

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, December 18, 1979 at 7:30 P.M.

Present: Allen M. Smith, Supervisor
George G. Young, Councilman
Francis E. Menendez, Councilman
John Lombardi, Councilman
Antone J. Regula, Councilman

Also present: Henry S. Saxtein, Town Attorney

Supervisor Smith called the meeting to order at 7:30 P.M. and the Pledge of Allegiance was recited.

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

RESOLVED, That the Minutes of the Town Board Meeting held on November 7, 1979, be approved as submitted.

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

BILLS

Bills submitted on abstract dated December 18, 1979 as follows:

General Town	\$174,667.55
Special Districts	\$ 18,755.25
Ambulance	\$ 7.50
Highway Item #1	\$ 19,037.14
Highway Item #3	\$ 5,189.12
Highway Item #4	\$ 3,140.80

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

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

General Town	\$174,667.55
Special Districts	\$ 18,755.25
Ambulance	\$ 7.50
Highway Item #1	\$ 19,037.14
Highway Item #3	\$ 5,189.12
Highway Item #4	\$ 3,140.80

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

APPLICATIONS

Special Permit: Robert Stevenot (park & repair equipment). Filed.

Referred the Planning Board for recommendation and report.

Parade Permit: Wading River-Shoreham Kiwanis Club on 12/23/79. Filed.

Special Permit: Northville Industries (extends existing permit). Filed.

OPEN BID REPORT - ONE (1) NEW HYDRAULIC CATCH BASIN CLEANER, STETCO MODEL 800TSE, OR EQUAL - Highway Department

After being duly advertised the following bid for One (1) New Hydraulic Catch Basin Cleaner, Stetco Model, 800TSE, or Equal was opened by the Town Clerk, on Monday, December 17, 1979 at 11:15 A.M.

MUNICIPAL MACHINERY
Edwards Avenue
Calverton, New York 11933

YEAR 1980 MAKE Stedt MODEL 800TSE

DELIVERY DATE: Within 45 Days after receipt of order

DELIVERED BID PRICE FOR: _____ \$8,710.00

LESS TRADE-INS: Hydraulic Catch Basin Cleaner \$ 300.00

NET PRICE DELIVERED FOR: _____ \$ 8,410.00

FILED.

REPORTS

Riverhead Fire District, 12/12/79 - results of annual election for Fire Commissioner. Filed.

REPORTS

Jamesport Fire District - results of annual election for 2 Fire Commissioners & Treasurer. Filed.

Wading River Fire District - results of annual election for Fire Commissioner & Treasurer. Filed.

Recreation Department - report for month of November, 1979. Filed.

County Legislature - resolution #1011 apportioning mortgage tax (Riverhead: \$53,362.36). Filed.

COMMUNICATIONS

Senator Kenneth LaValle, acknowledging receipt of resolution re: Iranian hostage situation. Filed.

Brookhaven Town, 12/04/79 - notice of public hearing re: amendment to Chapter 85 of Code, Sec., 85-14B; Certificate of Existing Use. Filed.

Department of Audit & Control, 12/04/79 - advising of receipt of Local Law #2. Filed.

H2M Corp., 12/04/79 - approving contractors & suppliers for Doctor's Path project. Filed.

The White House, 12/06/79 - expressing appreciation for support regarding Iranian situation. Filed.

Horan, Goldman Co., 12/06/79 - notice that insurance cancellation has been rescinded. Filed.

H2M Corp., 12/06/79 - copy of letter to contractor for Peconic River Park advising of displeasure at performance to date and possible legal action. Filed.

Planning Board, 12/07/79 - recommending approval of application of Robert Mance, with conditions. Filed.

Dept. of Army, 12/18/79 - public notice re: Swan Lake Golf Course. Filed.

COMMUNICATIONS - continued

Planning Board, 12/10/79 recommending approval of application of James McGuire, with conditions. Filed.

Environmental Review Board, 12/12/79 - recommendation that application of Staker & Neilans is a Type II action & will not have a significant impact on the environment. Filed.

H2M Corp., 12/12/79 - certifying work done to date on Tide Woods contract. Filed.

Stanley Hagler, 12/12/79 - copy of letter to Supervisor-elect urging that Mr. Robert Scheiner be retained as Community Development Director. Filed.

H2M Corp., - certifying work done to date on Town Wide Street Lighting job. Filed.

Congressman William Carney, 12/12/79 - in appreciation of receipt of resolution supporting Congress' actions re: Iranian situation. Filed.

County Department of Planning, 12/13/79 - special permit application of Robert Mance is a matter for local determination. Filed.

County Department of Planning, 12/14/79 - that special permit application of Concrete Products Corp. is not within their jurisdiction. Filed.

UNFINISHED BUSINESS

Special Permit of James McGuire (res. & commercial, E. Main Street)

Change of Zone of Neilans & Staker (Res. to PB District Roanoke Avenue).

Special Permit of Concrete Products (Non-nuisance industry)

Special Permit of Dr. Ergener (Res. to PB District, Roanoke Avenue).

UNFINISHED BUSINESS - continued

Special Permit of Robert Mance (repair & construct truck bodies).

Site Plan of Frank Schlegel (warehouse & storage yard, Calverton).

Supervisor Smith: "Under unfinished business the special permit application of Mr. McGuire will be the subject of a resolution calling a public hearing later on in the evening. Mr. Saxtein, what is the status of some of these others? Just lay them out."

Supervisor Smith & Mr. Saxtein discussed the matters under unfinished business.

Supervisor Smith: "Dr. Neilans & Staker requires a public hearing. The Concrete Products matter will be on for the Town Board Meeting on the 2nd of January. The applications of Dr. Ergener and site plan of Mr. Schlegel are subject of resolutions later on this evening. And Mr. Mance will have to be set down for a hearing at a future date."

That brings us to that portion of the agenda where we will listen to anyone choosing to address the Town Board on any matter. I ask that you please state your name and address for Mrs. Pendzick's benefit, and use this microphone up here. Is there anyone who chooses at this particular time to address the Town Board?"

Bill Nohejl, Wading River; "Usually I come up and say something and tonight isn't going to be an exception. I have been for four years and all I have to say is I wish you a Merry Christmas and a Happy New Year."

Supervisor Smith: "Thank you."

Shirley Smith, Route 25, Calverton; "Mr. Supervisor, Members of the Town Board, I'm here as a co-chairperson of Townscape Inc., and I come requesting your permission to proceed with a project that Townscape Inc., has for one of the alleys in Riverhead. I guess perhaps maybe we could call it the Hubbard alley. It's between Hubbard's applicances and Carl & Bob's. Townscape wishes to brick the walkway, paint a mural on one of the walls that will reflect the existing windows that are on one wall. And also to light the alley with a series of overhead lights which will flood the wall and walkway."

PERSONAL APPEARANCES - continuedShirley Smith continues:

The expense for the plans will be in the neighborhood of about \$5500. If some of you are familiar having done your Christmas shopping in Riverhead, we have sort of put the cart before the horse or the brick before permission and the walkway has been bricked. However, having been reminded that many of us are in pursuit of doing good things in the Town, our enthusiasm gets away with us and we proceed sometimes without following the procedures sometimes that we should. This is my way of requesting that we can proceed with this plan and the funds that I have mentioned, the \$5500, the money is in the bank. It's in the Townscape Inc. account. Most of you here have participated in the events that have helped to raise the money, specifically the Country Fair and many of the merchants in Town have contributed to Townscape. So with your permission, we would respectfully request to proceed with the plans for the alley."

Supervisor Smith: "Thank you. Is there anyone else that chooses to address the Town Board at this time?"

No one else wished to be heard at this time.

RESOLUTIONS

#602 AUTHORIZED TO PUBLISH AND POST THE FOLLOWING NOTICE -
JAMES & ANN MCGUIRE

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

WHEREAS, James and Ann McGuire have applied to the Town Board of the Town of Riverhead for special permit pursuant to section 108-42 (B)(3) of the Town Code to reside in and operate his business in an area zoned Business D located in an existing structure at 467 East Main Street, Riverhead, New York,

NOW, THEREFORE, be it

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

PUBLIC NOTICE
OF
PUBLIC HEARING

PLEASE TAKE NOTICE, that a public hearing will be held at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on Wednesday, January 2, 1970, at 8:15 P.M. to hear all interested persons concerning the application of James and Ann McGuire for a special permit pursuant to section 108-42(B)(3)

RESOLUTIONS - continued

of the Town Code to reside in and operate his business in an area zoned Business D located in an existing structure at 467 East Main Street, Riverhead, New York.

Any person wishing information on this application may examine it at the office of the Town Clerk during normal business hours.

Any person 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, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Before the following resolutions were offered, Supervisor Smith stated: "Ladies and gentlemen, we come to our bi-weekly adventure in paying police officers pursuant to the contract. There are various funds that we pay them from. Is there anybody in the audience that would like to hear thos read?"

No one wished to hear them read.

#603 AUTHORIZES OVERTIME PAY FOR POLICE OFFICERS
Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, that the following Police Officers be paid overtime pay for the period from October 1, 1979 to and including December 15, 1979.

1. Alexander, F.	10-25-79	.67 hrs.	\$10.04	\$ 17.53
	11-29-79	.5 hrs.	<u>7.49</u>	
2. Curven, E.	12-06-79	5 hrs.		\$ 75.62
3. Densieski, A.	10-08-79	.75 hrs.	\$10.80	\$ 39.60
	10-31-79	1 hr.	14.40	
	11-24-79	.5 hrs.	7.20	
	12-08-79	.5 hrs.	<u>7.20</u>	
4. Dorfer, T.	11-30-79	1 hr.		\$ 14.40
5. Dunleavy, J.	10-21-79	8 hrs.		\$119.83
6. Foote, F.	10-25-79	.5 hrs.	\$ 7.20	\$ 50.41
	10-30-79	3 hrs.	<u>43.21</u>	

RESOLUTIONS - continued

7.	Green, D.	11-07-79	1 hr.	\$14.40	
		11-11-79	1 hr.	14.40	
		11-29-79	.5 hrs.	<u>7.20</u>	\$ 36.00
8.	Hughes, J.	10-07-79	.58hrs.	8.35	
		10-21-79	1.17hrs.	16.85	
		12-12-79	2 hrs.	<u>28.81</u>	\$ 54.01
9.	Keller, B.	10-09-79	3 hrs.	43.21	
		10-15-79	2.75hrs.	39.61	
		10-31-79	3 hrs.	<u>43.21</u>	126.03
10.	Kurpetski, J.	12-01-79	1.92hrs.		28.76
11.	McDonald, O.	11-04-79	2.25hrs		32.41
12.	Michalski, V.	10-17-79	.58hrs.	8.35	
		11-25-79	1 hr.	<u>14.40</u>	22.75
13.	Mickoliger, L.	10-07-79	8.5 hrs.		122.43
14.	Miller, D.	10-07-79	8.5 hrs.		122.43
15.	Psaltis, J.	10-03-79	.67hrs.	9.65	
		12-03-79	1 hr.	<u>14.40</u>	24.05
16.	Sadowski, E.	10-16-79	8 hrs.	122.14	
		10-31-79	8 hrs.	122.14	
		11-30-79	1 hr.	15.27	
		12-02-79	4 hrs.	<u>61.07</u>	320.62
17.	Troyan, P.	11-29-79	.5 hrs.		7.20
18.	Witt, W.	10-09-79	.67hrs.	9.65	
		12-02-79	.5 hrs.	7.20	
		12-06-79	.33hrs	<u>4.75</u>	21.60
19.	Zaleski, J.	11-30-79	1.25hrs		18.00
				TOTAL	<u>\$1,253.68</u>

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued#604 AUTHORIZES OVERTIME PAY FOR POLICE OFFICERS TO BE PAID FROM FEDERAL REVENUE SHARING

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

BE IT RESOLVED, That the following Police Officers be paid overtime Pay for a period from October 3, 1979 to and including December 15, 1979, to be paid from Federal Revenue Sharing.

1. Cheshire, D.	10-13-79	3.5 hrs.	\$47.86	
	10-16-79	3.83 hrs.	<u>52.37</u>	\$100.23
2. Pleickhardt, J.	9-03-79	5 hrs.	72.02	
	10-04-79	4.16 hrs.	59.92	
	10-20-79	6 hrs.	86.42	
	10-21-79	1 hr.	14.40	
	11-11-79	1 hr.	<u>14.40</u>	\$247.16
3. Swiatocha, J.	11-23-79	1.25 hrs.	17.09	
	12-01-79	5.5 hrs.	75.21	
	12-06-79	4.75 hrs.	<u>64.95</u>	157.25
4. VonVoigt, R.	12-07-79	.5 hrs.		7.20
5. Woods, K.	10-31-79	6 hrs.	86.42	
	11-23-79	.5 hrs.	7.20	
	11-30-79	1 hr.	<u>14.40</u>	108.02
TOTAL				\$619.86

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#605 AUTHORIZES RECALL/COURT PAY FOR POLICE OFFICERS

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

BE IT RESOLVED, that the following Police Officers be paid Recall/Court pay for the police from October 1979 to and including December 15, 1979.

1. Curven, E.	11-13-79	4 hrs.	\$ 60.49	
	12-06-79	4 hrs.	<u>\$ 60.49</u>	\$120.98
2. Dunleavy, J.	10-22-79	4 hrs.		59.92
3. Rodgers, F.	11-15-79	4 hrs.		57.61
4. Romaniello, F.	11-19-79	4 hrs.		<u>57.61</u>
TOTAL				\$296.12

RESOLUTIONS - continued
 #606 AUTHORIZES RECALL/COURT PAY FOR POLICE OFFICERS TO BE PAID FROM FEDERAL REVENUE SHARING

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

BE IT RESOLVED, That the following Police Officers be paid recall/court pay for a period from October 1, 1979 to and including December 15, 1979 to be paid from Federal Revenue Sharing.

1. Pleickhardt, J. 11-25-79 4 hrs. \$57.61

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#607 AUTHORIZES OVERTIME PAY FOR LIEUTENANTS AND SARGENT
 Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, that the following Lieutenants and Sargents be paid overtime pay for a period from October 1, 1979 to and including December 15, 1979.

1. Robinson, D.	10-07-79	3	hrs.	54.08	
	10-12-79	8	hrs.	<u>144.21</u>	\$198.29
2. Grossman, A.	10-07-79	3	hrs.	48.11	
	10-20-79	3	hrs.	48.11	
	12-06-79	2.5	hrs.	<u>40.09</u>	\$136.31
3. Seaman, J.	10-20-79	1.5	hrs.		<u>25.02</u>
			TOTAL		\$359.62

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#608 AUTHORIZES RECALL/COURT PAY FOR DETECTIVES
 Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Detectives be paid Recall/Court pay for the period from October 1, 1979 to and including December 15, 1979.

1. Summerville, A.	10-07-79	4.5	hrs.	\$72.05
	10-13-79	4	hrs.	64.04
	11-09-79	4	hrs.	64.04
	11-22-79	4	hrs.	64.04

RESOLUTIONS - continued
Summerville continued:

	11-24-79	6	hrs.	\$96.07	
	11-28-79	5	hrs.	80.06	
	12-12-79	4	hrs.	<u>64.04</u>	\$504.34
2. Underwood, R.	10-03-79	4	hrs.	\$69.71	
	10-08-79	4	hrs.	69.71	
	10-19-79	4	hrs.	69.71	
	11-08-79	4	hrs.	69.71	
	11-09-79	4	hrs.	69.71	
	11-15-79	4	hrs.	69.71	
	11-21-79	4	hrs.	69.71	
	12-06-79	4	hrs.	<u>69.71</u>	\$557.68
				TOTAL	<u>\$1,062.02</u>
3. Palmer, William	12-05-79	4	hrs.		<u>64.04</u>
				TOTAL	<u>\$1,126.06</u>

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#609

AUTHORIZES STANDBY PAY FOR DETECTIVES

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

BE IT RESOLVED, that the following Detectives be paid Standby Pay for the period from October 1, 1979 to and including December 15, 1979.

1. Boden, H.	24 Days	\$253.44
2. Palmer, W.	3 Days	32.02
3. Summerville, A.	17 Days	181.46
4. Underwood, R.	18 Days	203.98
		<u> </u>
TOTAL		\$670.90

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

611 TRANSFER OF FUNDS - Planning Board
 Councilman Regula offered the following resolution
 which was seconded by Councilman Lombardi.
 RESOLVED, that the Supervisor be, and hereby is,
 authorized to transfer the following General Town Accounts:

A 8020.410 Planning Board Contractual Exp. \$150.00
 A 8020.200 Planning Board Equipment \$150.00

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes,
 Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#612 TRANSFER OF FUNDS - Town Clerk
 Councilman Young offered the following resolution
 which was seconded by Councilman Menendez.
 RESOLVED, that the Supervisor be, and hereby is,
 authorized to transfer the following General Town Accounts:

FROM:

A1410.400 Town Clerk Contractual Exp. \$470.00

TO:

A1410.200 Town Clerk Equipment Expenses \$470.00

and that the transferred funds shall be encumbered.

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes,
 Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#614 AWARDS BID FOR ONE (1) NEW HYDRAULIC CATCH BASIN
 CLEANER - HIGHWAY DEPT.

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

WHEREAS, the Town Board of the Town of Riverhead has
 advertised for bids for One New Hydraulic Catch Basin Cleaner
 for the Highway Department, and

WHEREAS, Bids were received for the aforesaid Catch
 Basin Cleaner, and

WHEREAS, the Town Attorney and the Town Board have
 examined the bids submitted,

NOW, THEREFORE, be it

RESOLVED, That the Town Board award the bid to Municipal
 Machinery for a contract sum of EIGHT THOUSAND FOUR HUNDRED TEN

RESOLUTIONS - continued
 and 00/100 (\$8,410.00) DOLLARS, in conformity with the bid specifications, documents, etc., on file with the Town of Riverhead.

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, No.

The resolution was thereupon declared duly adopted.

#615

DESIGNATION OF LANDMARKS

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

WHEREAS, Landmarks' Preservation Commission requested the Town Board to designate the following buildings as landmarks by letter dated October 15, 1979:

- (1) Fenimore Meyer House
 First Street, Riverhead, New York
- (2) Pump House, Grangebél Park
 Riverhead, New York
- (3) Jamesport Congregational Church
 (First Parish Church)
 Main Road, Jamesport, New York
- (4) Dimon House (Jamesport Manor Inn)
 Manor Lane, Jamesport, New York

and

WHEREAS, Notice was duly given to the owners of these properties and to the owners of all properties located within two hundred and fifty (250) feet within the subject parcels, wherein the only response consists of a request by Fenimore Meyer to remove his home from the designation list at this time.

NOW, THEREFORE, be it

RESOVLED, that the:

- (1) Pump House, Grangebél Park
 Riverhead, New York
- (2) Jamesport Congregational Church
 (First Parish Church)
 Main Road, Jamesport, New York
- (3) Dimon House (Jamesport Manor Inn)
 Manor Lane, Jamesport, New York

are hereby designated landmarks.

RESOLUTIONS - continued

Supervisor Smith stated: "Prior to a vote of this particular matter, I have been contacted by Mr. Neil Kopp who is the owner of the Jamesport Manor Inn. He has questioned certain aspects of the designation and I would guess at this particular moment it could be stated, at least verbally, that he is opposed to the designation until such time as he receives further information about what it means."

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith: "I'd vote yes, but it includes the Jamesport Manor Inn, the man is opposed to it and I vote NO."

Henry Saxtein: "I would suggest that Jamesport Manor be removed from the list until such further time that Mr. Kopp makes his feeling known."

#616

ADOPTION OF AMENDMENTS TO RIVERHEAD TOWN CODE,
RIVERHEAD TOWN ZONING ORDINANCE, RETIREMENT
DISTRICT

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

WHEREAS, the Town Board of the Town of Riverhead has duly published and posted a certain proposed amendment to section 108 of the Town Code of the Town of Riverhead, Zoning, said amendment being Article 23, Residence RC District (Retirement Community), and

WHEREAS, a public hearing was held on said amendment on December 11, 1979 at 7:30 o'clock P.M., wherein all interested persons wishing to be heard were heard, and

WHEREAS, Local Law No. 3-1977 of the Town of Riverhead permits summary publication of adoptions of amendments to ordinances to the Riverhead Town Code,

NOW, THEREFORE, be it

RESOLVED, that Article 23 of section 108 of the Town Code is hereby adopted, and be it

FURTHER RESOLVED, that copies of this amendment of the Town Code are available at the Town Clerk's Office during normal business hours and that this amendment of the Town Code shall take effect ten days after publication and posting. Article 23 of section 108 of the Town Code, Residence RC District (Retirement Community) is summarized as follows:

(1) Section 108-116 describes the purpose of the zoning district.

(2) Section 108-117 describes the permitted uses in this district.

(3) Section 108-118 describes the general lot, yard, and height requirement of this Zoning District.

RESOLUTIONS - continued

(4) Section 108-119 describes additional requirements necessary for construction in this district.

(5) The Zoning District Use Schedule and Parking Schedule under section 108 of the Town Code are also amended to provide the appropriate regulations for lot area, building coverage and parking in this district.

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#617 GRANTS CHANGE OF ZONE AND SPECIAL PERMIT - ERGENER
Councilman Menendez offered the following resolution which was seconded by Councilman Young.

WHEREAS, Dr. Erdogan Ergener has applied to the Town Board for a change of zone from Residence C District to Business PB District pursuant to section 108-112 of the Town Code and for a special permit to construct and maintain a professional office of a medical doctor pursuant to sections 108-112 (A)(1)(c) and 108-3 of the Town Code on a lot presently occupied by a single-family residence on the eastern side of Roanoke Avenue approximately 150 feet north of Southern Parkway in the Town of Riverhead, County of Suffolk and State of New York, and

WHEREAS, a public hearing was held before the Riverhead Town Board on December 4, 1979 wherein all persons wishing to be heard were heard, and

WHEREAS, said application has been referred to the Riverhead Town Planning Board, and

WHEREAS, the Town Board makes the following findings:

(1) The applicant is a surgeon who wishes to construct a professional office for himself.

(2) The applicant has submitted this site plan to the Town Board pursuant to the area requirements of section 108-15 of the Town Code and the additional requirements of section 108-14 of the Town Code, including a planting and buffer zone, drainage, lighting, and ten parking spaces.

(3) The property to which the application refers is along a major artery nearby a commercial area and is in harmony with the general purpose and intent of Town Code Chapter 108.

(4) The Town Board found by resolution dated December 4, 1979, that the application is a Type II Action under SEQRA and no Environmental Impact Statement is required,

RESOLUTIONS - continued

NOW, THEREFORE, be it

RESOLVED, that the application of Dr. Erdogan Ergener pursuant to Riverhead Town Code section 108-12 for a change of zone from Residence C District to Business PB and for a special permit to construct and maintain a professional office of a medical doctor pursuant to section 108-112(A)(1)(c) and 108-3 of the Town Code be granted in accordance with the application and site plan of Young and Young, dated November 10, 1979 herein before submitted to the Town Board subject to the following conditions:

(1) That this resolution granting this special permit is subject to a further resolution and recommendations of the Planning Board.

(2) That the parking area and drainage facilities on the east side of the lot be completed within nine months of the granting of this special permit.

(3) That the hedges on the northerly and southerly sides of the lot be properly maintained to permit adequate visibility for cars entering and existing from the subject premises to Roanoke Avenue.

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#618 GRANTS SITE PLAN WITH CONDITIONS - FRANK SCHLEGEL
Councilman Lombardi offered the following resolution which was seconded by Councilman Regula.

WHEREAS, Frank Schlegel has applied to the Building Department for a building permit for a warehouse and storage yard, and

WHEREAS, the Building Department has forwarded the site plan of this application to the Town Board pursuant to section 108-38 of the Town Code,

NOW, THEREFORE, be it

RESOLVED, that the site plan of Frank Schlegel for a warehouse and storage yard, as prepared by Alden W. Young, dated March 21, 1979, be approved subject to the following conditions:

(1) That the warehouse and storage yard be constructed in accordance with the special permit granted on October 16, 1979.

(2) That the buffer zrea, landscaping, and seeding, as shown on the site plan be done in conformance with the direction of the Building and Zoning Administrator.

RESOLUTIONS - continued

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Before the following resolutions were offered, Supervisor Smith stated: "We have again a whole bunch of red tape that involves resolutions #619 and 620 dealing with the budget and transfers of funds from one account to another. Does anybody want to hear those read out loud? There are copies available at the Town Clerk's Office if you wish to see them. No one expressing desire to hear them?"

#619 TRANSFER OF FUNDS
Councilman Young offered the following resolution which was seconded by Councilman Menendez.

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

	<u>FROM</u>	<u>TO</u>
H3620.200 Safety Inspection Equipment	1,735.49	
H3120.201 Police Vehicles		1,735.49
H3120.200 Ambulance-Capital Project-Equipment	1,247.99	
H3120.201 Public Safety Cap. Proj. Police Vehic.		1,247.99
H5140.300 Roads Capital Project	1,520.00	
H8997.100 Community Dev. Cap. Proj.-Personnel		1,520.00
H1620.200 Town Hall Equip. & Cap. Proj., Shared Ser.		
Equip. , Town Hall Equip. Cap. Proj.-	1,900.00	
Supervisor's Equip.	100.00	
H1680.200 Computerization Cap. Proj. Equip.		2,000.00
FRS-Regular	7,800.00	
H1620.300 Town Hall Capital Project		7,800.00
FRS-Regular	4,200.00	
H8997.300 Undergrounding Capital Project		4,200.00
H7110.202 Recreation Cap. Proj-Vehicles & Mowers	1,700.00	
FRS-Regular	8,000.00	
H7110.201 Recreation Cap. Proj.-Garbage Compacter	4,300.00	
H1010.400 Lilco Litigation		\$14,000.00
H7110.202 Recreation Cap. Proj.-Vehicles & Mowers	2,800.00	
Impound Area - Capital Project	3,500.00	
H8540.300 Drainage Cap. Proj. (FRS Funded)	25,000.00	
H1640.200 Municipal Garage Capital Project	3,700.00	

RESOLUTIONS - continued

	<u>FROM</u>	<u>TO</u>
H1010.410 Litigation Capital Project		35,000.00
H2815.06 Drainage Project	45,000.00	
FRS-Appropriations		45,000.00

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#620 TRANSFER OF FUNDS - ASSESSORS

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

RESOLVED, That the Supervisor be, and he hereby is, authorized to transfer the following funds in the General Fund Account:

	<u>FROM</u>	<u>TO</u>
A1355.410 Contractual Account (Assessor)	\$160.00	
A1355.200 Equipment Account (Assessor)		\$160.00

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#622 AUTHORIZES SUPERVISOR AND TOWN ATTORNEY TO NEGOTIATE CONTRACTS FOR EASEMENTS RE: MIDDLE ROAD DRAINAGE PROJECT

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

WHEREAS, the Town has received plans from Young & Young, surveyors and engineers, for a proposed drainage project for Middle Road in Riverhead, New York,

NOW, THEREFORE, be it

RESOLVED, that the Town Supervisor and the Town Attorney be and they hereby are authorized to take those steps necessary to negotiate contracts for easements with the owners of the property thereby affected.

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#623 APPROVES SPECIAL BOARD MEETING

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

RESOLVED, that the Town Board of the Town of Riverhead

RESOLUTIONS - continued

does hereby approve a special Town Board Meeting to be held at Town Hall on Thursday, December 27, 1979 at 7:30 P.M. to approve bills and any other matters that may come before the Board.

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#624 AUTHORIZES OVERTIME COMPENSATION - TOWN HALL EMPLOYEES
Councilman Lombardi offered the following resolution which was seconded by Councilman Regula.
RESOLVED, that the following employees of the Riverhead Town Hall, be paid time and one-half overtime compensation: October 31st, Halloween Night.

CHARLES BROWN	5	Hours at	\$7.25	\$ 36.25
KEVIN BLASKO	6	Hours at	\$4.65	27.90
				<hr/>
		TOTAL		\$ 64.15

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#625 EXTENDS SPECIAL PERMIT - NORTHVILLE INDUSTRIES
Councilman Regula offered the following resolution which was seconded by Councilman Lombardi.
WHEREAS, Northville Industries Corporation has applied by a petition, dated December 12, 1979, for an extension of the special permit granted to Northville Industries Corporation on April 19, 1977, and

WHEREAS, the Town Board has examined said petition and has reviewed the same,

NOW, THEREFORE, this Town Board finds that:

1. A special permit was issued to Northville Industries Corporation on April 19, 1979, with certain stated conditions.
2. A further resolution of the Town Board relating to said special permit was passed on July 19, 1977.
3. By the terms and conditions of said permit the same will expire on April 19, 1970, which, at the time of the prior resolutions of the Town Board was a reasonable period of time for the completion of the work envisioned by said special permit.

RESOLUTIONS - continued

4. In reliance, Northville Industries Corporation has lined the entire area which is the subject of this application, has built three oil-storage tanks and has completed landscaping for the entire area, all as is provided in the aforementioned special permit.

5. Factors beyond the control of Northville Industries Corporation and the Town of Riverhead, such as the OPEC oil pricing cartel, the events in Iran, the cost of borrowing money, and the uncertainty of consumer needs have and will prevent the completion of the envisioned oil storage facility by the stated completion date of April 19, 1970.

6. By reason of the aforesaid, modifications and extensions of the special permit are in order.

7. This action by the Town Board will not adversely affect the health, safety or welfare of the people of the Town of Riverhead, it will help facilitate the supply of this region's need for oil products, and this Board's prompt action is consistent with the national policy to facilitate applications for energy-related facilities.

NOW, THEREFORE, be it

RESOLVED, that the special permit issued to Northville Industries Corporation on April 19, 1977, and modified on July 19, 1979, be, and the same is, hereby extended to April 19, 1983, as asked for in a petition, dated December 12, 1979, which petition is hereby incorporated by reference in this resolution and, except as so extended and modified said special permit shall be continued on the same terms and conditions as is stated in this Board's prior resolution.

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Before the following resolution was offered, Councilman Menendez stated: "Mr. Supervisor, before we get to the auditing of the bills and what have you, I have one more resolution, that's kind of a late starter that I want to present. Well, this one is kind of my specialty. I'm honored to present it and I'm also tinged with a little sadness."

#626 ACKNOWLEDGING DEDICATION & SERVICE OF ALLEN SMITH
AND GEORGE YOUNG

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

WHEREAS, this Town Board Meeting marks the last regular

RESOLUTIONS - continued
 one for the year 1979, and also marks the final meeting for
 two of its members, and

WHEREAS, George Young has been a valued and concerned
 Councilman for sixteen (16) years, and

WHEREAS, Allen Smith has been an unparalled and
 superlative Supervisor for four (4) years,

THEREFORE, BE IT RESOLVED, that on behalf of the
 people of Riverhead, the remaining three Councilman of this
 Town Board do hereby thank these two men for their unselfish
 efforts and wish them health and happiness in the years to come.

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes,
 Young, Abstain, and Smith, Abstain.

The resolution was thereupon declared duly adopted.

Supervisor Smith: "Thank you."

Councilman Young: "Thank you. I'd like to take this
 time to make a public statement to thank the people of Riverhead
 for having given me the privilege of working with some very
 find people. I see out in the audience Miss Block. She was
 my first tutor. She lead me by the hand and started me off with
 Town Government, and she was a great person and there have been
 a lot of other people like her, all of them dedicated to the
 welfare of this Town, and it has been a heck of a nice privilege
 to work with them. I believe that this Town is the best damn
 Town in the best damn country in the world and I'm sure that the
 future Town Board will do all they can do to keep it that way.
 Thank you."

Supervisor Smith: "Thank you."

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

#627 RESOLUTIONS
AUTHORIZES SUPERVISOR TO SIGN PURCHASE ORDER - PACING
SYSTEM AMBULANCE CORPS

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

RESOLVED, that the Supervisor be and hereby is authorized
 to sign Purchase Order #013669 for \$13,669.00, for the paging
 system for the Ambulance Corps that Doctor Menendez and Mr.
 Regula have worked so hard on. This is pursuant to a New York
 State Contract #P77785 total price \$37,217.60.

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes,

RESOLUTIONS - continued

Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

#629

AUTHORIZES COMPENSATION FOR DIANE FARGIONE -
SUMMER INTERN IN COMMUNITY DEVELOPMENT OFFICE
Councilman Lombardi offered the following resolution
which was seconded by Councilman Regula.

WHEREAS, Diane Fargione worked for the Town of River-
head three days, in July, 1979 as a summer intern,
NOW, THEREFORE, be it
RESOLVED, that Diane Fargione, be paid for three days,
July 11, 12, & 13, 1979 at the rate of \$3.12 per hour.

The vote, Regula, Yes, Lombardi, Yes, Menendez, Yes,
Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Smith: "I have one last item that is getting
to the Town Board more from my fault than any other reason sort
of a — something I don't take any relish in, but we all have to
recognize what it is. Ruth Packman, who has been in our Community
Development Office for a period of time, as was said in the paper
not too long ago, that we stole her from Suffolk Life Newspaper
and which shows, I suppose, our good judgment, has elected to
take an appointment with another jurisdiction, effective January
5th, 1980. Ruth had hoped to have a few moments with the Town
Board this afternoon, but as the pace of things developed this
afternoon, she was unable to do so. It would be appropriate that
I read her letter addressed to myself and the other Councilmen.

'As you know, during the past year I have worked in the
Community Development Office where I have helped administer Town
programs, process grants and work with residents and businessmen
alike.

Coordinating funds from public and private sectors alike
and working with you, has shown me the way in which a municipality
can respond to its' community's needs and residents individually,
as well.

At this time an opportunity has arisen in which I can
further my career objectives. This opportunity is outside of
the Town of Riverhead. After careful consideration, I feel the
opportunity is one which I should seize, and therefore, I would
like you to accept this letter as my resignation from the position
of Secretary to the Town Board, effective January 5, 1980.

Again, I would like to thank you for the opportunity

to work in Riverhead. Working and residing in the Town, has been an invaluable educational experience which I shall not forget.

Sincerely,

Ruth Packman'

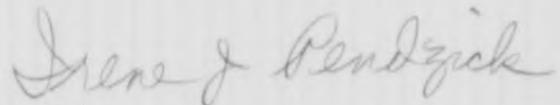
Supervisor Smith: "Ruth, on behalf of all of the Members of the Town Board, and I'm sure I speak for them, it is we who owe you the thanks for your work in the Community Development Office. Not only in our individual capacities, but on behalf of everybody in the Town. I think readily off the top of my head the instances when people were being flooded out during the past winter when you were helping them obtain aid, and how aggravated you got when we lost a couple of grants we should have got, etc., etc. You've been a good and dedicated employee. We thank you individually and on behalf of the Town, thank you.

Is there anything else that anyone wishes to bring before the Town Board before we adjourn?"

No one wished to bring anything before the Town Board.

Supervisor Smith: "There will be a special meeting next Thursday. We wish you all a Merry Christmas."

There being no further business on motion and vote, the meeting adjourned at 8:30 P.M.



Irene J. Pendzick, Town Clerk

IJP/vlv