

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead held in the Town Hall, Riverhead, New York on Tuesday, April 3, 1990 at 7:30 p.m.

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

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

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

Supervisor Janoski: "May I have a motion to approve the Board Meeting Minutes of March 20, 1990.

Resolved, that the Minutes of Regular Board meeting of March 20, 1990 are hereby dispensed and approved without objection.

Moved by Councilwoman Civiletti, Seconded by Councilman Lombardi.

The vote: Prusinowski, yes, Stark, yes, Civiletti, yes, Lombardi yes, Janoski, yes.

Supervisor Janoski: " Reports."

REPORTS

Splish Splash	D.E.I.S. for water park in Calverton	Filed
N.Y.S. D.E.C.	Notice of Complete Application for Additive Products.	Filed
Town Clerk	Monthly Report for March, 1990	Filed
Open Bid Reports	Mini Van/Parking Meter Officer (no bids received)	Filed
Building Dept.	Monthly Report for March, 1990	Filed

Supervisor Janoski: "Thank you. Applications"

APPLICATIONS

Special Permit	Donald & Mary Lou Fink, to install 1,000 gal. propane tank, Wading River	Filed
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Special Permit	Lebanon Chemical Corp., install a prefab accessory office structure, Sound Ave	Filed
Special Permit	Mobil Gasoline Service Facility, demolish existing structure and construct new one Route 58 and Pulaski Street	Filed
Special Permit	Greg & Kathy Gentile, construct residence	Filed
Special Permit	Helen Harris, construct residence in an Industrial Zone	Filed
Change of Zone	Go-Si-Me-Co., Industrial A to Business B and Agricultural A, Mill Road & Route 58	Filed
Site Plan	Laurama Properties, construct a steel framed building, Route 58	Filed
Site Plan	Edwards Avenue Corporation, extend paving, add retaining walls and fencing at Mu-Rac Associates, Edwards Ave, Calverton	Filed
Site Plan	William Dunkirk, clear and vegetate parcel adjacent to Mill Road, Riverhead	Filed
Site Plan	Kent Animal Shelter, remodel garage	Filed
Parade Permit	Jamesport Fire Department, 7/18/90	Filed
Parade Permit	Riverhead Fire Department, 5/6/90	Filed

Supervisor Janoski: "Thank you. Correspondence."

CORRESPONDENCE:

Planning Board 3/27/90	Resolution accepting the D.E.I.S. of Simak Associates.	Filed
	Resolution accepting the D.E.I.S. of Lizem Industries.	Filed
Stephen R. Angel 3/27/90	Urges Town Board to allow Victor Pafundi to install floating docks and mooring piles as he has D.E.C. and Army Corp. of Engineer approvals.	Filed
Riverhead Fire Dept 3/26/90	Invites Town Board to annual inspection of the Department.	Filed
Allen Smith, Esq. 3/26/90	Requests the Town Board to accept the D.E.I.S. of Splish Splash	Filed
Peconic Bay Task Force 3/22/90	Suggests that the Broad Cove project require a new submission of their application and	

	subject to SEQRA prior to the Special Permit approval by the Town Board.	Filed
S.C. Dept. of Planning 3/23/90	Brookhaven Local Laws; requesting objections if any be made by 4/10/90	Filed
S.C. Dept. of Planning 3/23/90	Special Permit of Harvey Pollak is of local determination	Filed
Holiday Inn 3/23/90	Supporting the location of the Splish Splash Water Park in Calverton to be an asset for the Town of Riverhead	Filed
Anne Ribeiro	Submitting resignation from Recreation Department effective June 29, 1990.	Filed
John C. Wowak 4/3/90	Requests that Section 90-3 proposed to be eliminated from code, remain in the code; it would adversely affect fund-raising for Fire Department functions.	Filed

Supervisor Janoski: "Thank you. The time for the public hearing has not yet arrived. I would recognize anyone who wishes to be heard on any matter, anything on the agenda, anything at all. Mr. Kasperovich. Welcome back."

William Kasperovich, Wading River: "Thank you. I'm very happy to be in physical and mental health good enough to be here. As you all know it will take awhile for grief to pass and so I've held back and may hold back for sometime yet to my regular activity. I was specifically asked by the Elks Lodge to be present this evening. I don't know what I will contribute to it, other than representing them. However, in going over many of my papers that have accumulated over the past year, there are many items that I will eventually bring forth. And they all seem to fall into one category. Corrective and preventive measures. On top of my list I would put, as I have spoken sometime long past, that I would want to see the motions brought up by the Town Board, by the Councilman, or yourself, Mr. Janoski, that have originated the motion or that have worked on it, so that the records would show that that individual did just that work. Come election time we can review what was done by individuals and we can see whether to applaud them or look for a replacement. Now from what I gather, that we are continuing to distribute the motions like Pinochle Cards and everybody up on the podium gets their share to present. But this is really not right and I'll continue to object to it. When the records are put into the Town Clerk's Office they are put there for posterity and a decade from now you search out what has happened to a resolution and how a particular matter grew to present day conditions. There's no way to know whether the man just read the resolution or whether he originated it, worked on it, and influenced the other members of the Board to vote for it. This, to me, is a reflection on the operation of the Town Hall. Although it might be expedient, it might simplify matters, but it is not real. I use that word for lacking of another word which keeps running through my head that I would rather

not use publicly. I would especially bring to the attention of the two new Councilmen that this condition has existed for a long time. It is not doing the Town good, if anything, it's pulling in the opposite direction. Now that's the only subject that I'll bring here and I hope that the newly placed engineer will cover many of the topics that I have listed at home to bring forth in the future, because many of them are basically engineering items. You have a full time man here and I hope that he will take the serious ones first and catch up to the lesser ones at a later date. Thank you."

Supervisor Janoski: "Thank you. Cy."

Cy Walsh, Riverhead: " Ex-Chief of the Riverhead Fire Department representing the NYS Fireman's Association, Southern NY Fireman's Association, S.C. Fireman's Association among the few that I do represent. I was astonished in my vacation in Florida to pick up an article in the March 8th issue of the NEWS REVIEW in regards to the Town Board or a couple of members on the Town Board wanting to reduce the stringency of the Fire Code. The Fire Service throughout the State of New York has worked hard to get these Fire Codes instituted. They are for the protection of the firemen themselves. They are for the protection of the people living in an area. I don't think---I hope it's not the intention of this Town Board to lessen the stringency of the Fire Code. I believe you, Mr. Janoski, made the remark that the "time is now ripe" before it was not ripe. I can assure you as far as the Fire Service is concerned, the time is still not ripe. Mr. Stark, I believe you chair a committee on codes, that is going to look into this particular situation. I would hope that when you do look into it, you will also realize that your actions will have an effect on the lives of your Volunteer Fire Service and your Volunteer Fire Department. If you allow tinderbox construction because some people think more of dollars and cents than they do of the volunteer firemen. You have in your agenda today, over eight hundred condominium units that want to be built. I don't think that this Town Board has any conception of how much that will put on your Volunteer Fire Service. Do you think that we have enough equipment to take care of those added risks? Do you feel that we have enough equipment to give the service that we have been giving for years? I hope that this article that I read is nothing but an article written by somebody that does not realize the impact that it's going to have on the Volunteer Fire Service or on the Town of Riverhead. If these things transpire, I can assure that the Volunteer Fire Service throughout the State of New York will do everything it can to block it. Thank you. One more thing for you to chew on. Smoke detectors; it's now a law."

Supervisor Janoski: "Thank you. Let the record show that the hour of 7:48 P.M. has now arrived and the Town Clerk will now read the Notice of Public Hearing."

Town Clerk, Irene J. Pendzick: "I have Affidavits of Publishing and Posting for a Public Hearing to be held at Riverhead Town Hall on Tuesday, April 3, 1990 at 7:45 P. M. to hear all interested persons who wish to be heard regarding the REMOVAL OF SECTION 90-3 OF THE RIVERHEAD TOWN CODE."

Supervisor Janoski: "Thank you. I will try to explain this and if you will forgive me if I go into some length, because one of the things I found transpiring over the past number of weeks is a great deal of misinformation. Last year the Polish Town Civic Association requested the opportunity to extend the period of having their tent in operation after the Polish Town Fair. In the Town Board's deliberation and consideration of that request, I went through the code and found this exemption for Civic Associations or Fraternal Organizations and said there is no need for us to discuss this, because this is exempt from our consideration. That particular exemption stuck in my mind and during the course of any year, this Town Board gets a number of requests for various events in the community. Many of which we deny. Many of which we work to try to lessen the impact on adjoining neighborhoods and residential areas. It seemed to me, that the Town Board does have that responsibility to consider applications for events, and to try to make judgments and to do what it can to mitigate or to lessen any disruption of neighborhoods. It was not the intention or I should say my intention, to prohibit the Polish Town Fair from taking place. It was not my intention to prohibit the sale of alcohol at the Polish Town Fair. It was not my intention to impinge upon the Jamesport Fire Department Carnival. It was, however, my intention to make sure that if the Lions Club decides that they would like to have a circus on Route 58, that this Town Board meet it's obligation and does have some say in where the parking should be, how we should deal with pedestrians and what the Police involvement should be. We should have some say when the Elks Club wants to have a Carnival adjacent to a residential community in order to say that there should be a buffer area here. There should be fencing so that people cannot traverse into yards and do some things.

What I have heard from the community is that we are trying to stop the sale of alcohol. Now let me point out to you present, that this Town Board has already considered the Polish Town Fair, and held a hearing on it and we did so, on January 16, 1990. That hearing was held as we have done every year, for the use of public facilities. The Polish Town Fair is held on public thoroughfares, sidewalks and roads. This Town Board has no intention to deny the Fair from taking place. As far as the sale of alcohol at that Fair; if we wanted to prohibit the sale of alcohol at that affair, our action would be to do nothing. Because the Code of the Town of Riverhead prohibits the sale of alcohol or the consumption of alcohol on public thoroughfares. Public consumption of alcohol. Yearly we waive that Ordinance. Clearly that is not the intention of this Town Board or my intention. This is simply a hole that I perceived in the Code which removes from this Town Board, your representatives, the ability to say to an applicant who wants to have whatever event, that you can or cannot have it, and if we do decide that we would like you to have it, what protection we can put in place for adjoining community residents. The Shows and Exhibitions Code is this code that I have in front of me and I do see that there could be an interpretation concerning the sale of alcohol which we can certainly clear up and fix. But, as far as the Polish Town Civic Association, your sale of alcohol is contingent upon gaining a permit from the State of New York, which we have nothing to do with, but is concerned with our removal of the provisions of an

ordinance which we do every year for the two days of the fair. And the same is true with many of the other events that take place in the community.

Now I apologize to you who have come here this evening, for perhaps, the misinformation. Maybe we could have done a better job of explaining what it was that we are trying to do. We represent you. And if someone wants to conduct an event in your neighborhood, we believe that we should protect your best interest and make some decisions about it. And that's what the intention here is this evening. Now if there are some specific holes here, as far as the sale of alcohol at the Polish Town Fair, we can fix them. It happens to be my belief that this hole in the ordinance which allows any events sponsored by, operated and controlled by religious, fraternal and firematic or civic organizations to be quite a gapping hole. I hope that you can appreciate that we who accept the responsibility, want to make sure that we are in the position to exercise that responsibility and not have a great many complaints or concerns expressed during or afterwards.

Those two examples that I gave of the circus and the fair held by the Elks Club are two good examples, because the Town Board did exercise control which we did not have by law. It was through the reading of this code that I discovered this little sentence that says that it was exempt. During the Polish Town Fair last year the Fire Department also had a tournament. Now, I'm sure that you can recognize how thinly, our emergency personnel were spread. Now this is something I believe that this Town Government should consider, and that having applications for permits to permit events within the Town gives us that opportunity to recognize that we have a number of police and ambulance and fire protection available and perhaps having this spread very thinly is not a good idea and perhaps accommodations can be made.

But let me state very categorically, that it was not the intention of this proposed change to in any way affect the Polish Town Fair, to affect the sale of alcohol at the Polish Town Fair. It was simply a hole that removes from this elected body the ability to review applications for events in the community. I don't want to specifically mention any, but there are a number that we get every year. And I think that if it is the judgment of the people in the community, that they don't want their elected representatives to review these applications, and to make some decisions regarding them, then I can accept that. But when there is an event taking place over which we have not control, I don't expect at that time to have concerns expressed to the Town Government that people are urinating in their yard, or walking through the yard or whatever the complaint happens to be, parking in their yard. I unfortunately thought that this was something that should be addressed. And as I said, the sale of alcohol is controlled by an ordinance in the Town which we waive yearly. The hearing was already heard on the use of public thoroughfares as we do every year to simplify matters so that Fair can take place as well as the Country Fair, as well as the Jamesport Fire Department Carnival, because that is held on public land. I think I've adequately explained the intention here. I will recognize whoever it is that wishes to be first to be heard. Yes, Kay."

Kay Davis, Calverton: "I am here as the President of the Polish Town Civic Association. The members of our organization are very concerned with the proposed removal of Section 90-3 from the Town Code. Removal of this Section of the Code affects not only the Polish Town Civic Association, but every nonprofit organization in our town.

Everyone knows that you go to Riverhead to shop or for jury duty. But one way that Riverhead stands out from the rest of the towns is that Riverhead has it's own ethnic area.

At the turn of the century, a trickle that turned into a flood of Polish Immigrants, began arriving on Eastern Long Island. Many of them settled in Riverhead and Polish Town. It was a place where one could shop for just about everything without speaking a word of English. Throughout the years Polish Town flourished. But there was a time, not too long ago, that it began to deteriorate. A group of enthusiastic volunteers got together and decided to save Polish Town.

It was do or die. So the Polish Town Civic Association was formed. From 1975 through 1990 Polish Town stands proud. An area that is known nation wide. The accomplishments that we have achieved were not done alone by our many volunteers, but with the help of a very supportive Town Board. We ask you again to help us and others to continue to work for our Town.

Riverhead is fortunate in that we have citizens who volunteer their time and talent to the many organizations that we have. Every family has someone who is a volunteer for their church, the fire department, a fraternal organization or a civic organization. These organizations represent the very heart of our Town. Five hundred volunteers work at the annual Polish Fair and Festival. Hundreds more work at the Country Fair and I don't have to tell you about the Volunteer Firemen, the Rotary, Moose, Lions, Elks and other clubs and organizations that make our Town a better place.

Why change a law that works? There is an old saying, "If it's not broke, don't fix it."

We have been told that the Town wants a mechanism in the law so that the government will know of every event within the Town. Why? Where will such vigilance stop?

Chicken Bar-B-Que's, yard sales, Christmas tree sales, and garden weddings could be listed someday in the future. Today you say no. But who could have foreseen the day you would change Section 90-3?

Years ago a book named "1984" was written. It became synonymous with Big Brother always watching and monitoring it's citizens. People thought then, that this could never happen. Not in America. But is this what Riverhead has come to? Is this what Riverhead needs? Our elected officials have always been cooperative and supportive of the efforts of the nonprofit organizations. We don't feel this proposal is supportive and ask that you leave the law as it is."

Hank Kulesa, Baiting Hollow: I'm the first Vice-President of the Polish Town Civic Association. In the conversations that have come up this evening, there is mention and it seems to very specifically directed against the Polish Town Civic Association. Our president has so eloquently brought out the fact that it not only affects us, it does affect other on line organizations within the Town of Riverhead. The removal of this particular section of the statute. It is my feeling that it would be a serious error. The other things that I've heard are total misinterpretations of what's going to happen with our tent. All of our contracts and everything that the Polish Town Civic Association has historically ever done, was to cooperate with the Town, to always apply for permits and we have been diligent in our efforts to cooperate with the Town and also to have a working relationship. It seems to be a break down in understanding as to what was going on. All events that are going to occur under that tent are going to have to appear before the Town for approval. It's part of our contract and I want that specifically understood today. Because this is what we feel is necessary for us to do our part for the Town. We want to cooperate in every way. Thank you."

Supervisor Janoski : "Henry, I specifically stated that we receive a number of applications every year for any number of things. Many of which we say no to. This Code provides an exemption from our ability to do that. And that's all I ---(inaudible)"

Hank Kulesa: "You don't seem to understand what I'm trying to get across is the fact that any event that is not going to be sponsored by the Civic Association, the individuals themselves will have to apply to the Town for permits, and for whatever is required by statute for them to accomplish their event. Now, when we perform a function, you will know well in advance, you've always known well in advance of our intention to run a function and we've always applied for the specific permits that were required. Thank you"

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

Tony Regula, Riverhead: "We were formed in 1975 and here it is 1990. I feel, and most everybody else feels, that we have done a good job. We are having a burning of our mortgage party soon, just in a couple of weeks now.

Our new President is a great person too. I'm sure that she is going to do the job that all the other past presidents and members have done. We have scholarship awards and the annual dues are \$2.00. We have a program and we are going to live by that and we know that we had a visit from a couple of Town Board Members the other night and we invited them in. They told us how they felt and we were a little aggravated. I was, I know, because our record is there, and as far as this police thing goes, I'm sure if the Polish Town Civic Association sits down with the Town Board, we can work that out. The Organization has money. They earn money and all so if it's a drain on the Town, I'm sure that we are going to hold up our end of doing what's right for the Town and for the Polish Town Civic Association. Thank you."

Supervisor Janoski: "Thank you Tony. Is there anyone else wishing to address the Board on this -----George."

George Schmelzer: "It's on a different subject."

Supervisor Janoski: "No, we are in the middle of a Public Hearing on a proposal. On this particular proposal is there anyone else wishing to be heard?"

Adele Ambrose, Riverhead: "I'm also an officer of the Polish Town Civic Association. Now we are addressing this Code 90-3. Does this mean that by deleting or injecting something into this Code that you are going to hire a new member to take care of these codes?"

Supervisor Janoski: "All applications come before the Town Board."

Adele Ambrose: "Alright. That's all I wanted to know. Because I figured that you were hiring somebody to put in as an extra employee."

Supervisor Janoski: "No."

Adele Ambrose: "Ok. That answered my question."

Supervisor Janoski: "Does anyone else wish to address the Board in the matter of this proposal? That being the case, and without objection I declare the hearing to be closed. I thank you all very much. George, I'm now going to open up the meeting to comment on any subject at all. George, if you would like to address the Board."

George Schmelzer, Calverton: "Someone showed me today a copy of a sheet in NEWSDAY. It's quoting you here, Mr. Janoski. That you don't like upstate bureaucrats controlling the Town. Well one thing you can say about upstate bureaucrats; they've been up there and maybe never seen the Town. But when our bureaucrats screw it up, they've got no excuse. I'm talking about this river mess. I guess you figured I was. Have you considered asking the DEC to move the control area westwardly, back from Peconic Avenue to the Navy Land, west of Edwards Avenue in Calverton, so we have no problem? The old Board last year was pretty chicken, they were afraid to do that. I figure this new Board shouldn't be that chicken."

Supervisor Janoski: "The Town Board can develop a position as to where they feel the boundary should be. Absolutely."

George Schmelzer: "Well, how about doing something? Or you haven't got the feel for it yet? You tell me if you have the feeling, you can do it. But where's the feeling? I got the feeling, but you don't have it!"

Supervisor Janoski: "Well, I think you are asking the Town Board to consider it. Right?"

George Schmelzer: "Right. I wish that you would consider it forthwith to beat the DEC from locking it in. As it is, or else you might as well have the whole d--n thing controlled. Bring it back to the bay again so everybody will suffer; realize what it is. Maybe that will shake things up. That's all I got to say, Mr. Supervisor."

Supervisor Janoski: "Thank you George. Dick Benedict."

Dick Benedict, Riverhead: "I would like to direct your attention to Resolution #229 Adjusts the Annual Compensation of the Chairman of the Board of Assessors. Could you tell me what his compensation is now for that job? He's an elected official. What's his compensation now?"

Supervisor Janoski: "The compensation for the Chairmanship of the Board of Assessors is presently \$1,000.00."

Dick Benedict: "What are we going to adjust it to?"

Supervisor Janoski: "\$3,000.00."

Dick Benedict: "And where are we getting this money in a deficit budget?"

Supervisor Janoski: "I didn't realize that we had a deficit budget but---"

Dick Benedict: "Well, we raised the dump fees and everything else to try to make up for a budget that is awful tight. Is this in the budget?"

Supervisor Janoski: "It was not placed in the budget specifically for that purpose."

Dick Benedict: "Well, you mean that we are going to adjust it, where they take it out of somebody else."

Supervisor Janoski: "Yes."

Dick Benedict: "What constitutes a \$2,000.00 raise for an elected official, for a chairmanship. If he doesn't want it, maybe somebody else in that office would take it for a \$1,000.00."

Supervisor Janoski: Well, I'm sure that you might be right, if we can find out who. Let me just say this."

Dick Benedict: "Is this a reward, a lulu, he did a good job on Northville Docks or what? Just like Catacosinos getting \$5,000,000.00 thrown into his pension fund. Where does this money come from?"

Supervisor Janoski: "The compensation for the chairmanship has been a \$1,000.00 for many years."

Dick Benedict: "Then why not keep it at a thousand?" This year we have no money. You say that every week. Every two weeks. We have no money. Why did we give a guy a \$2,000.00 lulu?"

Supervisor Janoski: "It's not a lulu. I think it's-----"

Dick Benedict: "Well, what is it?"

Supervisor Janoski: "It's certainly earned. I think-----"

Dick Benedict: "So it's a thousand dollars. Give somebody else the job, if he doesn't want the chairmanship for a thousand dollars."

Supervisor Janoski: "Who?"

Dick Benedict: "I don't know. Who's in his office?"

Supervisor Janoski: "We have Laverne."

Dick Benedict: "If we don't have enough people, we don't need a Chairman, do we?"

Supervisor Janoski: "The Chairman-----Dick, I'm not going to answer the question because-----"

Dick Benedict: "Well, tell me where the money, where the money is coming from, please? This year of all times."

Supervisor Janoski: "The Town has, in fact, saved some money here and there on personnel services."

Dick Benedict: "We've got extra money now! I can't believe this Joe. I've come here for years. These little things keep sneaking in all the time, when we have no money. We can't afford to hire a Supervisor----we don't even have a Supervisor of the Sewer District. Some of these people who are working for our Highway and Sewer District; we ought be ashamed of what we pay them. And we want to give a guy \$2,000.00 to run his own department. That's wrong. Thank you."

*corrected 4-29-90
sentence deleted
DJF*

Supervisor Janoski: "Thank you. Steve."

Steve Haizlip: "You can't hear me? Gosh usually nobody has trouble hearing me in this place. I want to find out if we received any correspondence back from the Department of Transportation about the Calverton Deli on Route 25, trying to get that speed limit lowered through there where the place does heavy business, with people backing up and people might get hurt. Anything come back? There was nothing at the last meeting."

Councilman Lombardi: "Have you heard anything Irene? From the DOT?"

Town Clerk, Irene Pendzick: "No, we haven't heard anything. It takes a long time though."



TOWN OF RIVERHEAD

TOWN HALL
200 HOWELL AVENUE
RIVERHEAD, N.Y. 11901-2596
(516) 727-3200

TO: IRENE J. PENDZICK, TOWN CLERK

FROM: SUPERVISOR JOSEPH F. JANOSKI
COUNCILMAN JAMES R. STARK
COUNCILMAN VICTOR J. PRUSINOWSKI

RE: MINUTES OF APRIL 3, 1990

DATE: MAY 22, 1990

As a majority of the Riverhead Town Board, we hereby direct you to correct the minutes of April 3, 1990 as previously indicated and redistribute to the Town Board for consideration prior to the June 5 Town Board meeting.

As previously indicated, we believe that the comment made was NOT a part of the Town Board meeting and should NOT be included within the context of the minutes.

If you should have any questions, please contact us.

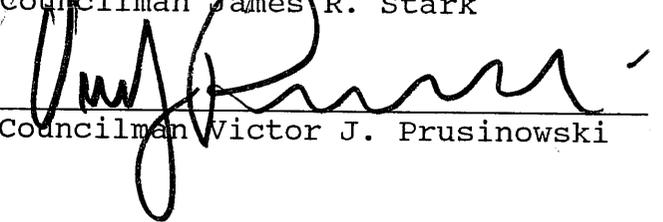
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Supervisor Joseph F. Janoski



Councilman James R. Stark



Councilman Victor J. Prusinowski

FILED
TOWN CLERK'S OFFICE
30 MAY 29 AM 9 49

RIVERHEAD,
NEW YORK

5-29-90 2 cc:
Lombardi
Civiletti

TOWN OF RIVERHEAD



IRENE J. PENDZICK
TOWN CLERK

TO: JAMES STARK, COUNCILMAN
FROM: IRENE J. PENDZICK, TOWN CLERK
RE: MINUTES OF APRIL 3, 1990
DATE: MAY 18, 1990

I am in receipt of your memo dated May 17, 1990 regarding the minutes of April 3, 1990.

In all due respect, I submit that the opinion of the Deputy Supervisor and the Town Board Coordinator is not relevant to acceptance or denial of minutes of a Town Board meeting. Only Town Board members can legally accept, deny or correct minutes.

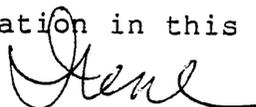
Kindly forward a majority opinion of the Town Board that the minutes should be corrected and they will be presented for approval corrected as indicated.

As to your comment regarding timely presentation of minutes for review, please be advised that the minutes of the April 17, 1990 meeting were put in the boxes of the Councilpersons on Thursday, May 10, 1990, 5 days before the May 15th meeting. I submit that my office has been short staffed for several months, that we are now in the process of teaching the duties of the office to our new employee, and that the staff member currently in charge of transcribing the minutes is doing so out of job title, and without complaint, or compensation. I submit that the Office of the Town Clerk is still the most efficient, productive office in Town Hall.

To remedy the disparity of staff to work load, I respectfully request that an intern be assigned to the Town Clerk's office for the summer months, when staff will be working shorter hours. I know that I have a surplus of funds in the personnel budget. It is in the best interest of the citizens we service that efficient service be continued.

Thank you very much for your consideration in this matter.

cc: Town Board


Irene J. Pendzick
Town Clerk



TOWN OF RIVERHEAD

TOWN HALL

RIVERHEAD, NEW YORK 11901

JAMES R. STARK
Councilman

(516) 727-3200

TO: IRENE J. PENDZICK, TOWN CLERK

FROM: JAMES R. STARK, COUNCILMAN

RE: MINUTES OF APRIL 3, 1990

DATE: MAY 17, 1990

The Deputy Supervisor, Town Board Coordinator, and myself have listened to the tapes pertaining to the above-indicated Town Board meeting and it is in our judgement that the section indicated on Page 129 was not part and parcel of the Town Board meeting.

After the Supervisor recognized a new speaker, it is my recollection that the statement indicated was made to me and should NOT have been included in the meeting minutes; therefore, please eliminate this section from the Town Board minutes and redistribute prior to the June 5, 1990 meeting so that they can be reviewed and voted on appropriately.

I would also like to comment as to why the minutes are not distributed prior to the day of a Town Board meeting. It would have been nice to have had the April 17, 1990 minutes so that they could have been reviewed prior to May 15, 1990 and voted on at this meeting. I, therefore, respectfully request that all minutes arrive at our office in a timely fashion so that they can be reviewed prior to the meeting date.

:dmk
Attachment

Copy to: Supervisor Joseph Janoski

Benedict: "Then why not keep it at a thousand?" This year no money. You say that every week. Every two weeks. We have money. Why did we give a guy a \$2,000.00 lulu?"

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Dick Benedict: "I don't know. Who's in his office?"

Supervisor Janoski: "We have Laverne."

Dick Benedict: "If we don't have enough people, we don't need a Chairman, do we?"

Supervisor Janoski: "The Chairman-----Dick, I'm not going to answer the question because-----"

Dick Benedict: "Well, tell me where the money, where the money is coming from, please? This year of all times."

Supervisor Janoski: "The Town has, in fact, saved some money here and there on personnel services."

Dick Benedict: "We've got extra money now! I can't believe this Joe. I've come here for years. These little things keep sneaking in all the time, when we have no money. We can't afford to hire a Supervisor----we don't even have a Supervisor of the Sewer District. Some of these people who are working for our Highway and Sewer District; we ought be ashamed of what we pay them. And we want to give a guy \$2,000.00 to run his own department. That's wrong. Thank you." *Cash 7 ME*

Supervisor Janoski: "Thank you. Steve. I'll tell you, do you think his son is going to get the promotion?"

Steve Haizlip: "You can't hear me? Gosh usually nobody has trouble hearing me in this place. I want to find out if we received any correspondence back from the Department of Transportation about the Calverton Deli on Route 25, trying to get that speed limit lowered through there where the place does heavy business, with people backing up and people might get hurt. Anything come back? There was nothing at the last meeting."

Councilman Lombardi: "Have you heard anything Irene? From the DOT?"

Town Clerk, Irene Pendzick: "No, we haven't heard anything. It takes a long time though."

Steve Haizlip: "Did we do any follow ups and say, "Dear Sir:, It's been so many months." We would like to get an answer; because the State, they are slow people up there, they've got to be shook once in awhile. You've got to light a firecracker under them and blast them a little. That leads me up to my second statement. This week I got a letter in the mail from NYS. I guess it was from the Taxation Department. They are so concerned about the Census Bureau Form. Please fill it out and all this. The thing that struck me funny, is that when I make this statement, I don't want anybody to take offense. I'm only saying what's on paper. All the minorities were listed with a toll free telephone number, but everybody else was listed as, You pay the call if you have an inquiry. What does that indicate? That they can't help themselves, but you can. I guess that is what it boils down to. Now to relate a little bit to what Dick said. If I remember correctly, I don't know if I heard you say this or not, but I read it in the paper. You were going to set yourself up as a Town Fiscal and Disbursement Officer, because the budget and money was tight. Well already there are two cases where jobs were changed and you upped the money in the salary. Is that being fiscal control and disbursing? Thank you very much."

George Dalecki, Wading River: "I have about four relatively short questions. Number one, I see that the Swan Restaurant is still on the site plan application list. I was under the impression that condemnation proceedings were supposed to have begun by now."

Supervisor Janoski: "The application is still a pending application. It doesn't get removed. The decision to move on dangerous and hazardous building is moving forward. Condemnation can mean many things and I know that it is generally believed to mean the tearing down of a building. Usually we use condemnation as to the acquisition of property. We don't want to acquire it, we want it removed or improved of the dangerous and hazardous provisions of the code."

George Dalecki: "The 7-11 Building is still a sure thing in Wading River. However, what doesn't seem sure to some of us Wading River Residents, is the hours of operation that are proposed. Are we bargaining with Southland yet on those hours?"

Supervisor Janoski: "No. The present zoning code allows them to be open 24 hours a day, if that is what you are referring to. I'm sure it is. There is certainly the ability in site plan approval to try to negotiate hours of operation with them. As to the strength of that negotiation, I'm not sure. That would be a legal question. I have, however, proposed, I think some Board Members agree, that hours of operation, hours of business should be built into that zoning code, because it is a rather unique zoning code designed specifically for rural residential type areas."

George Dalecki: "Have you got a figure in mind."

Supervisor Janoski: "I have suggested 6 to 11 P.M. or 12 A.M."

George Dalecki: "Thirdly, the site under construction just east of the Wading River Professional Building on the East end of Town. Do you know which one, I'm talking of? I was informed or possibly misinformed that a Stop Work Order had been issued there and I presumed it was because they violated the 50 foot Buffer."

Supervisor Janoski: "That's correct."

George Dalecki: "To compensate for that, were they not required to replant?"

Supervisor Janoski: "They were required to submit a restoration plan and which has been done and they were fined \$5,000.00, which they have paid."

George Dalecki: "What will the corrective action insure?"

Supervisor Janoski: "They are required under the restoration plan to do the planting of vegetation, including a row of evergreen type of trees on the property line to provide an immediate buffer and then of course, what they replant over the years will grow and they are going to put in some low type of plantings also."

George Dalecki: "Ok. When you say evergreen trees, we are not talking about sprigs, are we?"

Supervisor Janoski: "No, we are talking about a five foot minimum."

George Dalecki: "Ok. Lastly, Irene, can you tell me what the current resident and nonresident annual parking fee is for the Riverhead Town?"

Irene Pendzick, Town Clerk: "For what?"

George Dalecki: "Beaches."

Irene J. Pendzick: "I don't know. Is Stanley here? I don't handle beaches. Five dollars, isn't it?"

George Dalecki: "Five for residents and what for nonresidents? I was told \$25.00."

Supervisor Janoski: "I believe you are right. \$25. There is the ability to get a season for I believe, \$100.00."

George Dalecki: "That's what I meant a season, an annual. The annual, I believe is \$100.00. Ok. So the \$25.00 is a daily. Ok. That doesn't seem so bad. Then I feel that we are pretty much in line with the townships on the East End. However, I note that East Hampton Town does not charge their residents at all, and if had been \$25.00 for the season I would have been a little bit upset thinking that we are

attracting a crowd to our already limited facilities. Thank you very much."

Supervisor Janoski: "Thank you. Yes sir."

Bob Keller, Aquebogue: "I am a neighbor of the Dreamers Cove Motel on Cases Creek. I have a letter from the lawyer of Mr. Pafundi regarding the installation of floating docks and moorings in Cases Creek. In that letter, without going through the whole thing, he infers, in fact says; "based on certain facts above it appears as if a floating dock at Dreamers Cove Motel is not subject to Town Permit requirements under Chapter 107 of the Code". I'm inquiring whether you agree with Mr. Angel or where do you stand on it?"

Supervisor Janoski: "I didn't quite get what you were referring to, but the Town Attorney is telling me that no, that he's wrong. That the attorney is wrong."

Bob Keller: "He also sites a Court of Appeals ruling. Have you studied that Miss Moore?"

Patricia Moore, Town Attorney: (inaudible)

Bob Keller: "Does that apply?"

Patricia Moore: "No."

Bob Keller: "What about the letter of March 27th, which I don't have a copy of, but it's noted in tonight's agenda. Is there any information in that letter?"

Patricia Moore: "I don't recall that (inaudible)"

Bob Keller: "In tonight's agenda, it has correspondence by Steven -----"

Patricia Moore: "I think we got that same letter. Isn't that letter-----"

Bob Keller: "No, the letter I have is dated March 16th. I might call your attention to the fact that it wasn't even signed."

Patricia Moore: "You may have received a copy of that letter, which may not be a signed copy, but I think mine was signed."

Bob Keller: "You don't know what the March 27th-----"

Patricia Moore: "I don't know off the top of my head (inaudible)"

Bob Keller: "We can investigate it? Do we have any further information from the Board about this project as such?"

Supervisor Janoski: "Nothing recently has happened."

Patricia Moore: "This is a letter just referring to that letter and attaching the affidavit that he relays on. Apparently it's an affidavit stating that that letter was actually filed with the Town and it was not date stamped. You can have a copy of this."

Bob Keller: "Thank you very much. Alright I will. Thank you."

Supervisor Janoski: "Kay."

Kay Davis: "Under Resolutions. Could you explain #237 that Authorizes Town Clerk to publish and post public notice to Consider Amendment to Section #90-4 of the Town Code."

Town Clerk, Irene Pendzick: "That's been pulled Joe."

Supervisor Janoski: "That's been removed from the agenda."

Kay Davis: "Ok. Thank you."

Supervisor Janoski: "Otto."

Otto Wittmeir, Aquebogue: "Before I state what I'm here for. I would like to ask how many people are here regarding the Catholic Charities Retarded Home on Hilton Court. So we have a fair representation. I don't want to really drag this out because Paul Demchak and I have been in the Supervisor's Office and Pat Long's Office this week and we feel that the Town is stepping in on our behalf, but I would like to review just a couple of things that have happened just to bring the situation to a head. Catholic Charities has a purchase agreement with a local Realtor on a home on Hilton Court and it's meant to be used for mentally retarded adults. Basically eleven in population with two supervisors. The mentally retarded will be senior citizens or that type of age. We feel that, we as residents, and possibly even Supervisor Janoski have been duped by Catholic Charities in which they handled this entire matter. In October '88 Catholic Charities made contact with the local Realtor and told them they were looking for a home for retired nuns and priests in our area. In December, '88, Catholic Charities sent a representative to State Assemblyman Sawicki's Office to notify him that they were looking for a home in our area for the retarded and they also told him at that time that they would notify the residents. That came from Assemblyman Sawicki today."

February 2, 1990 a letter was sent to Supervisor Janoski informing him of what is taking place and in that letter there are three options that were to be replied to within forty days. But, prior to that letter and correct me if I'm wrong, Supervisor Janoski met with Catholic Charities and they informed him, also, as they did State Assemblyman Sawicki, that they would notify the residents of the community. A week ago Monday, my wife and I were home and we received a phone call from one of the neighbors to inform us that this home was coming into our area and we said, "well how can this be when nobody has told us, there was no public announcement, etc." Since that Monday night there have been a zillion phone calls. There have been

several meetings within the community. There have been a lot of meetings with Supervisor Janoski, which we all appreciate. We've called the State Department for Retardation and they told us that it was the Supervisor's responsibility and only his, to notify the residents. Since there was no response from his office, they took it as a yes, and this home is going through. Well we as residents, do not like the fact that we were not represented. We are taxpayers in this town. We are very proud of this community. If anybody would like to go down and look at the streets and look at the homes, it represents everyone's effort as far as the way the homes look. We have a lot of small children. I guess we were really upset that we were left out of the process. Now I know that you have done some things and maybe at this time you would like to publicly state some of the things that are being done on this issue. I don't think I want to say anything really further, I getting a little ripped."

Supervisor Janoski: "Thank you Otto. I think what Otto has related is really accurately the course of events that took place. I was visited by a priest and I believe two nuns and a civilian, if I could call him that, and the questions was asked by me very specifically and directly, "are they going to work with the people in the neighborhood and inform them." That was answered "yes" that they would and I do know that in most cases, when these types of homes are proposed that the sponsoring organization does meet with individuals in the neighborhood, meets with civic organizations and does the preliminary work prior to the decisions being made. What transpired, was that at the end of the 40 day period, that's when they visited one or two people in the community. I, of course, took them at their word that they would work with the neighborhood and was kind of surprised that there was no contact with my office once the people in the neighborhood found out about it, but thought that maybe it was being accepted. It wasn't until after the 40 day period that transpired that the contact was made and then I started to hear from people in the neighborhood.

We have initially taken the step of communicating with the commissioner. I have the letter here. Commissioner Webb. Commissioner of Mental Retardation. Relating the facts and asking that that 40 day period which the Town Government has to react, start anew. So that the members of the neighborhood and the Community can in fact, be part of the consideration process. There is a willingness on the part of Catholic Charities to meet with members of the Community and should they wish to do that, that is available immediately. It is my hope that administratively Arthur Well will recognize that the process which was intended by law really did not take place, because representations were made, which were not followed through. The bill which is sponsored by Senator Pattavan is really specific and does provide for notification of residents. The fact that they now take the position that it was my responsibility to find out who lived up there, to notify them, is a surprise to me especially in light of the questions that were asked of them in that initial meeting. So we are hoping that administratively the Commissioner will start the clock, turn it back, start it again. So that the neighbors and the community can be part of a process which is provided by law. Failing that, I

have asked that legal action be taken which would have as its goal exactly that, the starting of the 40 day period over again. It is not our intent to seek legal action to overturn the citing, because I think that would be the wrong course to choose. I think that what our argument is, that the process, which is provided by law, did not take place and that's the relief that we seek. So that we can come to a conclusion as the law provides: (1.) To approve the site; (2.) Object to it on the grounds that there has been a saturation in the Community or (3.) Recommend that another site somewhere in the Town of Riverhead. I think that pretty accurately----yes."

Linda Barnett, Aquebogue: "I'm also here because of this issue tonight. As far as I'm concerned I'm within 300 feet of the proposed site. I had no notification of it until I heard about it through the neighbors. I have a copy here of the letter that was sent from Catholic Charities in regard to this, to Mr. Janoski. There's a few issues that I feel should be addressed in terms of the site, the suggested alternative and whether or not they are rejected. We, of course, have the right to speak about this because we are in this Community. You, Mr. Janoski, and the other representatives here, represent us and you're the only ones that can really speak for us. I'm sure that a lot of the other neighbors and people in the Community would be interested in hearing what Catholic Charities has to say. However, we are aware that this is something that is not allowed, this group home, in the zoning. That it would have to be something, that the state would have to intercede on. We in all these houses here, have certain deed restrictions that disallow this. We all in good conscious bought these houses in both Communities. These Communities by the way, they're right across the street from each other. They are a Community of all custom homes. We feel that we were all kind of duped by the builder there, because this was the last lot that he had left available. He made people sign covenants and restrictions on their properties that they couldn't do certain things on their property and then he went ahead and goes into contract with Catholic Charities against these covenants and restrictions. On another note, I'm a local real estate broker. I've had the home listed in my house, it is grossly overpriced. It is not suitable for these people, they will have to make ---I hear, I do not know if it is true, that they are in contract for \$225,000.00 on this house. The house certainly is not worth that. It is not built very well, and they will have to put a lot of money to make it suitable for these people. Now, I know there's a lot of other beautiful large homes that are aching to be fixed up. That have a suitable amount of bedrooms, are in more suitable areas and I don't know what homes Catholic Charities have looked at, but I could show them quite a few houses that would be more suitable than this. And I'd like to know what the Board here is going to do in terms of ---- I see you're going to write a letter, but how much objection do we have to do and also will you tell us where the other sites are. Because I know there is one across from Little Joe's, right up the road from this one. I heard there is one on Sound Avenue. To the best of my knowledge, I looked under the microfiche in my office to see which houses are owned. I do not know what names they purchased this in, however, I do know I came up with two homes. You have to help us with this."

Supervisor Janoski: "We will be happy to. There was one point that you made, which I think is very important here and that was the local zoning. You are absolutely right that the Town Code, Town Zoning prohibits the occupancy of a housing unit by more than five unrelated people. That's provided for in the Town Code. However, State Law supersedes us in this matter and they roll over our local protections and our Local Zoning Code. However, I don't know what weight the covenants and restrictions that you signed in purchasing your home have and I've talked about that with Otto, but it appears that we are headed for a conflict here. Your help in assisting us in identifying suggestions for an alternate site-----"

Linda Barnett: "I don't want to get involved with my brokerage, that's not my point, but there are other Realtors out there and I know there are plenty of homes that can be had for less money that are more suitable."

Supervisor Janoski: "What I'm saying, is that the Town Government would need that kind of assistance. Because we don't know what is available out there. There was another point that I wanted to make, but it slipped my mind right now. The Town Board and the Town Clerk has on file the Catholic Charities letter, which was distributed, when I got it. The fact that we have gotten to this juncture is really a sad commentary and I hope that we can administratively resolve-----"

Linda Barnett: "You have the power to do that. You have the power to suggest alternatives. We just need that time period opened up."

Supervisor Janoski: "I just now remember, the saturation provision law."

Linda Barnett: "Yes, I don't know how many other homes there are."

Supervisor Janoski: "Beyond that, the problem is, there is no definition of what saturation is."

Linda Barnett: "So if you tell them that we are overly saturated, they very well may have to accept that."

Supervisor Janoski: "Yes. But the law is very specific and it is written in such a way as to preclude problems, but it's really up to the sponsoring agency to work with the Community and unfortunately that wasn't done. But hopefully, we'll get the clock turned back, either legally or -----"

Linda Barnett: "I'm just asking you on the behalf of a lot of other people here that you will help us out with this."

Supervisor Janoski: "Absolutely. I think that I have expressed on the behalf of the Town Board our willingness to do whatever it is that we can and take whatever action we can. Yes, in the shadow back there."

Warren McKnight, Wading River: "The reason why I'm here tonight is that I was unable to contact our State elected officials, Mr. Sawicki and Mr. LaValle, because they were in Albany in relationship to Riverhead Town on a budget matter. I received a letter from State Senator LaValle that said to the McKnight Family or current resident. In this letter it states that Senate Republicans are fighting to impose a spending gap on the State limit. Any increase in spending to roughly inflation rate. If we do this, we can avoid hundreds of millions in new taxes the Governor has proposed. What I'm talking about and I have been talking about to Mr. Sawicki and Mr. LaValle for years that Riverhead has, past, present and hopefully not in the future the lowest mean income on Long Island. It's a fact. People in Riverhead, when they pay their State Income Tax, their Sales Tax do not get back a portion in their State services or State Aid. This problem should be addressed. I'm asking you, ladies and gentlemen here to do that, to mention that. Also I find it very, very deplorable that on the back of this letter Mr. LaValle has two 900 Numbers for YES, you're for him and NO, you're against him. It says a fifty cents charge for a call. These 900 Numbers are nothing but a rip off from the New York Telephone Company and money making businesses to dupe people where we, the consumers, have to pay the bookkeeping for this, otherwise these people who do these 900 Numbers, wouldn't be in business. For Mr. LaValle to use this, I find it very reprehensible. I don't know what else I can say, but I feel like I'm talking to deaf people up there. If something is not done soon, people are going to get very angry and fed up and I don't know where it's going to go, but something has to be done. This is a disgrace."

Supervisor Janoski: "Thank you Warren. Alice."

Alice Graff, Riverhead: "Just on that 900 Number. I just heard on that TWO MINUTES deal, the man said when these numbers were coming out, he had received a request, it's not from the New York Telephone Company, that if he had some kind of a thing that numbers could call, he could also make some money. So apparently Mr. LaValle gets a percentage of that fifty cent call. According to Mr. Cook on Channel 12. He gets a percentage of that call."

Councilman Stark: "He probably needs it for his campaign."

Supervisor Janoski: "Anyone else wished to be heard? Betty Brown."

Betty Brown, NFEC: "The Environmental Council participated on the Agricultural Task Force on the entire year of 1989, 1988 and we have begun to put the committee together for 1990. I'm wondering when that Committee is going to meet? We know that the market has dropped off. This would be the ideal time to plan for the agricultural community. There are zoning amendments that have been offered to the Town Board for consideration. The Planning Board has done an awful lot of work and put together a report for you to deliberate over. People in the community are getting very anxious and wondering why the Town Board is not moving or making some progress forward to have hearings or to make these zoning amendments. When are we going to begin? Or are we going to begin?"

Councilman Prusinowski: "Shortly."

Betty Brown: "Now, you have to do better than that Vic."

Councilman Prusinowski: "Very shortly."

Betty Brown: "This is a serious matter."

Councilman Prusinowski: "It is a serious matter. I have the reports, the last proposal that was made to the Town Board for Public Hearing, here in December. I'm waiting for time to meet with the Planning Department and several members of the Planning Board just want to review just where we are. Right after that we are going to make copies, have that distributed. Apparently there were some questions from various aspects of the community on that final proposal, plus we just have to run it by the Town Board and then we are going to meet. And that will be done shortly."

Betty Brown: "You foresee, perhaps April?"

Victor Prusinowski: "Before April. We're in April."

Betty Brown: "No, by April."

Victor Prusinowski: "We're in April now."

Betty Brown: "During April?"

Victor Prusinowski: "Within the next 30 days, 45 days."

Betty Brown: "Ok. Thank you."

Supervisor Janoski: "Steve."

Steve Haizlip, Calverton: "In this Catholic Charities scheme here where they were supposed to notify the residents of the community. Now, the way I see this, is where this Mr. Webb, I believe you mentioned his name, he gave this to you by verbal, by telephone or if he gave it to you by verbal mouth, it is still binding, because he is an officer of that corporation to an officer of our Town. It is a breach of contract and I believe that the Town Attorney should look into that."

Marybeth Andresen, Aquebogue,: "I have one question and possibly some insight. The one question I have is when will, if we get this forty day extension with the Catholic Charities thing, when will the Community be allowed to-----will there be public hearings? Will there be posted public notices? When will they be allowed to group and give reasons as to why this is not a suitable location for this facility?"

Supervisor Janoski: "The law provides the possibility for a public hearing. I would believe that we could notify the community, probably through letter or place some people in charge. I would and had recommended that representatives of the community meet with Catho-

lic Charities, right off. I think that that meeting should take place and they have expressed to me the desire now to meet with you. But this forty day period has got to start over again. Otherwise we have no option left to us except now to take legal action seeking that forty day start up again. Whatever the neighborhood and the community wants as far as a structure, as an ability to express their thoughts and ideas, we will accommodate, including a public hearing or meetings.

Marybeth Andresen: "So rather not than say anything now, I just have a little bit of input on the situation like this because I'm very well acquainted with Catholic Charities and these group homes in other towns. I'm an R.N., as John Lombardi, readily knows now. And I have a Bachelors Degree in Community Health and I'm working on my Masters Degree in Community Health.

This has been a very personal thing to me because I have a brother-in-law who is a high functioning mentally retarded adult. He is not able to live in a group home, because he was never institutionalized as a young person. There is a lot of criteria that you must meet to get into these hostel facilities run by Maryhaven and through County taxation funds. There's a lot of ways that they run these homes. They're not just run by Catholic Charities. They get money from a lot of different places.

But the reason that I feel that the Aquebogue area is, especially this road, is not a good place to have it. There is nothing for these individuals to do there. We're trying to get these people-----I went to nursing school in 1960's and at that time and before that most mentally retarded children and or adults were either kept home by a nucleus family or institutionalized or hidden away in closets or attics or what have you in the horrors of hell. At that time there were a lot of federal monies availed through Social Security Acts. Those monies became unavailable in the late '60's. They were used up quite readily and a physical failure was evident. The deregulation and the deinstitutionalizing of these mentally handicapped and the physically handicapped individuals was really pushed. That coupled with a lot of the stories that came out to print in the media, namely the Willowbrook Scandal and the Snake Pits, thereof, brought it to the public focus. These individuals became a member of our community almost, more readily than they were able to become. They had been institutionalized for a great periods of time and were not at all used to living in homes where they had to be a partaker of their own needs.

However, I do agree with the whole aspect of hostels and I really feel that we, as people in communities, should be more sensitive to the needs of physically and mentally handicapped individuals. However, for them to reach their fulfillment and for them to become members of our society, it certainly is nice that they can do things within that society. Probably the most visible of these groups in our area here is a group right down the road here. We see them going to Pappa Nicks to get their sodas and they cross over and they go to the bank and they deposit their stipends that they get from their work details, they go and get their haircuts and they are a group of soci-

ety people who live together in a hostel situation where they are watched over, but they have become more than what they were in an institutionalized setting. They have sidewalks to walk on. You see them at the Pulaski Street School in the summer at the Monday Night Band Concerts. They went to the basketball games, they went to the football games. They have become an integrated portion of our society. Aquebogue offers nothing for these people. They can't cross the road. We don't have a traffic light.

Now the town of Rocky Point, I think right now is involved in a law suit where one of these clients was hit by a car, very severely so, leaving a hostel on the sidewalk and was hit stepping off the sidewalk and was hit by a car. They do have sidewalks in Rocky Point. They were availing themselves of the shopping centers and so forth and so on. They are no longer in this one hostel which has three group homes within it. No longer allowed to walk to anyplace in the town, they must be bussed. And they have their own private busses.

But what have we done? We've done the same exact thing. Putting them in Aquebogue will do the same exact thing. It will close them up back in the woods, where no one will see that they exist. They will come and go by busses. They will be hidden. They will not be members of our community. There is nothing there for them. They can't walk to buy anything. They can't cross the street. The only place they could go is to the restaurant nearby. But this is not becoming a fulfilled individual and I think that these hostels should be in a more centrally located, more available place in our town. Let's not put them back in the woods and hide them from everyone again! Thank you."

Supervisor Janoski: "Thank you.

Cy Walsh, Riverhead: "Just a little inquiry on this Catholic Charities Home that's going to be built or supposed to be bought in Aquebogue. Will that come off the tax rolls and be added to 35 plus percent of the gross taxes in the Town of Riverhead that are now off the tax rolls?"

Supervisor Janoski: "I believe that it will be. Leroy is saying, "yes it will be." Yes, way in the back there."

A. J. Travis, Riverhead: "On Resolution #236, the Special Permit Application for Hallett Avenue Industrial Park. What do they need a Special Permit for?"

Irene J. Pendzick, Town Clerk: "That's Pollak's, Joe.

Supervisor Janoski: "Pollak?"

Irene J. Pendzick: "Non nuisance, nonconforming."

Supervisor Janoski: "It is Industrial Zoned. The provision of the zoning code is that any use of that property which is not listed and there are specific uses listed, comes under the provision known

as non nuisance and must go through the Special Permit Application. I recall that they were doing a ---is that a plumbing business?"

Patricia Moore, Town Attorney: "It's a Contracting Business."

Supervisor Janoski: "It's a Contracting Business."

A. J. Travis: "What Pollak?"

Supervisor Janoski: "Yes, it is the Pollak piece. They are putting up a new building and refurbishing the building in front and I believe it is a contracting or plumbing type of use that they are applying for a Special Permit for."

A. J. Travis: "So it says you are going to publish a public notice and there is going to be a public hearing."

Supervisor Janoski: "Yes."

A. J. Travis: "You're going to notify the Community."

Supervisor Janoski: "The Community is notified through publication in the newspaper."

A. J. Travis: "Thank you."

Councilwoman Civiletti: "It is going to be April 17th."

Supervisor Janoski: "Is there anyone else wishing to address the Board? That being the case we will take a recess until 10 past 9 P.M."

R E C E S S

Supervisor Janoski: "The meeting will return to order. I have the results of the Library Votes held in Riverhead and Baiting Hollow. The Riverhead Library Vote is 365 YES - 170 NO. Baiting Hollow 298 YES - 207 NO. Both Library Budgets were approved. Let's do the resolutions."

RESOLUTIONS:

Resolution #229 - Adjust Annual Compensation of Chairman of Board of Assessors

Introduced by Councilwoman Denise Civiletti and seconded by Councilman Vic Prusinowski.

The vote: Prusinowski, yes; Stark, yes; Civiletti, yes;

Councilman John Lombardi: Before I vote I would just like to say that Leroy is a hell of a nice guy. But I feel that right now the way the budget is, and with the Supervisor impounding the budget, and the money not in the budget for the Chairman of \$2,000.00, I have to vote "No".

Lombardi, no; Janoski, yes.

The vote: 4 Yes and 1 No.

RESOLUTION #241 - Amends Site Plan Approval of Laurama Properties

Introduced by Councilwoman Civiletti and Seconded by Councilman John Lombardi.

The vote: Prusinowski, yes; Stark, yes; Civiletti, yes; Lombardi, yes;

Supervisor Janoski: "Let me just say that because this has been an ongoing controversy, that this site plan approval requires the owners of that building to provide a facade of brick veneer. The applicants have over the past number of weeks, attempted to change the design of the building. The Town Board, in passing this resolution, is standing firm with the requirement of brick veneer. Yes."

Janoski, Yes;

The vote: 5 Yes.

Resolution #242 Appoints Sub Registrar of Vital Statistics

Introduced by Councilman Lombardi and Seconded by Denise Civiletti.

The vote: Prusinowski, I would like to make a motion to table this resolution. Seconded by Stark.

Supervisor Janoski: Motion to table - moved and seconded to table.

Irene Pendzick, Town Clerk: "Why?"

Councilman Lombardi: "Why don't we just vote on it?"

Supervisor Janoski: "Well we'll find out."

Irene J. Pendzick, Town Clerk: "On the motion to table."

The Vote: Prusinowski, yes; Stark, yes;

Councilwoman Civiletti: "Well, I'm prepared to vote on it. I think the request came from the table to have some discussion on it because we didn't discuss it at the work session. Is that right Vic?"

Councilman Prusinowski: "Yes, there is apparently a misunderstanding here about the stipend and instead of -- I'd like to clear it up at a work session instead of-----"

Irene J. Pendzick, Town Clerk: "May I address this, please?"

Supervisor Janoski: "No"

Irene J. Pendzick, Town Clerk: "Because it was cleared up and each member of the Board said O.K. except Denise who I didn't get a chance to talk to."

Supervisor Janoski: "How are you voting on this?"

Councilwoman Civiletti: "Oh, it was my turn. Well, we'll talk. I'll vote "yes."

John, no; Janoski, yes.

The vote to table: Prusinowski, yes; Stark, yes; Civiletti, yes; Lombardi, no; Janoski, yes.

The Vote To Table: 4 Yes and 1 No

Irene J. Pendzick, Town Clerk: "Poor kid can't even make money to eat and they give \$2,000.00 to Leroy, but they can't give \$500. D----t. I going to go. I've had it. You've got something with me, take it out on me, not my people."

George Dalecki, Wading River: "May I ask where the location of the second Special Permit Application of tonight for the Lebanon Chemical Corporation is to be located? Where on Sound Avenue?"

Councilman Stark: "The old McKay Building. Just east of Northville Turnpike about maybe a quarter of a mile to a half mile east/north, north side, probably be 500 yards before the north side of that little Park."

George Dalecki: "That's close enough. Thank you. The Town just unanimously passed Resolution #213 authorizing the disposition of Town Records. May I propose that you dispose of something else? Namely the big blue eyesore that sits right in the lobby of Town Hall, and I speak of the copying machine. I know for a fact that that out of order sign is 3 1/2 years old. I would like to see something done about it."

Supervisor Janoski: "Well, I don't think there is anything wrong with the machine."

George Dalecki: "I don't either and I know that for a fact, except that it is outdated and will no longer be serviceable as of December 31st. of this year. But never the less, it is an eyesore and not functional."

There being no further business on motion or vote, the meeting adjourned at 9:35 P.M.

IJP:ch


Irene J. Pendzick
Town Clerk