in the subject matter thereof.

Section 4. This Order shall take effect immediately.

Before the vote, Supervisor Janoski stated: "I would just note, that should this work go through and the bond for \$65,000 be forwarded that only those businesses in the parking district are liable for the repayment of that bond."

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#386 AUTHORIZES OVERTIME PAY FOR THE DOG WARDEN
Councilman Prusinowski offered the following resolution which was seconded by Councilman Regula.

BE IT RESOLVED, that the Dog Warden be paid overtime pay for a period from April 1, 1981 to and including June 30, 1981.

| | |
|---------|---------|
| 4-17-81 | 2 hours |
| 4-25-81 | 2 hours |
| 4-26-81 | 2 hours |
| 5-07-81 | 2 hours |
| 5-27-81 | 2 hours |

RESOLUTIONS - continued

6-12-81 2 hours
 6-20-81 2 hours
 6-28-81 2 hours

18 hours

For a total amount of \$165.33.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#387 TRANSFER OF FUNDS - DRUG ABUSE SERVICES
 Councilman Regula offered the following resolution which was seconded by Councilman Prusinowski.

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be, and hereby is, authorized to make the following necessary budget adjustment:

| | <u>FROM</u> | <u>TO</u> |
|---|-------------|------------|
| A3484 SCD Of Health-Drug Abuse Service | \$3,000.00 | |
| A4210.401 Supplies & Material | | \$1,530.00 |
| A4210.402 Local Travel | | 200.00 |
| A4210.403 Food | | 670.00 |
| A4210.404 Miscellaneous | | 600.00 |

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#388 APPOINTS STENOGRAPHER IN THE COMMUNITY DEVELOPMENT OFFICE
 Councilman Lombardi offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, there now exists a vacancy for the position of Stenographer in the Community Development Office, and

WHEREAS, this position shall be paid through Community Development Funds, and

WHEREAS, this Town Board has called for the list of eligibles, and interviewed the same,

NOW, THEREFORE, be it

RESOLVED, that Sharon Tinervin be and is hereby appointed to the position of Stenographer in the Community Development Office for a probationary period of (8) weeks automatically renewable for (6) months Grade 4, Step P of the Salary Administration Schedule at a rate of \$7,919.60, effective Tuesday, August 4, 1981.

RESOLUTIONS - continued

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

- #389 ACKNOWLEDGING THE UNITED BROTHERHOOD OF CARPENTERS AND JOINERS OF AMERICA'S CENTENNIAL ANNIVERSARY
 Councilman Menendez offered the following resolution which was unanimously adopted by the Entire Town Board.
- WHEREAS, One hundred years has passed since the founding on August 8, 1881, of the United Brotherhood of Carpenters and Joiners of America, and
- WHEREAS, in that time, a small band of craftsmen has grown to number close to 800,000 working men and women in a wide variety of skills and industrial pursuits, and
- WHEREAS, the commitment of the Carpenters to improvement of the working conditions of its members has always been coupled with a firm determination to assist the progress of the communities in which they live and work, and
- WHEREAS, the UBC, during its century of existence, has been a bulwark of the rights of working people, of democracy, of the advancement of society, and of the strength of our nation, and
- WHEREAS, Testimonials abound in this Town to the dedication, of the members of this union to excellence in public and private endeavor,
- NOW, THEREFORE, be it
- RESOLVED, that the Town Board of the Town of Riverhead hereby congratulates the United Brotherhood of Carpenters and Joiners of America, and Suffolk County Carpenters of this Town on the union's centennial anniversary, with sincere thanks for its contributions over the years to the public welfare, and be it
- FURTHER RESOLVED, that a copy of this resolution be furnished to the officers of Suffolk County Carpenters of the United Brotherhood of Carpenters and Joiners of America.

- #390 ACCEPTS BID FOR FOUR (4) CYLINDER, FRONT-WHEEL DRIVE SEDAN
 Councilman Prusinowski offered the following resolution which was seconded by Councilman Regula.
- WHEREAS, the Town Clerk was authorized to publish and post a Notice of Bid for a four (4) cylinder sedan to be opened on August 3, 1981 at 11:15 a.m., and
- WHEREAS, five (5) bids were received,
- NOW, THEREFORE, be it
- RESOLVED, that the bid of Herb Obser Motors of 1241 Route 58, Riverhead, New York, for \$6,950 be rejected since said vehicle is a rear-wheel drive vehicle and is not a four (4) cylinder sedan, be it

RESOLUTIONS - continued

FURTHER RESOLVED, that the bid of Riverhead Dodge, Inc. 642 West Main Street, Riverhead, New York for one (1) 1981 Dodge Aries four (4) cylinder four-door sedan at \$7,249.67 be accepted as the lowest responsible bidder.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#391 AMENDS RIVERHEAD TOWN CODE, SECTION 103-6

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

WHEREAS, on the 21st day of July 21, 1981, a public hearing was held with regard to the proposed amendment to the Riverhead Town Code, Section 103-6, pertaining to the hours in which refuse, rubbish, or trash may be collected, and

WHEREAS, all persons wishing to be heard were heard, NOW, THEREFORE, be it

RESOLVED, that the proposed amendment to the Riverhead Town Code, Section 103-6, pertaining to the hours in which refuse, rubbish, or trash may be collected shall be amended to include subdivision B which shall read as follows:

B. Vehicles may only collect refuse between the hours of 6:00 a.m. and 6:00 p.m. It shall be unlawful to collect refuse, rubbish, or trash at any other hour.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Abstain, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#392 AUTHORIZES ATTENDANCE TO N.Y.S. ASSOCIATION OF HOUSING AND RENEWAL OFFICIALS MEETING

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

BE IT RESOLVED, that Robert Scheiner and Richard Hanley is authorized to attend a meeting of the New York State Association of Housing and Renewal Officials in Albany, New York on August 4th and August 10th with a cash advance of \$200.00 for expenses incurred, and all other expenses made during this time be accounted for and reimbursed by the Town.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#393 AWARDS BIDS, RECREATION BUILDING, AND AUTHORIZES REBIDDING OF PLUMBING

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

RESOLUTIONS - continued

WHEREAS, the Town Board authorized the Town Clerk to publish and post a Notice of Bids for a Recreation Building including five options, and

WHEREAS, said bids were to be received by the 16th day of July, 1981, and

WHEREAS, three bids were received,

NOW, THEREFORE, be it

RESOLVED, that the contract be accepted as follows:

LUCERNE CONSTRUCTION

Box 205

Northport, New York

Option #1 for \$51,400 and Option #5 for carpentry, \$5,300 for a total of \$56,800

BE IT FURTHER RESOLVED, that the electrical work be awarded to:

MCDOWELL ELECTRIC CORP.

P.O. Box 216

Riverhead, New York

for \$5,600 and

BE IT FURTHER RESOLVED, that the Town Board rejects the bids for Option #3, that is, the plumbing, and that the Town Clerk be and is hereby authorized to rebid said contract with bids being opened on the 18th day of August, 1981, at 11:00 A.M.

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#394 ADOPTS LOCAL LAW #1-1981 (4 year term for Town Clerks)
Councilman Prusinowski offered the following resolution which was seconded by Councilman Regula.

WHEREAS, the members of the Town Board of the Town of Riverhead had in their possession a copy of the proposed Local Law No. 1-1981 prior to the public hearing, and

WHEREAS, the Town Clerk did publish a public notice at least five days prior to the public hearing held on July 21, 1981,

NOW, THEREFORE, BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD AS FOLLOWS:

LOCAL LAW NO. 1-1981

A LOCAL LAW PROVIDING FOR A FOUR YEAR TERM OF OFFICE FOR THE TOWN CLERK

Section 1. Section twenty-four of the Town Law, in its application to the Town of Riverhead, is hereby amended to read as follows:

RESOLUTIONS - continued

§24. Terms of office. All elective officers other than town councilman, town justices, receivers of taxes and assessors and, in the Town of Riverhead, the town clerk, shall hold their respective offices for two years. The terms of office of the town councilmen first elected after this chapter shall take effect and of the town councilmen first elected in a town of the second class to that of a town of the first class, shall be two years each for two town councilmen and four years each for two councilmen, and thereafter at each biennial town election there shall be elected two town councilmen for terms of four years each.

The terms of office of the town justices, and elective receivers of taxes and assessments and, in the Town of Riverhead, the town clerk, shall be four years. The terms of office of the assessors, when elected, shall be two years for one assessor and four years each for two assessors; when appointed, two years, except as provided by section twenty-two-a of this chapter. The term of each elective officer, except collector and town justices, to fill a vacancy, shall begin on the first day of January next succeeding the election at which he was elected. Each collector and town justice to fill a vacancy shall take office immediately after his election upon qualifying as prescribed by law. The town clerk, the town superintendent of highways, the receiver of taxes and assessment, the town engineer and the town attorney, whenever appointed, shall hold their respective offices until the first day of January next succeeding the first biennial town election held after the time of their appointment. All other appointed officers and employees shall hold their respective offices and positions at the pleasure of the town board, except as otherwise provided by law.

Notwithstanding the foregoing provisions of this section and the provisions of subdivision six of section twenty of this chapter, the term of office of town clerks and town superintendents of highways in towns in the counties of Erie, Niagara, Dutchess and Yates shall be four years; provided, that the electors of any such towns have approved a proposition to increase such term to four years at a mandatory referendum.

§2. The term of office of the town clerk elected at the election in November, nineteen hundred eighty-three and of all town clerks elected thereafter shall be four years.

§3. This local law shall not take effect unless and until it shall have been submitted to the electors of the Town of Riverhead at a general election of state or local government officers, and have received a majority of all the votes cast for and against it at such election, and such act shall be submitted to the electors of the Town of Riverhead at the general election to be held in November, nineteen eighty-one. Upon approval by the people, the local law shall take effect immediately upon filing three certified copies thereof in the office of the secretary of state in Albany.

The ballots to be furnished for use of the voters upon the submission of this local law shall be in the form prescribed

RESOLUTIONS - continued

by the election law and the proposition to be submitted shall be printed thereon in substantially the following form, namely, "Shall the local law adopted by the Riverhead Town Board on August 4, 1981, entitled "A local law providing for a four year term of office for the town clerk, be approved, and if approved, take effect on the term of office of the town clerk elected in November, 1983?"

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#395 GRANTS PERMISSION FOR FIREWORKS TO RIVERHEAD RACEWAY
Councilman Regula offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that this Town Board does hereby grant permission to Riverhead Raceway to present their fireworks display on Saturday, August 15th (Rain date, August 22nd).

The vote, Prusinowski, Yes, Regula, Yes, Lombardi, Yes, Menendez, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Janoski: "I would open the meeting for further opportunity for comment from people gathered here."

Bill Nohejl: " I wish to congratulate the Town of Riverhead for restoring our pond down to — in Wading River. It is beautiful. Took all that deposit of silt out. Now it looks like a pond. I appreciate it."

Supervisor Janoski: "Thank you Bill and, of course, Frank Lescenski appreciates those kind words too, because his crew worked in the muck and mire there. I don't know if you saw them."

Bill Nohejl: "Well, that's part of his job, but he did a good job."

Supervisor Janoski: "I didn't say Frank got in the muck and mud."

PERSONAL APPEARANCES - continued

Bill Nohejl: "But still that's part of their job, but they did a good job."

Supervisor Janoski: "Yes, they did. Thank you Bill."

Bill Nohejl: "Now, I have a suggestion on Sound Road in Wading River. You know where Dandy lives, in that area, that's a very dangerous section. I believe the speed limit is 30 miles an hour there now. Is there any possibility of lowering that to 20. I went around there the other night, this is where the bicycles come in now. One bicycle on each side coming toward you, car coming the opposite way, you don't know which way to go and that is sort of a speedway. If it is uncontrollable there — let's face it, you can't control it. The police officers can't be every place. And kids are young, people coming up from the beach, they just go like crazy there. It's been — one of these days, there's going to be a terrible accident there on that bend there. Is there a possibility of some more directions or signs or speed limit in that area?"

Supervisor Janoski: "The change of speed limit would have to be affected by the State of New York, the Town of Riverhead."

Bill Nohejl: "Is that impossible?"

Supervisor Janoski: "No, I'm just telling you the procedure. It certainly . . ."

Bill Nohejl: "You know where I'm referring to Joe?"

Supervisor Janoski: "Oh, absolutely. It's quite a road."

Bill Nohejl: "Yes, especially in the summer time. When people come up that road, they go crazy and I don't think it would be. It'd have to do with anything with the State to put a big sign up dangerous curves, a twist, you know on the sign."

Supervisor Janoski: "No, we can do that. What I'm saying a change of a speed limit would have to be done by the State of New York."

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PERSONAL APPEARANCES - continued

Bill Nohejl: "It would have to be on a Town Road, even on a Town Road. . ."

Supervisor Janoski: "Yep."

Bill Nohejl: "It'd have to be approved. Why not submit it to the State?"

Supervisor Janoski: "Well, I would like to . . ."

Bill Nohejl: "I feel that though 20 miles an hour is plenty fast on that road."

Supervisor Janoski: "I would like to look into the situation with those who are expert in traffic. Certainly we can do something about the signage on the road and should it be recommended that we move for a change of speed limit, certainly we will ask the State to do so."

Bill Nohejl: "And I know, temporary effect would be if a police car or unmarked car there with radar, but I know it's impossible."

Supervisor Janoski: "I have . . ."

Bill Nohejl: "For someone coming there to alter these people, hey, you're driving too fast."

Supervisor Janoski: "Actually, that suggestion would have more effect than changing the speed limit and we have posted radar cars at various locations of problems such as that and the effect is certainly felt."

Bill Nohejl: "I still say that is a very dangerous bend. Thank you."

Supervisor Janoski: "Thank you Bill. Is there anyone else who wishes to be heard?"

PERSONAL APPEARANCES - continued

Karen Zaneski, 21 Further Lane; "I'm a 1981 graduate from Riverhead High School and I just like to ask for the support of the Town Board for the election tomorrow. I know how it is on austerity cause my freshman and sophomore year, we were on austerity and the morale in the school — in the schools was very bad and there were no clubs and I'd just like to ask the support of the Town — and the Town Board, so it would be a success."

Supervisor Janoski: "I certainly hope the election will be a success."

Kathy Flanagan, 222 Fishel Avenue, Riverhead; "I'm from Mercy High School and the Key Club is from Riverhead and Mercy High School join together with a bunch of kids from Riverhead to see this pass and if the youth of Riverhead can join together just so that to show you that this is so important to us. We want you adults to use your privilege to vote. And if you know anyone that can't vote because they're in need of a ride or something, we're asking you, since you can drive, get in touch with us or offer them a ride yourself because we can't get out there and vote and we can't say yes, but you guys can and we really need it."

Supervisor Janoski: "Thank you little Flanagan. I would say that everyone who can vote, certainly should go out and vote. Mrs. McGuire."

Ann McGuire, 467 East Main Street; "I very strongly second what the girls just said. I think the young people in our Town are a most important asset and they're the only ones who get hurt when the budget gets voted down. So I'm asking everybody here to really, to give it a lot of thought tonight and to get out and vote and vote favorably because it'll only be put up for another vote or they will go on austerity. We don't save much nickels and dimes but they suffer and pay the price. Thank you."

Supervisor Janoski: "Thank you. Yes Vinny."

Vinny Ciolino: "I agree with what was just said also. I would. Last months meeting I stepped down and I asked the Town Board Members to do something about the garbage condition down at the Harrows Shopping Center. I'd like to say thank you very much for your efforts in getting it cleaned

PERSONAL APPEARANCES - continuedVinny Ciolino continues:

up. It looks a lot better. I find now what's happening, to all fairness to that owner of that shopping center, that although he did his job, I see a lot of papers now on the island. I see it on most of the shoulders on the road and all over that area. Up by the traffic circle. Most of the garbage is coming from the 7-11 now and from the Dunkin' Donuts and it's being blown down Roanoke Avenue and all over that area. Those two roads are County Roads, if I'm not mistaken. Now, do we have any idea if, how much time the County is spending on these roads, to keep them clean?"

Supervisor Janoski: "Not that I know of."

Vinny Ciolino: "What their commitment is to this area? Or what commitment of the stores that are culprits, let's say, the store owners themselves aren't, but the people that are patronizing these stores, especially on Sunday. Monday is really a bad day, there when you look out there, if you were to take a ride down there, you see all these papers and garbage in that area, because people come out all day Sunday and they stopped to Dunkin Donuts and they stop off to 7-11 and they just throw the papers out of the car and my neighbors appreciate the fact that it, the shopping center was cleaned up, but now we find it's like an ongoing thing. Every day these papers are being blown around, and we take pride in our property and in the area of Riverhead and I find now what's happening is that people that aren't residents of Riverhead are making it terrible out there. Are we in a position that we are in the mercy of Suffolk County whims when they feel they're going to send someone to clean the area, or is it possible we can make a request to clean it up every other day or even how about the store owners themselves? 7-11 or Dunkin Donuts, are they responsible for their papers being blown around the area?"

Supervisor Janoski: "Yes, that's what I was thinking. First of all, I don't know of any cleaning that the County does on Route 58. I think that the responsibility as you pointed out does rest with the store owners. But also, the common disregard of consideration of other people in throwing of these papers. We will keep on top of the situation as far as monitoring it to make sure that the owners do clean up periodically and beyond that, unless we have a turn around in consideration by people, it's going to continue on long passed you and myself being around."

Vinny Ciolino: "I know they're legislating tin cans and bottles now and we're not about to legislate paper, but . . ."

PERSONAL APPEARANCES - continued

Supervisor Janoski: "And that's what they should have legislated."

Vinny Ciolino: "Well I feel the same way, but you know when you look at that corner, now the traffic circle, Pizza Stop does have a responsibility of keeping their property clean. Would it be asking too much for these store owners to have it cleaned once a week, once a day, let's say to go out there and pick up these papers. I mean we do have a responsibility to our homes and our property. They have responsibility to the town. If we had a spot check or let's say someone going down there and say, I can pick up a bag of garbage right now from every one of those establishments and I feel that's where it's at. You can't stop someone from throwing papers out of their car windows, it's true, but when it's done to me, in front of my house, I go out there and clean it up and you know, rather than run down the street after the car, I pick it up.

I think that's the responsibility of these store owners, too."

Supervisor Janoski: "Yes, and they do have that responsibility and we try to monitor the conditions, of course, we appreciate your pointing out to us when the condition reaches such a point that it's unacceptable and then we can actually force action. I will — Frank if it's possible to put some containers for the collection of refuse. May be if we have that kind of thing up there, more of it will turn up in inside some sort of collector."

Unidentified speaker from the audience: "That's what I was suggesting. And, of course, Harrow's is private."

Supervisor Janoski: "Yeh."

Councilman Lombardi: "And he won't let us on the property."

Supervisor Janoski: "That's right and I explained that to you before."

Vinny Ciolino: "Okay, can I ask a question about 58, Route 58? I remember coming to a meeting where Legislator Blass wanted to widen that road. I don't want to get into that, but are we in a position right now where we're waiting for this road either to be widened or left alone?"

PERSONAL APPEARANCES - continued

Supervisor Janoski: "Actually the County Executive told me Sunday, that he is going to support the resurfacing of Route 58 and that will be the subject of a resolution, I think next week as far as the appropriations for which is in excess of eight million dollars and that should be done in the very near future. Just the resurfacing and the shoulders, the island and the trees will remain as they are."

Vinny Ciolino: "Outstanding. Very nice."

Supervisor Janoski: "Mr. Morrison?"

Bart Morrison, Wading River; "Excuse me, Mr. Supervisor, Town Board. I didn't expect to make any comment this evening, but I didn't think that the Town Board meeting was the appropriate forum to mention the school district vote tomorrow. It certainly would be appropriate to ask everyone to turn out to vote. That certainly is appropriate, but to make any comments to how they should vote that should be their conscience. What I would tell the young ladies is that we would hope, and when I say we, would be those people who have attended all the board meetings throughout the year. That their parents, and everyone's parents would attend these board meetings and they would know what was going on in the school district and what that budget actually was. Six per cent, at least sixty per cent of your parents are your own property taxes involved there and this Town Board here takes a good bit of flack for what happens here in Town and actually, they have not part in it. Their portion of the tax bill is lumped right in and the people think they're paying for services that the town is rendering when a good portion of it is the school district and I would really recommend that after this vote is over, no matter what direction it goes in, people start attending school board meetings and the budget work shops, then you know may be people would have a right to stand up and say don't vote this way or don't vote that way. Thank you.

The other thing I wanted to speak about this evening was I've taken notice that a local newspaper attributed a comment to the Town Supervisor, to the effect relative to the hearings concerning the application for permit for the operation of Brush's Airport. Something to the effect that it is all well and good to have farmland preservation open spaces etc., but we have to develop a tax base. Now I'd like to make comment to the subject it may be naive on my part, but I believe most governing entities have what is called a Master Plan and I'm sure Riverhead Town is no exception in this case. I must admit though, I have never heard this Town Board, this Supervisor, or this Town Zoning Board refer to this Town Master Plan. I should imagine that we have both a tourism commission and more importantly an industrial commission. If this be a fact, then we should have two departments working, hell bent to increase one tax base. It would be working

PERSONAL APPEARANCES - continuedBart Morrison continues:

to bring in clean industry, recreation and tourism ventures into Riverhead Township. I must admit that I have never heard or read anything or seen anything to make me or taxpayers feel at ease in this area.

What I am looking for is some type of press release from the local newspapers, some bit of propagandizing from our local office holders. Reference to some type of tax inducement or abatement to new businesses willing to invest in Riverhead. Relative to this, it would seem to me also that the various departments that we have layered in Town government would also be very much in tune to helping and I emphasize helping existing businesses staying in business and showing them how to meet and yes maybe sometimes circumvent some of the encumbrances we have coded in our town laws. I must say, I have spoken on occasion to various small businessmen and they lament on bending enforcement on some town codes. I have made it a point to always ask them, did the party enforcing the code make any constructive suggestions to you in effect trying to help you and in most cases, the answer has been no.

It may be an over simplification to suggest, but I am going to do it anyway. Why don't we review our Master Plan? Why don't we reference our Master Plan relative to public hearings that definitely touch upon financial base of our Township. Why don't we sell Riverhead Township reference our Master Plans to the effect of Riverhead, the County seat that's also a comfortable place to work, live and to play. Someone had better start selling Riverhead Township, there are many pluses or are we going to be a day late and a dollar short tomorrow. Now I take note in a Long Island Daily Newspaper today that our Supervisor opposes further acquisition any more, Riverhead Township farmland and I quote because it cannot because it cannot afford an added loss to the tax base, unquote. It was not my understanding that farmland acquisition under this program completely removes this property from the tax rolls and as on the side, I spoke to the County Attorney and he said that's correct, it does not remove the property tax roll."

Supervisor Janoski: "Entirely."

Bart Morrison: "Entirely, if anything it should keep the land in its suspended position with no additional leads or services to be directed toward it, additional, I say. More over, it encourages our farmers to stay and become more productive in this township. What it saves us in our ability to buy produce locally must be considerable. The tax savings relative to supporting services for a development type growth, I believe are unestimable Police, road maintenance, sewerage and all other public services so necessary to support a healthy community. The final

PERSONAL APPEARANCES - continuedBart Morrison continues:

matter to be addressed is our quality of life, if we are to pass on to our heirs anything of any worth. If we are to be remembered for any accomplishments, let it be that we left them an area made more beautiful than we received it. If this is possible, let them see the open spaces, the rolling farm lands and smell the clean air as we do now. Let them understand we are a caring generation. I recommend to the Town Board, this evening, that relative to increasing our tax base we draw up a new town law. One recognizing the fact that several of our town codes are ignored to start with. To those who pay, to those who say no one else has this law on the books, I say let us be first.

This County was the first with farm land acquisition program and now everyone is copying it. So it might be, so it might be with this, I would like to see this township introduce a rental residence tax. A tax on those residences or landlords who share and all of Riverhead's abeyance and services, but basically contribute nothing. If we are to supply all the necessary services to all the residences, then certainly all the residences must pay. I would figure that a rental tax of \$75 to \$100 per year, if it were charged would realize something like several hundred thousands of dollars in additional tax revenues. I will suggest that a portion be designated to the school district also. I formally asked this Town Board to review this request and put it up for a public hearing. Thank you."

Supervisor Janoski: "Thank you."

Councilman Prusinowski: "Mr. Supervisor, I just want to clear up one point with the farm program. I'm a member of the select farmland committee and just to remind the people in the Town of Riverhead. In Phase I, the Town of Riverhead have over twenty-one hundred acres in the program already. We are seventy per cent of the County Program right now. In Phase II, the proposals to buy an additional nine hundred ninety-seven acres in the Town of Riverhead with an estimated value, that would decrease on our tax roll of almost three million dollars. Now these are facts. The farm program is good. I support it. However, one of the considerations of the previous Supervisor and the Town Board was that if additional land was purchased in this program, what affect would it have on the taxpayers. So the commitment by the previous Town Boards and this Town Board is there for preserving farmland in this Town because we are seventy per cent of this program already. The discussion on the County level was that some of the other towns, notably Southold Town, East Hampton, Smithtown, Huntington wanted to be part of this program too. As of yet, they don't even have votes of Phase II on the program. So I just, I wanted to clear up that point."

PERSONAL APPEARANCES - continued

Councilman Menendez: "Bart, you talked about the Master Plan. We do have a Master Plan in this town, about ten years old, and it's a little decrepit. We are thinking, have been contacting firms who do that kind of work, but it gets extremely, extremely expensive to do it. Any Master Plan for any town has, is not a law of concrete proposals and it must be followed to the letter. It's only a guide, a general guide to what the town should be coming to in years to come. So we, if — we do have a Master Plan, but it doesn't it's not up to date and we are wrestling with the idea now of having a new Master Plan drawn up, if we can raise the money for it."

Supervisor Janoski: "I guess one thing that I wanted to say was that your opening remarks sort of, to indicate that I had taken position in favor of the airport because of the tax base and I really — I've never taken a position on the airport because it's not right for me to do so at the present time. I do talk about the tax base an awful lot. Now with regard to farmland preservation, certainly it is as Vic said an idea that we support and we do have beautiful farmland and open spaces here and the state has seen fit to enact legislation and to institute programs to try to preserve it, such as the new value being placed on farmland which is going to reduce the values on farmland."

The net result if I am to believe the assessing Department of the Town of Riverhead, is that we're going to loose some three million dollars of tax base. The result of further farmland acquisition will be that we will loose more tax base. Now you know, and I don't have to explain to you what that means. That means that the homeowner and businesses of this Town are going to have to pick up an additional tax burden. Now if the people of the State of New York feel that it is valid to preserve farmland, then perhaps the State of New York should substitute and help financially what the lost revenue would, that the people of the Town of Riverhead are losing. I don't think it's correct for Riverhead to take seventy per cent of a program and for the people of the Town of Riverhead along to suffer that tax burden.

I have said often enough that if it's a valid idea, then let the people of the State of New York who want to preserve agriculture, who want to preserve open space, pay for it because the people of the town cannot pay for it any longer. Is there anyone who wishes to be heard? Little Flanagan. That's how I differentiate her from her older sister who is Big Flanagan."

Kathy Flanagan: "We came here the same way we were at the School Board Meeting last Tuesday. We have representatives here today, the same way we did last week and if you were at that meeting, you'd have seen that. We are here not to tell you to vote yes, but to ask you to vote, yes to support us. And in the way you brought up percentage, 60% does go to the School District."

PERSONAL APPEARANCES - continued

But only 3% of that, is in proposition, no one, which we're asking you to support. That 3% includes clubs and extra curricular activities and sports and now when you fill out your application for the college, they ask you what sports you've been on and what clubs you've been on. They want a well rounded, you know, student, when they accept you and everybody wants to boast that Riverhead is a good school. You know, have a lot of pride in it, but we're not going to get accepted to these good colleges if we can't be a well-rounded student. We're just asking you to support us. It's only 3% and it does directly affect us. Thank you."

Supervisor Janoski: "Thank you. Walter, did I see your hand up before? Oh, thank you Walter. Is there anyone else who wishes to be heard?"

No one else wished to be heard at this time.

There being no further business on motion and vote, the meeting adjourned at 8:45 P.M.

IJP/vlv

Irene J. Pendzick

Irene J. Pendzick
Town Clerk