

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, March 18, 1980 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 and the Pledge of Allegiance was recited.

Supervisor Janoski: "I guess one thing I can do is report to you on my recent trip to Albany. Myself, Supervisor Mary Fallon and Evans Griffing of Shelter Island traveled to Albany in a lobbying effort for the creation or technically the erection of Peconic County. While there, we met with a number of legislative leaders and a number of counsel to the legislative leaders, and encountered what seems to be some obstacles that are being thrown in the path of the eventual creation of Peconic County. The home rule counsel who is a person who advises the legislature on home rule messages, the requirement or not requirement thereof, has recommended to the legislature that a home rule requirement would be required from each of the ten towns in Suffolk County. This really has thrown an obstacle in the path of the eventual creation of Peconic. We have come back and had a Peconic County meeting with that committee and the best efforts are now going to be made to put together an agreement to be presented in Albany which would dispense with that determination. It is pointed out that the last county that was created was the Bronx in 1914 and in that time no home rule message was required. It was our hope, our arguments will be heard and we will be found in favor of it.

A number of our department heads are here this evening, anyone wishing to speak with them will find them available."

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

RESOLVED, That the Minutes of the Town Board Meeting held February 26, 1980, are dispensed without objection and be approved as submitted.

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

The resolution was thereupon declared duly adopted.

BILLS

Bills submitted on abstract dated March 18, 1980 as follows:

General Town	\$29,557.40
Ambulance	\$ 23.00
Street Lighting	\$ 452.00
Highway Item #1	\$ 2,271.88
Highway Item #3	\$ 420.06
Highway Item #4	\$ 23.98

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

RESOLVED, That subject to complete audit, the following bills be approved for payment:

General Town	\$29,557.40
Ambulance	\$ 23.00
Street Lighting	\$ 452.00
Highway Item #1	\$ 2,271.88
Highway Item #3	\$ 420.06
Highway Item #4	\$ 23.98

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

The resolution was thereupon declared duly adopted.

APPLICATIONS

special permit - George McMillian (transform garage into vacation house, 3rd & West Streets, Jamesport). Filed.

Referred to the Planning Board for recommendation and report.

APPLICATIONS - continued

Special Permit - Robert Young (additional labor camp facilities, 57 Sound Avenue, Riverhead). Filed.

Referred the Planning Board for recommendation and report.

Site Plan - Aircraft Warehousing, Inc., (Outdoor flea market, Route 25, Calverton). Filed.

Site Plan - Riverhead Savings Bank, (Extended drive-up canopy). Filed.

Supervisor Janoski: "The site plan for Riverhead Savings Bank will be addressed in resolution #137 this evening."

REPORTS

Social Security Bulletin - regarding local beneficiaries, (Riverhead is #1). Filed.

Annual Report of Town Justices. Filed.

Wading River Fire District - 348 Ballots cast re: substation (181 in favor, 167 opposed). Filed.

Tax Receivers - 3/17/80. Filed.

OPEN BID REPORT - IMPROVEMENTS AND RECREATIONAL ADDITIONS, JAMESPORT COMMUNITY CENTER

After being duly advertised the following bids for the Improvements and Recreational Additions, Jamesport Community Center were opened by the Riverhead Town Clerk on Monday, March 10, 1980 at 11:30 A.M.

PAUMANOK
3 Bruno Lane
Dix Hills, New York

28A.	275 s.y.	Bituminous Macadam for	\$ 11.00
		Basketball Court	<u>\$3,025.00</u>

OPEN BID REPORT - IMPROVEMENTS AND RECREATIONAL
ADDITIONS, JAMESPORT COMMUNITY
CENTER - continued

76	9,000 s.y.	Topsoil and Seeding	\$ 1.00
			<u>\$ 9,000.00</u>
*361S	10 each	Planting Evergreen Shrubs	\$ 60.00
			<u>\$ 600.00</u>
*501	1 each	Furnish and Install Bicycle Path	\$ 300.00
			<u>\$ 300.00</u>
516	1 each	Furnish and Install Softball Backstop	\$ 1,500.00
			<u>\$ 1,500.00</u>
*517	4 each	Furnish and Install Basketball Backstop	\$ 1,400.00
			<u>\$ 5,600.00</u>
518	J O B	Furnish and Install Playground Equipment	\$ L.S.
			<u>\$ 5,800.00</u>
TOTAL:			<u>\$25,825.00</u>

* Contingency

** Minimum Allowable Unit Cost

FILED.

SCHLEGEL CONSTRUCTION
Box 370
Shoreham, New York 11786

28A	275 s.y.	Bituminus Macadam for Basketball Court	\$ 6.00
			<u>\$ 1,650.00</u>
76	9,000 s.y.	Topsoil and Seeding	\$ 1.75
			<u>\$15,750.00</u>
*361S	10 each	Planting Evergreen Shurbs	\$ 60.00
			<u>\$ 600.00</u>
*501	1 each	Furnish and Install Bicycle Rack	\$ 300.00
			<u>\$ 300.00</u>
516	1 each	Furnish and Install Softball Backstop	\$ 1,800.00
			<u>\$ 1,800.00</u>
*517	4 each	Furnish and Install Basketball Backstop	\$ 1,000.00
			<u>\$ 4,000.00</u>

OPEN BID REPORT - IMPROVEMENT AND RECREATIONAL
ADDITIONS, JAMESPORT COMMUNITY
CENTER - continued

518	J O B	Furnish and Install Playground Equipment	\$ 5,205.00 <u>\$ 5,205.00</u>
TOTAL			<u>\$29,305.00</u>

FILED.

MARFEL CONSTRUCTION CO.
227 Union Avenue
Holbrook, New York 11741

28A	275 s.y.	Bituminus Macadam for Basketball Court	\$ 17.00 <u>\$ 4,675.00</u>
76	9,000 s.y.	Topsoil and seeding	\$ 2.09 <u>\$18,810.00</u>
*361S	10 each	Planting Evergreen Shrubs	\$ 60.00 <u>\$ 600.00</u>
*501	1 each	Furnish and Install Bicycle Rack	\$ 361.00 <u>\$ 361.00</u>
516	1 each	Furnish and Install Softball Backstop	\$ 2,754.00 <u>\$ 2,754.00</u>
*517	4 each	Furnish and Install Basketball Backstop	\$ 1,235.00 <u>\$ 4,940.00</u>
518	J O B	Furnish and Install Playground Equipment	\$ L.S. <u>\$ 7,301.00</u>
TOTAL			<u>\$39,441.00</u>

FILED.

JOSEPH ZANGHI CONSTRUCTION CO.
25 Central Avenue
Hauppauge, New York 11787

28A	275 s.y.	Bituminus Macadam for Basketball Court	\$ 20.00 <u>\$ 5,500.00</u>
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OPEN BID REPORT - IMPROVEMENT AND RECREATIONAL
ADDITIONS, JAMESPORT COMMUNITY
CENTER - continued

76	9,000 s.y.	Topsoil and Seeding	\$ 1.75
			<u>\$15,750.00</u>
*361S	10 each	Planting Evergreen Shrubs	\$ 90.00
			<u>\$ 900.00</u>
*501	1 each	Furnish and Install Bicycle Rack	\$ 450.00
			<u>\$ 450.00</u>
516	1 each	Furnish and Install Softball Backstop	\$ 7,000.00
			<u>\$ 7,000.00</u>
*517	4 each	Furnish and Install Basketball Backstop	\$ 1,500.00
			<u>\$ 6,000.00</u>
518	J O B	Furnish and Install Playground Equipment	\$ 5,230.00
			<u>\$ 5,230.00</u>
	TOTAL		<u>\$40,830.00</u>

FILED.

RIVERHEAD CEMENT BLOCK CO.
 Box 707
 Riverhead, New York 11901

28A		Bituminus Macadam for Basketball Court	\$ 15.00
			<u>\$ 4,125.00</u>
76		Topsoil and Seeding	\$ 2.60
			<u>\$ 23,400.00</u>
*361S	10 each	Planting Evergreen Shrubs	\$ 90.00
			<u>\$ 900.00</u>
*501	1 each	Furnish and Install Bicycle Rack	\$ 450.00
			<u>\$ 450.00</u>
516	1 each	Furnish and Install Softball Backstop	\$ 2,712.00
			<u>\$ 2,712.00</u>
*517	4 each	Furnish and Install Basketball Backstop	\$ 1,500.00
			<u>\$ 6,000.00</u>
518	J O B	Furnish and Install Playground Equipment	\$ L.S.
			<u>\$ 4,326.00</u>
	TOTAL		<u>\$41,913.00</u>

FILED.

OPEN BID REPORT - IMPROVEMENT AND RECREATIONAL
ADDITIONS, JAMESPORT COMMUNITY
CENTER - continued

JMS ENTERPRISES
35 Pembroke Drive
Stony Brook, New York 11790

28A	275 s.y.	Bituminus Macadam for Basketball Court	\$ 20.50 \$ <u>5,637.50</u>
76	9,000 s.y.	Topsoil and Seeding	\$ 2.50 \$ <u>22,500.00</u>
*361S	10 each	Planting Evergreen Shrubs	\$ 60.00 \$ <u>600.00</u>
*501	1 each	Furnish and Install Bicycle Race	\$ 300.00 \$ <u>300.00</u>
516	1 each	Furnish and Install Softball Backstop	\$ 3,500.00 \$ <u>3,500.00</u>
*517	4 each	Furnish and Install Basketball Backstop	\$ 1,000.00 \$ <u>4,000.00</u>
518	J O B	Furnish and Install Playground Equipment	\$ L.S. \$ <u>6,000.00</u>
TOTAL			\$ <u>42,537.50</u>

FILED.

OPEN BID REPORT - CONSTRUCTION, LEWIS STREET,
THE GREENS VEST POCKET PARK

After being duly advertised the following bids for the Construction, Lewis Street, The Greens Vest Pocket Park were opened by the Riverhead Town Clerk, on Monday, March 10, 1980 at 11:00 A.M. as follows:

SCHLEGEL CONSTRUCTION CORP.
Box 370
Shoreham, New York 11786

1	J O B	Clearing and Grubbing	\$ L.S. \$ <u>5,900.00</u>
28A	450 s.y.	Bituminous Driveway, Apron and Basketball Court	\$ 6.00 \$ <u>2,700.00</u>

OPEN BID REPORT - CONSTRUCTION, LEWIS STREET
THE GREENS VEST POCKET PARK -

continued

50	700 l.f.	Erection of 4 ft. chain link fence with 20' Double Gate	\$ L.S. \$ <u>4,522.00</u>
76	1,800 s.y.	Topsoil and Seed	\$ 1.25 \$ <u>2,250.00</u>
*501	1 each	Furnish and Install Bicycle Rack	\$ 300.00 \$ <u>300.00</u>
*504	3 each	Furnish and Install Picnic Tables and Grills	\$ 500.00 \$ <u>1,500.00</u>
*517	3 each	Furnish and Install Basketball Backstop	\$ 1,000.00 \$ <u>3,000.00</u>
518A	JOB	Furnish and Install Playground Equipment	\$ 3,000.00 \$ <u>3,000.00</u>
*518B	JOB	Furnish and Install Playground Equipment	\$ 3,400.00 \$ <u>3,400.00</u>
522	230 cy.y	Specially Graded Sand	\$ 4.00 \$ <u>920.00</u>
TOTAL			\$ <u>27,492.00</u>

* Contingency

** Minimum Allowable Unit Price Bid

FILED.

RIVERHEAD CEMENT BLOCK CO.
P.O. Box 707
Riverhead, New York 11901

1	J O B	Clearing and Grubbing	\$ L.S. \$ <u>800.00</u>
28A	450 s.y.	Bituminous Driveway, Apron and Basketball Court	\$ 15.00 \$ <u>6,750.00</u>
50	700 l.f.	Erection of 4 ft. chain link Fence with 20' Double Gate	\$ 9.00 \$ <u>6,300.00</u>
76	1,800 s.y.	Topsoil and Seed	\$ 2.60 \$ <u>4,680.00</u>
*501	1 each	Furnish and Install Bicycle Rack	\$ 450.00 \$ <u>450.00</u>

OPEN BID REPORT = CONSTRUCTION, LEWIS STREET
THE GREENS VEST POCKET PARK -
 continued

*504	3 each	Furnish and Install Picnic Tables and Grills	\$ 750.00 \$ <u>2,250.00</u>
*517	3 each	Furnish and Install Basketball Backstop	\$ 1,200.00 \$ <u>1,200.00</u>
518A	JOB	Furnish and Install Playground Equipment	\$ 3,646.00 \$ <u>3,546.00</u>
*518B	JOB	Furnish and Install Playground Equipment	\$ 4,000.00 \$ <u>4,000.00</u>
522	230 c.y.	Specially Graded Sand	\$ 2,300.00 \$ <u>2,300.00</u>
TOTAL			\$ 34,676.00

FILED.

JMS ENTERPRISES
 35 Pembroke Drive
 Stony Brook, New York 11790

1	J O B	Clearing and Grubbing	\$ L.S. \$ <u>5,000.00</u>
28A	450 s.y.	Bituminous Driveway, Apron and Basketball Court	\$ 11.75 \$ <u>5,287.00</u>
50	800 l.f.	Erection of 4 ft. chain link Fence with 20' Double Gate	\$ 9.00 \$ <u>6,300.00</u>
76	1,800 s.y.	Topsoil and Seed	\$ 2.25 \$ <u>4,050.00</u>
*501	1 each	Furnish and Install Bicycle Rack	\$ 300.00 \$ <u>300.00</u>
*504	3 each	Furnish and Install Picnic Tables and Grills	\$ 500.00 \$ <u>1,500.00</u>
*517	3 each	Furnish and Install Basketball Backstop	\$ \$ <u>3,000.00</u>
518A	JOB	Furnish and Install Playground Equipment	\$ \$ <u>4,000.00</u>
*518B	JOB	Furnish and Install Playground Equipment	\$ \$ <u>3,400.00</u>
522	230 c.y.	Specially Graded Sand	\$ 2,817.00

OPEN BID REPORT - CONSTRUCTION, LEWIS STREET
THE GREENS VEST POCKET PARK -
 continued

TOTAL \$35,655.00

MARFEL CONSTRUCTION
 227 Union Avenue
 Holbrook, New York 11741

1	J O B	Clearing and Grubbing	\$ L.S.
			<u>\$ 9,740.00</u>
28A	450 s.y.	Bituminous Driveway, Apron and Basketball Court	\$ 13.10
			<u>\$ 5,895.00</u>
50	800 l.f.	Erection of 4 ft. chain link Fence with 20' Double Gate	\$ 6.33
			<u>\$ 4,431.00</u>
76	1,800 s.y.	Topsoil and Seed	\$ 2.80
			<u>\$ 3,040.00</u>
*501	1 each	Furnish and Install Bicycle Rack	\$ 321.00
			<u>\$ 321.00</u>
*504	3 each	Furnish and Install Picnic Tables and Grills	\$ 557.00
			<u>\$ 1,653.00</u>
*517	3 each	Furnish and Install Basketball Backstop	\$ 1,000.00
			<u>\$ 3,000.00</u>
518A	JOB	Furnish and Install Playground Equipment	\$ 2,755.00
			<u>\$ 2,755.00</u>
*518B	JOB	Furnish and Install Playground Equipment	\$ 3,400.00
			<u>\$ 3,400.00</u>
522	230 c.y.	Specially Graded Sand	\$ 14.50
			<u>\$ 3,335.00</u>
	TOTAL		<u>\$ 39,570.00</u>

FILED.

OPEN BID REPORT - CONSTRUCTION, LEWIS STREET
THE GREENS VEST POCKET PARK -
 continued

JOSEPH ZANGHI CONSTRUCTION
 25 Central Avenue
 Hauppauge, New York 11787

1	J O B	Clearing and Grubbing	\$ L.S.
			\$ <u>9,500.00</u>
28A	450 s.y.	Bituminous Driveway, Apron and Basketball Court	\$ 20.00
			\$ <u>9,000.00</u>
50	700 l.f.	Erection of 4 ft. chain link Fence with 20' Double Gate	\$ 7.00
			\$ <u>4,900.00</u>
76	1,800 s.y.	Topsoil and Seed	\$ 2.25
			\$ <u>4,050.00</u>
*501	1 each	Furnish and Install Bicycle Rack	\$ 450.00
			\$ <u>450.00</u>
*504	3 each	Furnish and Install Picnic Tables & Grills	\$ 750.00
			\$ <u>2,250.00</u>
*517	3 each	Furnish and Install Basketball Backstop	\$ 1,500.00
			\$ <u>4,500.00</u>
518A	JOB	Furnish and Install Playground Equipment	\$ 3,600.00
			\$ <u>3,600.00</u>
*518B	JOB	Furnish and Install Playground Equipment	\$ 5,100.00
			\$ <u>5,100.00</u>
522	230 c.y.	Specially Graded Sand	\$ 20.00
			\$ <u>4,600.00</u>
	TOTAL		\$ <u>47,950.00</u>

FILED.

Supervisor Janoski: "The time not having arrived yet for the first public hearing, we should move onto communications."

COMMUNICATIONS

Riverhead Sportsman Club - inviting Town Board members to attend Annual Landowners Dinner - Dance on 3/22/80. Filed.

COMMUNICATIONS - continued

H2M Corp. - vouchers for services rendered re:
Reeves Avenue and Doctors Path. Filed.

County Department of Planning, 3/3/80 - that appli-
cation of Barr, Heller & Levin is not within their juris-
diction. Filed.

H2M Corp., 3/5/80 - regarding SPDES permit renewal. Filed.

Emily Pines, 3/10/80 - voucher for services rendered re:
LILCO proceeding. Filed.

Environmental Quality Review Board, 3/12/80 - appli-
cations of Robert Young and George McMillan are unlisted
actions. Filed.

Susan Papish, 3/12/80 - tenders resignation, effective
April 4, 1980. Filed.

Polish Town Civic Association, 3/12/80 - supporting
Street Fair & Festival on Pulaski Street. Filed.

County Department of Planning, 3/11/80 - requesting
established procedures be followed and that site plans not
within their jurisdiction. Filed.

Relay Communications Center, 3/13/80 - requesting copies
of information on 2-way radio equipment. Filed.

Polish Town Merchants, 3/3/80 - supporting Street
Fair on Pulaski Street. Filed.

UNFINISHED BUSINESS

Special Permit - River Center Associates (family
game center).

Special Permit - Riverhead Fuel & Supply (gas storage
tank, Main Street).

Special Permit - Hubert Jennings (store equipment,
Kroemer Avenue).

PERSONAL APPEARANCES

Supervisor Janoski: "I would, at this time, open the meeting to anyone who wishes to be heard. If you do, please come forward to the microphone, state your name and address please."

James O'Neil, Wading River; "I appeared before the Board regarding police protection in Wading River, additional police protection. I'd just like to say, at this time, the citizens of Wading River are very happy with the reception we got when we were here before and the positive reaction from the Board and the Supervisor. I've been asked by some of those representatives who are not here tonight, unfortunately, that I convey to you that of all the people they spoke to, whole heartedly, they appreciate the fact that you are whole heartedly with them. And that if you pursue this thing as you said you would, the people in Wading River would be very happy. Without taking too much of your time, I would just like to introduce one more person. This is Mr. Ted Hug, who personally can name more people in Wading River by their first name than any twenty-five or fifty people. So he would just like to say a few words of appreciation."

Ted Hug, Cliff Road, Wading River; "Thank you very much, I don't have too much to say, but it is reassuring the people I have talked to about this situation are more than happy that you are taking the course that you are taking. Thank you."

Supervisor Janoski: "Thank you Mr. O'Neil and thank you Mr. Hug, I don't know if I'd be breaking police confidence and reporting to you that this past weekend in Wading River, we had a number of special unmarked vehicles patrolling the area in addition to what is normally out there. We seriously understand your problem and we'll do our very very best."

James O'Neil: "May I say something?"

Supervisor Janoski: "Sure."

James O'Neil: "I don't know if it's my imagination, but I think the situation seems to have gotten a lot better since the fact that you people are interested."

Now I don't want to be talking prematurely or seeing things that don't actually exist, but for some reason or other the conduct around the neighborhood seems to be much better."

PERSONAL APPEARANCES - continued

Supervisor Janoski: "Well I'm happy to hear that. Yes Sir."

Dick Benedict, Fanning Blvd., "I see we have an open bid for the improvement of recreational facilities and the last couple of weeks I've been reading that Suffolk County has \$100,000 they're looking to put into recreational facilities. Would this be in addition to that or are we bidding for some of that money they have to improve the recreational facilities they have in the County? Or is this in addition?"

Supervisor Janoski: "It would be in addition. But if Mr. Noto is to be taken at his word, we are not going to receive any further county money for capital improvements."

Dick Benedict: "Even though they're looking to give away money for recreational facilities?"

Supervisor Janoski: "Well it depends on . . ."

Dick Benedict: "Or improve them."

Supervisor Janoski: "It depends on exactly what Mr. Noto has in mind as far as turning off the flow of money from the County."

Dick Benedict: "Thank you."

Supervisor Janoski: "Bill?"

Bill Nohejl, Wading River; "Mr. Supervisor in reference to today's article in Newsday about gasohol corporations, I guess you read the article?"

Supervisor Janoski: "I did."

Bill Nohejl: "Have they come before you and made any presentation?"

PERSONAL APPEARANCES - continued

Supervisor Janoski: "No. I was called yesterday by Newsday and asked for my opinion. I said a heck of a lot more than appeared in the paper, but it seemed to me it's an idea whose time has come where I have heard a number of rumors, and that's all I could call them, of different sites being looked at in Riverhead. I think that there are a lot of people who would gain from this, tax payers in general with the new business being located in the Town, farmers who would then have a market for crops and it was to be used in the production of gasohol and, of course, the environmental concern with the timek question, I think is what they put in the paper. And I certainly hope and I guess the rest of the Board . . ."

Bill Nohejl: "Well I have no objection. I just wanted to know if you knew anything further than we, the farmers do, because they haven't presented anything to us."

Supervisor Janoski: "Has anyone else on the Board heard anything?"

Bill Nohejl: "I mean if they were going to make a plant out here, you'd think they'd come along and see what the farmers . . ."

Supervisor Janoski: "I'm willing to be surprised."

Councilman Prusinowski: "Bill."

Bill Nohejl: "I thought maybe you knew more than we do that's why I'm asking on that point."

Councilman Prusinowski: "Bill, I know through a few of the local brokers and from what I hear talking in the street that there are two plants or two companies actively looking for property in Riverhead right now. One, to augment a business that apparently is on the verge of moving into Town, and another one is just an energy company from Arizona or Colorado. I do believe and I think they're looking at a site first and then, of course, they're going to have to go. This is just a rumor I hear floating around and I think the energy company from Colorado is pretty firm. I think they're really active. Of course, the brokers won't say anything because they're told hush, hush."

PERSONAL APPEARANCES - continued

Bill Nohejl: "I was concerned being they're looking to put a plant here and they haven't even talked to the farmers to see if there's anything feasible for the farmer to grow and I was wondering if the Supervisor knew more than we did."

Supervisor Janoski: "As a matter of fact, Bill, as a representative of the farming community what has been the reaction of that group of people towards planting beets?"

Bill Nohejl: "We could, if they tell us or show or work together to see if it's feasible for us to do it. At present we do not know what's what more than you, or anyone else. That's why I asked you if you knew more than we do."

Supervisor Smith: "As I've said I heard a number of rumors. I heard rumors of sugar cane being shipped up from Haiti."

Bill Nohejl: "That doesn't make sense. If you can't get something that's in the vicinity to do it, trucking it and rail or anything else it's very costly.

Also the Flea market that's going to be where, in the Picone establishment."

Councilman Prusinowski: "Yes that's just a proposal right now."

Bill Nohejl: "Also on the claim for Emily Pines, that's in reference to the time that we had discussions with you?"

Councilman Menendez: "Part of it."

Bill Nohejl: "Only part of it. Resolution #133, special counsel, what would that be in reference to?"

Supervisor Janoski: "That's in reference to the appointment of Peter Danowski who is already retained as special counsel. We just wanted to clarify one point that he could, in fact, work on things other than the case pending in Albany, which he had been retained for."

PERSONAL APPEARANCES - continued

Bill Nohejl: "Also what Riverhead property, the County is talking about? Would that be Flagg, the one in the resolution?"

Supervisor Janoski: "Yes it is."

Bill Nohejl: "I'm in agreement with that, with Mr. O'Neil here with the Wading River substation. The last time I said I was in agreement with it. I'm in agreement with — I want to change my view a little bit for the simple reason, I wouldn't want to see a substation manned right down in Wading River at the very end of Town. I'd like to see police be able to maneuver in all different directions. Although we do need extra police protection, that I'm not saying that we don't. But to have, like you say it would be four and a half men to man that. I don't believe it's necessary in Wading River if the sectors were made smaller and a policeman could come into another sector and help out and it would be better police protection. I would be in agreement with that. But as four and a half men at that sum of money, I am shying away from that substation."

Supervisor Janoski: "Thank you Bill."

Bill Nohejl: "Thank you."

Supervisor Janoski: "I wish that you had about ten minutes left in you.

Anybody else wish to address the Board?"

No one else wished to address the Town Board at this time.

RESOLUTIONS

#133 APPOINTS PETER DANOWSKI AS SPECIAL COUNSEL

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

RESOLVED, that Peter S. Danowski, Jr., be, and is hereby appointed, as Special Counsel to the Town Board, and shall be compensated at an hourly rate previously agreed upon.

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

The resolution was thereupon declared duly adopted.

#134 RESOLUTIONS - continued
AUTHORIZES PUBLISH AND POST NOTICE OF PUBLIC HEARING
FOR POLISH FAIR

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

RESOLVED, that the Town Clerk, be and she hereby is, authorized to publish and post the following Notice of Public Hearing.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held before the Town Board of the Town of Riverhead on the 1st day of April, 1980, at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider the issuance of permission to use town streets and sidewalks. Said hearing will be held at 8:00 P.M. to consider the request of the Polish Town Civic Association, Inc., to use certain streets and sidewalks for a Street Fair and Festival on August 16th and 17th, 1980.

Anyone wishing to address the Town Board with reference to this matter should appear at the above stated time and place and they will be heard.

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

The resolution was thereupon declared duly adopted.

#135 SETS TOWING AND STORAGE FEES FOR VEHICLES

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

WHEREAS, Section 101-22 of the Riverhead Town Code requires the Town Board to set fees for the towing and storage of abandoned vehicles,

SO THEREFORE, be it

RESOLVED, That the Town Board of the Town of Riverhead hereby establishes the following fee schedule with retroactive effect to January 1, 1980: applicable only to the Town operated tow truck, and storage area:

Fee for Towing - - - - - \$35.00 flat fee

Fee for Storage - - - - - \$ 3.00 per day

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

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued#136 CREATING AN ADVISORY COUNCIL ON COMMERCE AND INDUSTRY

Supervisor Janoski offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the Town Board of the Town of Riverhead believes it is in the best interest of the Town to develop, encourage, and foster in the community the attitudes and practices in conformity with basic concepts of justice and equality of opportunity which will not only maintain but also develop the economic status of the community, and

WHEREAS, the Town Board of the Town of Riverhead wishes to play a vital part by appropriate action as a member of the community in creating discussions and solutions of the economic problems which affect the community, and

WHEREAS, the Town Board wishes to cooperate with business, religious, and other community organizations in seeking to raise the standards of the community to a higher level,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Riverhead hereby creates a non-compensated advisory council on commerce and industry to assist and advise the Town Board on economic and business matters, be it

FURTHER RESOLVED, that the Town Board hereby establishes a seven (7) member, non-compensated council whose members will be appointed by the Town Board for a one-year term. The function of this Council on Commerce and Industry will be to advise and consult with the Town Board. The Council will act as a catalyst to stimulate cooperation and candor between the Town and the business community. This Council shall be non-partisan and non-sectarian in all its actions and be governed by the Bylaws for the Council on Commerce and Industry.

BYLAWS FOR THE
COUNCIL ON COMMERCE AND INDUSTRY

It is recognized that the Council on Commerce and Industry will not be involved in the mechanics of the solution to economic problems. It will only recommend advice or support the action of other groups. The bylaws of the organization will be as follows:

1. The Council will be called "The Council on Commerce and Industry for the Town of Riverhead".
2. The Council's purpose will be to advise and assist the Town Board in developing, attracting, and coordinating business activity in the Town of Riverhead.
3. The Office of the Council will be at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York 11901.

RESOLUTIONS - continued

4. The duration of the Council on Commerce and Industry will be at the pleasure of the Town Board.

5. The Town Board will select seven (7) members who will constitute the Council; and the appointed members shall elect a chairperson, vice-chairperson and secretary by a majority vote (who will serve for that calendar year). The Council members will serve for a one-year term. The Supervisor will be an ex-officio member of the Council who will report to the Town Board on Council activity.

6. The members of the Council will receive no compensation for their services, but shall be entitled to receive the actual and necessary expenses incurred in the performance of their duties.

7. The business of the Council will be determined by a majority vote of the members present. Business will be carried on when a quorum is present. There will be a regular monthly meeting to be held at a time and place as determined by the Council. In addition, any member may request the chairperson to call a special meeting. All meetings of the Advisory Council shall be open to the public.

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

The resolution was thereupon declared duly adopted.

#137 GRANTS SITE PLAN APPROVAL - RIVERHEAD SAVINGS BANK

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

WHEREAS, Chapter 108 of the Code of the Town of Riverhead provides for a site plan review of any business establishment or expansion, and

WHEREAS, Riverhead Savings Bank has applied for a permit to extend the drive-up canopy on property located on Griffing Avenue, Riverhead, New York,

NOW, THEREFORE, be it

RESOLVED, that the site plan as shown on a survey prepared by Lee A. Sagistano and dated October 2, 1979 be approved, subject to any restrictions, requirements, and/or limitations as detailed in the Code of the Town of Riverhead, Section 108.

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

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

#138 CALLING FOR PUBLIC HEARING - HUBERT O. JENNINGS

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

RESOLVED, that the Town Clerk be, and she hereby is, authorized to publish and post the following Notice of Public Hearing:

Notice of Public Hearing before the Riverhead Town Board for April 1, 1980 at 8:30 P.M., on the Application of Hubert O. Jennings to store equipment, material and supplies in an Industrial "A" Zone parcel located on Kroemer Avenue, Riverhead, New York.

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

The resolution was thereupon declared duly adopted.

#139 AUTHORIZES ADVERTISE FOR BIDS ON GRIT - HIGHWAY DEPT.

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 on Grit requirements for 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 March 31, 1980, and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby designated to open publicly and read aloud on March 31, 1980 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 Grit".

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

The resolution was thereupon declared duly adopted.

#140 OPPOSES COUNTY ACQUISITION OF RIVERHEAD PROPERTY

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

WHEREAS, the County Executive of Suffolk County has recently proposed an "Open Space Policy", and

WHEREAS, the map published with the announcement of this policy included valuable, tax generating property located in the Town of Riverhead, and

WHEREAS, the citizens of the Town of Riverhead are now burdened with 34% of the Town's property enjoying an exempt status,

NOW, THEREFORE, be it

RESOLUTIONS - continued

RESOLVED, that this Town Board opposes additional acquisition of property situated in the Town of Riverhead, by the County of Suffolk, for an "Open Space Policy" that will result in more land taken off the tax rolls and a further erosion of the Town's tax base.

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

The resolution was thereupon declared duly adopted.

#142 REAFFIRMS OPPOSITION TO ESTUARINE SANCTUARY STUDY

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

WHEREAS, the Town Board of the Town of Riverhead believes it is in the best interest of the Town to reaffirm its position to oppose the proposed study of the Estuary/Sanctuary for the following reasons:

After careful review of all the preliminary information, the comprehensive report from our Special Attorney, Denis Hurley; attendance of the Town Board at numerous hearings and extensive discussions of the representatives from the Department of State, Suffolk County Planning Board and the Federal Government; this Town Board concludes that due to the severe economic conditions that exist today, uncertainty of the economic impact of this project to the area, our continually dwindling tax base, the belief there are already adequate environmental controls already in existence to protect the environment, and our deep concern over Home Rule,

NOW, THEREFORE, be it

RESOLVED, that this Town Board concludes that it is in the best interest of the Town to formally go on record to oppose the proposed study of the Estuary/Sanctuary Program and that a letter of opposition be sent to the Secretary of State, Basil Paterson, reaffirming our position.

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

The resolution was thereupon declared duly adopted.

Supervisor Janoski recessed the meeting to hold a public hearing.

PUBLIC HEARING - 8:00 P.M.

The Town Clerk submitted affidavits of publishing and posting of a notice of a public hearing to be held at Riverhead Town Hall on Tuesday, March 18, 1980 at 8:00 P.M.

PUBLIC HEARING - continued

to hear all interested persons concerning the Special Permit and Zoning Change application of Barr, Heller & Levin to include within the Retirement Community District Zone a 69.768 acre parcel located on the north side of Middle Road and the issuance of a special permit for the southerly 15.261 acres.

The affidavits were ordered to be placed on file.

COMMUNICATIONS

Environmental Quality Review Board, 2/13/80 - recommendation that application is unlisted action which will not have a significant impact upon the environment. Filed.

Planning Board--2/25/80 - Recommending that application be approved. Filed.

County Department of Planning - 3/3/80 - advising that application is not within the jurisdiction of the Suffolk County Planning Commission. Filed.

Supervisor Janoski: "Is there anyone present this evening wishing to speak to this?"

No one wishing to be heard and no further communications having been received thereto, Supervisor Janoski declared the hearing closed at 8:03 P.M.

RESOLUTION

#143 AUTHORIZES PUBLICATION OF NOTICE FOR BIDS - TYPEWRITER
Councilman Lombardi offered the following resolution which was seconded by Councilman Menendez.

RESOLVED, that the Town Clerk be, and is hereby authorized to publish and post a Notice to Bidders for a typewriter for use in the Office of the Supervisor, to conform with the bid specifications as filed in the Office of the Town Clerk,

Bids will be received up to 11:00 A.M. on Tuesday, April 8, 1980, at the Town Clerk's Office, Town Hall, 200 Howell Avenue, Riverhead, New York.

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

The resolution was thereupon declared duly adopted.

Supervisor Janoski: "A note because this regards the Supervisor's Office. It's an attempt to get a smaller typewriter. The one that I have is a very huge, cumbersome complicated machine and I don't need it. So we are going out to bid to find a smaller machine.

Is there anyone present wishing to address the Board on any matter?"

Bill Nohejl: "So what are you going to do with the big typewriter?"

Councilman Prusinowski: "Give it to you Bill."

Supervisor Janoski: "Bill, I thought maybe you could drag it around your sod farm. No, it is actually being rented at the time, which is costing a great deal of money and that's why we're making this move. It is a rental agreement that we have."

Bill Nohejl: "In reference to Horton Avenue, now you know Mr. Carter's going to cut back on federal funds, and we were hoping to get money for that area for the federal funds, right?"

Supervisor Janoski: "That's right."

Bill Nohejl: "You have got it. That's nice because you know we've been very fortunate this winter not to have any complaints up in that area with the water. I say it's terrible that the people have to stay living in that condition if it's flooding and being that you have the money, let's go to work."

Councilman Menendez: "Bill, I think you are talking about relocating, aren't you? This is not for relocating, this is for bringing water, drinking water up to that area."

Bill Nohejl: "Who's going to drink it if you have to relocate them?"

Councilman Menendez: "We're going to do something up in that area later on."

PERSONAL APPEARANCES - continued

Bill Nohejl: "Oh, now let's go back to relocating. What's going to be done about that? You were talking about getting federal funds for that."

Councilman Menendez: "That's still in the basket as far as I'm concerned. We're still waiting."

Supervisor Janoski: "We're still waiting."

Councilman Prusinowski: "Bill, we do have part of the funding for — in that classification of relocation and Bob says we have bits and pieces of other grants that's available. But that \$650,000 grant that we were going for, is still tangled up down in Washington. We're still working on it. I know we had a communication from Senator Javits to Bob Scheiner and now, of course, with the impact of federal revenue sharing could be cut in Washington who knows. We're living in a tough time so we're still working on it. There is some money there to start doing something though. Because I know Bob has mentioned it to us and it's a sizeable amount. I don't have the figure off hand. I just don't want to throw out a figure."

Supervisor Janoski: "There is some money available for land acquisition in that area."

Councilman Prusinowski: "To relocate."

Bill Nohejl: "Because getting the people out of that hole is, I feel, is the number one priority in that area."

Councilman Lombardi: "Too many politicians are holding up that damn money."

Bill Nohejl: "It's you, me, and everybody else."

Councilman Lombardi: "The politicians up in Washington."

Bill Nohejl: "You know Carter's going to cut back on these here funds and I was concerned about it."

PERSONAL APPEARANCES - continuedCouncilman Prusinowski: "After the primaries."Bill Nohejl: "After the primaries, okay."

Supervisor Janoski recessed the meeting for a few minutes after which the meeting resumed.

Supervisor Janoski recessed the meeting to hold a public hearing.

PUBLIC HEARING - 8:30 P.M.

The Town Clerk submitted affidavits of publishing and posting of a public notice that a Public Hearing will be held at Town Hall on Tuesday, March 18, 1980 at 8:30 P.M. to hear all interested persons regarding Local Law No. 1-1980, Sections 1 through 10.

The affidavits were ordered to be placed on file.

Supervisor Janoski: "Is there anyone present that would wish to address the Board on this issue?"

Bill Nohejl asked if sections 1 through 10 for Local Law No. 1-1980 could be read aloud.

Mrs. Pendzick read the following sections:

Section 1. Preservation of existing remedies. Nothing in this law shall be deemed to abolish, impair, supersede or replace existing remedies of the Town, county or state or existing requirements of any other provision of local laws or ordinances of the town or county or state laws and regulations. In the case of a conflict between this law and other regulations, that which sets the more stringent requirement will prevail.

Section 2. Permit required.

a) It shall be unlawful to use, establish, maintain, operate, or let any multiple rental property (i.e. rental property of three or more rental units), in the Town of Riverhead without first having obtained a permit thereof. Failure or refusal to procure a permit hereunder shall be deemed a violation.

PUBLIC HEARING - continued

b) Application for such permit shall be made in writing to the Building Inspector on a form provided therefor and shall contain the name of the applicant, the location of the premises and the number of dwellings and units and persons to be accommodated.

c) Each application shall be accompanied by a plot plan or sketch showing the size and location of the premises, all buildings and structures, and showing the floor plan to scale of each dwelling unit and accommodation.

d) Each application shall be executed by and sworn to by the owner of the premises or such person who operates such premises if other than the owner.

e) The permit shall be valid for a period of one (1) year.

Section 3. Compliance. No permit shall be issued under any application unless all the provisions of the local laws and Code of the Town of Riverhead, the laws and sanitary and housing regulations of the County of Suffolk and laws of the State of New York, have been complied with.

Section 4. Penalties. Any violation of this law shall be deemed to be an offense, punishable by a fine not to exceed two hundred fifty dollars (\$250) or by imprisonment for a term not to exceed fifteen (15) days or both.

Section 5. Partial Invalidity. If a term, part, provision, section, subdivision or paragraph of this ordinance shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to invalidate the remaining terms, parts, provisions, sections, subdivisions and paragraphs.

Section 6. Inspection. The building inspector of the Town of Riverhead is authorized to make or cause to be made, inspections to determine the condition of dwellings to safeguard the health, safety, morals and welfare of the public. The building inspector, or his designated representatives, is authorized to enter, upon the consent of the owner, any dwelling, dwelling unit, rooming house, rooming unit, or premises at any reasonable time during daylight hours, or at such other time as may be necessary in an emergency without consent of the owner, for the purpose of performing his duties under this law.

Section 7. Application for Search Warrant. The Building Inspector of the Town of Riverhead, or his designated represen-

PUBLIC HEARING - continued

tatives, is authorized to make application to the District Court of Suffolk County for the issuance of a search warrant in order to conduct an inspection of any premises covered by this law where the owner refuses or fails to allow an inspection of its rental premises and where there is reasonable cause to believe that a violation of this law has occurred. The application for a search warrant shall in all respects comply with the applicable laws of the State of New York.

Section 8. Warrantless Searches. Nothing in this law except for provisions concerning emergency inspections shall be deemed to authorize the building Inspector of the Town of Riverhead or his authorized representatives to conduct an inspection of any premises subject to this law without the consent of the owner of the premises and without a warrant duly issued by an appropriate court.

Section 9. Presumption of Rent or Gain. Any dwelling, dwelling unit, rooming house, rooming unit or any other premises subject to this law shall be presumed to be rented for a fee and a charge made if said premises are not occupied by the legal owner thereof. This presumption shall be rebuttable.

Section 10. Effective Date. This law shall take effect immediately.

Supervisor Janoski: "Just one error that I would like to correct. In section 7, the Building Inspector of the Town of Riverhead or his designated representative is authorized to make application to, it should read the Riverhead Justice Court for the issuance of a search warrant in order to conduct an inspection of any premises covered by the law and so forth. But I just wanted to make this notation.

Anyone present wishing to address the Board on this issue please state your name and your address."

Maureen Perella, 420 East Main Street, Riverhead; "I would like to say a few things to the Board. Number one, Main Street in Riverhead and Riverhead itself has become a much nicer area than it was three, four or five years ago because of the combined efforts of many concerned citizens. There are, however, room for many improvements. There exists eyesores and dilapidated structures in several parts of the Town which seem to cry out for assistance. These places look so terrible on the outside that one hesitates to imagine what they must be like on the inside. I firmly believe that landlords must be held accountable for conditions they allow to exist. I believe that Riverhead must follow in Greenport's foot steps. The Greenport Building Department also had a problem with slum landlords.

PUBLIC HEARING - continuedMaureen Perella continues:

It is now taking its stance and will not allow anymore piece meal improvements. The Building Department in Riverhead should be allowed to adopt a get tough policy. Landlords with three or more structures, units rather, should allow the Building Department access to their structures. I support the new proposed ordinance and I believe that it is long past due. Riverhead Town must have control over the inspection of the slum housing that is so detrimental to the image of Riverhead. That image that so many people are working so hard to upgrade. Thank you."

Supervisor Janoski: "Yes Sir."

Eric Alexander, Vice President of Tuthill's Funeral Homes, East Main Street, Riverhead; "I would just like to say that the ordinance that is proposed before you gentlemen this evening is, I feel very very important to the Town of Riverhead. As Maureen said previously, substantial gains have been made in slum housing in Riverhead in the last few years. The Town, as a whole, has had their hands tied in going further in improving housing as a whole in Riverhead. This ordinance, I feel would help us as a Town to improve all housing for the people of Riverhead.

For those of you that are familiar with some of the situations and I know the Board is — I would strongly ask for you to vote for this. Personally and as a member of the Town of Riverhead I would strongly again, recommend, the passage of this. Thank you."

Supervisor Janoski: "Thank you Sir. Is there anyone else wishing to address the Board? Yes Sir."

Bud Britt, 125 Union Avenue, Riverhead; "I heartily approve of the proposed ordinance. However, I have a problem with one portion of it. If we can find fault, unsanitary conditions, unliveable conditions or what have you in more than three, how can we close our eyes to the poor people living in less than three under these same conditions. The mere fact that we're saying if you've got three or more and there are rats nests, and dims of whatever they happen to be, and if you suddenly kick three people out or three families or whatever you have out and you now only have two, you can now allow them to live in a pigsty. I don't understand this. To me this is a problem. How can we do something like this?"

PUBLIC HEARING - continued

Supervisor Janoski: "Sir the idea of the whole — the hearing on this, of course, is to get input from the public. This Board sat down on many occasion to come up with what we thought is an ordinance that would meet the needs of the Town of Riverhead. I think it was our position that we did not want to place on the person who has an apartment within the home, an extra burden. We wanted to narrow it down to the larger housing complexes in Town. However, it is my position that we will take your statements under advisement and see if there's any justification in our minds for working towards closing that gap which you feel exists."

Bud Britt: "Well I think we could take it for granted that if their apartment or whatever facility your renting is within your own domicile, you will at least have it to the condition that you could live with it in your own home. This is not what I have a problem with. But what my problem is, how can we in one look, condemn a facility merely because the fact that it has three or more and next door to it there is another facility in as dilapidated or worse condition, but there's only two families in it. This is the position that I — I don't understand it."

Councilman Regula: "This that we came up with, we followed somewhat the Town of Babylon and I think generally our Building Inspector and even the Suffolk County Health people with the two family or less have had better access and we realize there are problems with absentee owners, people that own homes and rent a house on whether it be Third Street or Horton Avenue where it's a one-family house and there are three families living in it. But we feel that at this point in time, we have other problems and we're trying to take it step by step. And that's about all we can say at this point. But as our Supervisor said, I'm sure we're not going to stop here, but we're going to keep working on it."

Bud Britt: "Well I certainly think it's a step in the right direction and I hardly approve of the efforts until now."

Supervisor Janoski: "Thank you Sir. Is there anyone else present wishing to address the Board on this issue?"

No one else wishing to be heard and no communications having been received thereto, Supervisor Janoski declared the hearing closed at 9:45 P.M.

Supervisor Janoski: "Is there anyone wishing to address the Board on any other matter?"

No one wished to be heard at this time.

There being no further business on motion and vote, the meeting adjourned at 8:46 P.M.



Irene J. Pendzick, Town Clerk

IJP/vlv