

Minutes of a Meeting of the Town Board of the Town of Riverhead held at the Town Hall, Riverhead, New York, on Tuesday, May 28, 1968 at 10:30 A.M.

Present:

Robert B. Vojvoda, Supervisor

Bruno Zaloga

Thomas R. Costello, Town Justices

Vincent B. Grodski

George G. Young, Councilmen

Also present: William C. Haugaard, Town Attorney

The meeting was called to order at 10:30 A.M. by Supervisor Vojvoda.

Town Justice Costello offered the following resolution which was seconded by Town Justice Zaloga.

RESOLVED, That the Minutes of the Meeting of the Town Board held in the Town Hall on May 21, 1968, be approved as submitted.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

CURB AND GUTTER APPLICATION

Birdsey A. Young, Jr., 842 Ostrander Avenue, Riverhead, N. Y. Filed. Copies to Highway Committee and A. W. Young.

REPORTS

Tax Receiver's, dated May 21, 1968. Filed.

PETITIONS

Containing 150 signatures petitioning Town Board to take action to eliminate the existing condition caused by Agway, Inc., in its operation of manufacturing fertilizer on its location on Marcy Avenue and Pulaski Street, Riverhead, N. Y., stating further that the smoke, odor, noise, components and particles of fertilizer spreading throughout the entire area are detrimental to the resident property in the neighborhood of this plant. Filed.

Town Clerk directed to refer above matter to Herbert Davids, Suffolk County Health Department and copy to Agway, Inc.

COMMUNICATIONS

Mike Gallo, 645 Marcy Avenue, Riverhead, N. Y., dated 5/22/68 requesting street light installation on utility pole #42A located at corner of Marcy and Osborne Avenue, Riverhead, N. Y. Filed.

Copy to Lighting Committee.

COMMUNICATIONS continued:

Riverhead Chamber of Commerce, dated 5/17/68, requesting Firework's permit for the night of July 4th, 1968, rain date July 5th, 1968 for Town Beach in North Jamesport. Filed.

Certificate of Insurance approved by Town Attorney.

Town of Southampton, dated May 14, 1968, submitted Notice of Public Hearing proposed amendment to Building Zone Ordinance #26. Filed.

Fresh Pond Beach Association, dated 5/20/68, stating parking problem on North Edwards Avenue, Calverton has not been corrected. Filed.

Supt. of Highways informed the Board that this problem will be corrected the earliest possible time.

R. M. Kammerer, Suffolk County Commissioner of Public Works, dated 5/20/68, enclosing drawing of proposed dredging in Peconic River, Town of Riverhead and Southampton. Filed.

David G. Young, Secy. Eastern Outboard Racing Club, Inc., requesting permission to use beach facilities at Aquebogue as a race site on June 23, 1968, during the hours from 12:30 P.M. to 3:30 P.M., also services of a policeman in event an accident occurs. Filed.

Permission granted by Town Board to use beach facilities. Time element referred to Police Chief Grodski.

Supervisor Vojvoda asked if anyone wished to be heard at this time. No one responded.

HIGHWAY MATTERS

Alex E. Horton, Supt. of Highways spoke to the Board on the Franklin Young drainage matter and said 1000 ft. of pipe will be needed and will cost approximately \$400.00. Mr. Horton stated that the pipe was not ordered as he did not know if funds were available to start this project.

The matter was referred to Town Attorney William Haugaard to make determination on easements.

Mr. Horton also spoke on the matter of complaints regarding water seeping in on Industrial Blvd.

Supervisor Vojvoda stated that possibly the Conservation Department may be prevailed upon to take measures to correct the existing condition.

POLICE DEPARTMENT

Police Chief Grodski informed the Board that he has received estimates from three cleaning establishments on cleaning and repairs of reefers.

After discussion on the matter, it was decided that the cleaning and repairs of reefers be given to Louis Frank and Sons.

UNFINISHED BUSINESS - re Code of Ethics

Jacob Harding, member of Code of Ethics Committee submitted copies of the proposed Code of Ethics and made the following statement:

"Gentlemen, I have been privileged by request of the majority of the Ethics Committee to make this report to you. You will notice that the Report is made in two parts; Part 1 - the Code of Etchis and then Part 2. For the purpose of my few remarks today we will skip the Code of Ethics - but I would like to read the fourth page which is Part 2 of the Report, which is as follows:"

'a. It is recommended, whenever a resolution is passed in regard to a matter in which executive sessions have previously been held, that such executive sessions be revealed and the fact of their existence be placed upon the record prior to the resolution and that the matters discussed at such executive sessions be set forth in as great detail as possible.

b. It is recommended, whenever a report of a Federal or State Agency or Department is rendered to the Supervisor or the Town Board, that such report be included in the minutes of the next Town Board meeting and the fact, that such a report has been received and is on file with the Town Clerk, be published in the official newspaper of the Town'. (End)

Mr. Harding continued: "Our main theory behind the report is - Let the public know as much as possible."

Mr. Harding made reference to Whereas clauses and quoted: "We the people of the United States, in order to form a more perfect Union, to insure domestic tranquility, to provide for the common defense, to promote the general welfare and to secure the blessings of liberty for ourselves and our posteriy" - and stated that the Preamble to the Constitution is one of the greatest Whereas Clauses in history.

Mr. Harding continued: "When you don't recite what happens in executive session and then don't even put in any "Whereas" clauses in your resolutions you are guilty of no disclosure - people are completely in the dark, and as a result they are suspicious - then resentful - then voting against you on a referendum. May I make note that the County Board of Supervisors has agreed to tape their executive sessions. We do not go that far but that should be very significant. In the Town of Islip evidence has clearly revealed and will continue to reveal in many of these cases that most of the hanky panky took place in executive sessions. "

Mr. Harding continued: "Even for your own information - you forget - you know - you should, while the record and memory are fresh, make reference to executive sessions when you, at least, subsequently pass a resolution. How many times have you thought you did or didn't act on a certain matter and then were surprised to find the record differed from your resolution. Then - maybe - you were insistent about it with the Town Clerk. But it happened in executive session and not at open Board Meeting and you were surprised and wrong. I do not speak as a stranger, for I've been around the track once or twice myself. "

UNFINISHED BUSINESS - re Code of Ethics continued:

Mr. Harding continued to state: "To ask us as a Committee merely to bring in a Code of Ethics is asking us to act like a rubber stamp. Actually the law amply covers all that we put in a Code of Ethics. In fact, one Supervisor simply had the law taken from the applicable sections, recited the passages and said to the officers and employes of the Town, "Here is the law - that's your Code of Ethics". Setting up a Code of Ethics is reaffirming the State Laws and reaffirming a group of good intentions. May be it makes people feel good and gives them religion - it clears their conscience. "

Mr. Harding continued: "This Committee, however wants to go a little beyond the process of recodifying in an ethics package the already existing State Law. Recently I saw on television an old fashioned Town Board meeting being conducted in an open meeting and all matters were voted upon by the people of the Town. Of course we are too advanced and there is too much to be done for that method of conducting our Town affairs. But let's get as much as we can upon the record. We are on the road to disclosure. Don't under estimate the public. It is the common fault of some people when they hold public office to think that certain information should not be available to the public. These officials become paternal and patronizing. They think they know best - that's what they were elected for - they think. Yes, you are elected to make decisions. But the public, in many cases, wants to know the reason for your decisions. "

Mr. Harding continued: "You ask for a disclosure on an application for a change of zoning. You want the names of all interested parties (23 recently in a matter before you) with all the details - you ask for all that and then you don't even say who appeared in an executive meeting or if anybody appeared at all. A public official performs his work in a glass show case. At present - three of the four sides of the showcase are glass and one is wood - it's hidden. You remove the wood panel and stand revealed completely. "

Mr. Harding concluded saying: "Our suggestions, we feel are a reasonable approach to the matter of executive sessions and disclosures. On reports of State Agencies - it speaks for itself. We have enjoyed a friendly relationship on the Committee, with Councilman Grodski. He has permitted us all the freedom we have desired and in no way attempted to exert pressure or influence. We express to him our thanks for his help and cooperation. May I mention that Mrs. Pat Tormey has done much of the hard work as Secretary of this Committee. I would like to mention the names of our Committee with our thanks, Vint Grodski, Ed Purcell, Francis Yakaboski, Ed Kelley, Henry O'Brien and Patricia Tormey. We are all happy to have been of service and respectfully submit our report. "

Supervisor Vojvoda thanked Mr. Harding for his remarks and the members of the Code of Ethics for the submitted report.

Councilman Grodski made the following statement:

"I would like to take the opportunity at this time to thank the members of the Ethics Committee, Edward Kelley, Henry O'Brien, Edward Purcell, Francis Yakaboski, Jack Harding and Mrs. Patricia Tormey for their time in compiling this Code of Ethics.

UNFINISHED BUSINESS - re Code of Ethics continued:

Councilman Grodski continued to state: "We had many discussions on and many times everyone did not agree but this is good as I wanted a diversified group in compiling something concrete. We were fortunate to have Mrs. Tormey taking and typing up the minutes for us, which took a great deal of time and effort, and the Committee and the Town of Riverhead owe Mrs. Tormey a special "thank you."

Councilman Grodski concluded saying: "We have made our recommendations through Mr. Harding and I heartily endorse them."

Supervisor Vojvoda thanked Councilman Grodski for taking chairmanship of this Committee.

The Report was ordered filed for further study by the Town Board.

Supervisor Vojvoda recessed the meeting to hold a Public Hearing.

PUBLIC HEARING - 11:00 A. M.

Town Clerk submitted affidavits of posting and publishing Notice of Public Hearing to amend Zoning Ordinance No. 26 relating to disclosure.

The affidavits were ordered placed on file.

Thereupon Supervisor Vojvoda declared the Hearing open and asked if anyone wished to be heard in favor of or against the aforesaid matter.

William Haugaard, Town Attorney explained the proposed change as follows: "It would require any applicant for change of zoning to disclose fully who is interested in the property affected by the change and if a corporation owns the property then the 10 largest stockholders would be required to list their names. The only exception is publicly held corporation such as one listed on the stock exchange. They are not required to list their shareholders. Secondly, it requires to give authority to any member of the Board of Appeals in any proceeding before the Board of Appeals to require this information, it is not mandatory."

Mr. Haugaard recommended that the Board hold up action on this change as the State of New York during the last week passed a statute dealing with this subject and copies of what they have enacted are not yet available.

Mr. Wickham Tyte stated that he felt it either be mandatory or not mandatory insofar as the Board of Appeals is concerned and asked if it could be standard procedure that the Board of Appeals require disclosures.

Town Attorney stated that as far as change of zone - it is mandatory and the point is that many variances or special permits which come before the Board of Appeals are rather obvious and this is an attempt to eliminate paper work.

Patricia Tormey, Chairman, Zoning Board of Appeals stated that they never accept an appeal from anyone other than the owner of the property.

No one else wishing to be heard and no communications having been received thereto, Supervisor Vojvoda declared the hearing closed and re-opened the meeting.

The Town Board deferred action on the Zoning Ordinance amendment pending receipt of the State Enactment.

RESOLUTIONS

Town Justice Costello offered the following resolution which was seconded by Town Justice Zaloga.

RESOLVED, That Kenneth E. Wells, Jr., be and is hereby reappointed as a member of the Zoning/Board of Appeals, to serve for a period of five (5) years, commencing June 1, 1968 and ending May 31, 1973, to be compensated at the rate of \$750.00 per annum, payable bi-weekly.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

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

RESOLVED, That Patricia S. Tormey be and is hereby appointed and designated as Chairman of the Zoning Board of Appeals of the Town of Riverhead, to serve for a period of one (1) year, commencing June 1, 1968, and to be compensated at the rate of \$1,000 per annum, payable bi-weekly.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

Town Justice Zaloga offered the following resolution which was seconded by Town Justice Costello.

WHEREAS, Pursuant to Section 209-q subd.1-a of the General Municipal Law, Donald Robinson, Wesley Droskoski and Lawrence Grattan have satisfactorily completed an approved police first line supervisory school and have received a certificate from the Municipal Police Training Council attesting thereto, therefore

BE IT RESOLVED, That Donald Robinson, Wesley Droskoski and Lawrence Grattan be and are hereby appointed permanently as Police Sergeants, effective June 3, 1968.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

Town Justice Costello offered the following resolution which was seconded by Town Justice Zaloga.

RESOLVED, That John Carl Seaman be and is hereby appointed Provisional Police Patrolman pending Certified Civil Service List from the Suffolk County Civil Service Commission, at the rate of \$3.00 per hour, payable bi-weekly, effective May 29, 1968 and to serve at the pleasure of the Town Board.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

RESOLUTIONS

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

BE IT RESOLVED, That the Town of Riverhead hereby indorses the proposed dredging in Peconic River in the Towns of Riverhead and Southampton as per drawing dated May 20, 1968, submitted by R. M. Kammerer, Suffolk County Commissioner of Public Works and filed in the office of the Town Clerk.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

Certified copies to be forwarded to Suffolk County Department of Public Works, Suffolk County Board of Supervisors and N. Y. State Corps of Engineers.

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

WHEREAS, Riverhead Chamber of Commerce has applied for a Permit for a display of fireworks to be held at the Town Beach in South Jamesport, New York on the evening of July 4th, 1968, rain date July 5th, 1968, and

WHEREAS, Said applicant has filed with the Town Clerk a Certificate of Insurance naming the Town of Riverhead with a coverage limit of \$500,000/\$500,000 for Public Liability and \$500,000/\$500,000 for Property Damage, and a sketch showing location where the fireworks are to be discharged by Pyrotechnic Products Company, Bellport, N. Y., the firm in charge of setting off said fireworks, and

WHEREAS, The Town Attorney has read and approved all papers filed in this connection, now, therefore

BE IT RESOLVED, That the Town Clerk be and is hereby instructed to issue a Fireworks Permit for the public display of fireworks, to Riverhead Chamber of Commerce, at the Town Beach, South Jamesport, New York, for the evening of July 4th, 1968, rain date July 5th, 1968, and

BE IT FURTHER RESOLVED, That the issuance of said Permit is subject to conditions and provisions as contained in Section 1894-a, Subd. 4 of the Penal Law of the State of New York.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

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

RESOLVED, That the Supervisor be and is hereby authorized to transfer the sum of \$741.00 from the General Town Current Surplus Account to Recreation/Parks/500 subsidiary account for the purpose of financing bill of Art Fence Co., in the amount of \$741.00.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

RESOLUTIONS

Town Justice Costello offered the following resolution which was seconded by Town Justice Zaloga.

WHEREAS, The Town Board of the Town of Riverhead, Suffolk County, New York, has caused all matters and things to be done which are required by the Town Law, in order that amendments to Zoning Ordinance No. 26 of the Town of Riverhead, as Amended, more particularly to the Zoning Map incorporated therein, may be adopted by the Town,

NOW, THEREFORE, By virtue of the authority vested in it by the Town Law and other statutes made and provided, the Town Board of the Town of Riverhead hereby adopts the following amendment to Zoning Ordinance No. 26 of the Town of Riverhead, as Amended, more particularly to the Zoning Map incorporated therein:

1. By changing from "Farm 1" Use District to "Industrial 2" Use District, a tract of 217.498 acres more or less, situated at Manorville, Town of Riverhead, bounded and described as follows:

BEGINNING at a point on the southerly side of River Road where the same is intersected by the westerly side of land now or formerly of Jessie W. Donohue; running thence along said land, (1) South 2° 16' 40" East, 430.46 feet; (2) South 28° 25' 40" East 496.55 feet; (3) South 59° 15' 10" West, 1809.64 feet and (4) South 21° 52' 40" West, 5,045.46 feet; thence along land now or formerly of H. R. Johnson, (1) North 51° 52' 40" West, 723.22 feet; (2) North 40° 45' 40" West, 276.33 feet, (3) North 34° 21' 10" West, 194.91 feet; (4) North 19° 25' 10" West, 262.47 feet; (5) North 28° 26' 20" West, 198.83 feet; (6) North 10° 42' 20" West 527.21 feet; (7) North 1° 49' 40" East, 212.99 feet; (8) North 7° 28' 10" East, 643.63 feet, (9) North 60° 15' 00" East, 1884.50 feet; (10) North 24° 59' 10" East 240.28 feet and (11) North 36° 15' 30" West, 1017.03 feet to the southeasterly side of River Road and thence along the southeasterly, easterly and southerly side of River Road (1) North 62° 00' 10" East, 190.57 feet, (2) North 56° 08' 40" East, 142.06 feet, (3) North 52° 27' 50" East 490.24 feet, (4) North 50° 39' 50" East, 473.61 feet, (5) North 60° 27' 00" East, 481.54 feet, (6) on a curve to the left, having a radius of 288.42 feet a distance of 336.82 feet, (7) North 6° 27' 40" West, 448.52 feet, (8) North 3° 21' 20" West, 174.42 feet and (9) South 89° 25' 40" East, 1550.87 feet to the point or place of BEGINNING.

The premises proposed to be rezoned are accurately shown on map entitled "Proposed Change in Zoning Use District at Manorville, Town of Riverhead, Suff. Co., N.Y., Applicant Wooded Hills Corp." dated March 15, 1968, is on file with the Town Clerk of the Town of Riverhead.

RESOLUTION continued:

The adoption of the aforesaid amendment to Zoning Ordinance No. 26, of the Town of Riverhead, as Amended, more particularly to the Zoning Map incorporated therein, shall take effect 10 days after publication and posting.

The vote Councilman Young, Yes Councilman Grodski, Yes Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

Town Justice Costello offered the following resolution which was seconded by Town Justice Zaloga.

RESOLVED, That the Long Island Lighting Company be and is hereby authorized to make a survey for the installation of a street light on Pole #42A, located on the corner of Marcy and Osborne Avenue, Riverhead New York, within the Riverhead Lighting District.

The vote Councilman Young Yes, Councilman Grodski, Yes Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

Town Justice Zaloga offered the following resolution which was seconded by Town Justice Costello.

RESOLVED, That the Town Clerk is authorized and directed to publish the following Notice of Public Hearing in the May 30th issue of the News-Review:

NOTICE OF PUBLIC HEARING

Pursuant to the Town Law, a Public Hearing will be held by the Riverhead Town Board at the Town Hall, 220 Roanoke Avenue, Riverhead, N. Y., at 10:45 o'clock A.M., the 11th day of June, 1968, in the matter of the adoption of the following amendment to Town Ordinance No. 37, adopted April 19, 1967, and entitled "Ordinance Regulating Use of Beach", to wit:

1. Section 2 (b) of Town Ordinance No. 37, adopted April 19, 1967, is repealed.
2. Section 2 (a) is renumbered Section 2.

Any person desiring to be heard on the said amendment must appear at the time and place above specified.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

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

WHEREAS, the following applications for the construction of curbs and gutters have been received by the Town Board and reviewed by the Highway Committee, which recommends that curbs and gutters be constructed at a cost to the applicant for materials and an expense not exceeding a sum to the Town as listed hereinafter:

RESOLUTION continued:

Name	Cost to Applicant	Expense to Town
Mrs. Gary Robinson 335 Pond View Road, Riverhead, N. Y.	\$100.00	\$250.00
Andrew Kitinsky 17 Prospect Place, Riverhead, N. Y.	60.00	150.00
Michael J. McCormack 15 Prospect Place, Riverhead, N. Y.	60.00	150.00
Harry B. Ward 33 Prospect Place, Riverhead N. Y.	60.00	150.00
John A. Cushman 29 Prospect Place, Riverhead, N. Y.	60.00	150.00
John B. Miller 470 Marcy Avenue, Riverhead, N. Y.	50.00	125.00
Peter S. Danowski 348 Marcy Avenue, Riverhead, N. Y.	50.00	125.00
Leonard Nedosik 434 Ostrander Avenue, Riverhead, N. Y.	60.00	150.00
Marie Painter 359 Fishel Avenue, Riverhead, N. Y.	62.00	160.00
Birdsey A. Youngs, Jr. 842 Ostrander Avenue, Riverhead, N. Y.	150.00	375.00

NOW, THEREFORE BE IT RESOLVED, that the above stated applications be approved and that Curbs and Gutters be constructed pursuant to a contract with the aforementioned applicants, and be it

FURTHER RESOLVED, that the Supervisor be authorized to sign the said contracts in behalf of the Town when the moneys to be paid by above said applicants are turned over and the contracts have been signed by them, and

BE IT FURTHER RESOLVED, that upon the execution of the contract the Superintendent of Highways be directed to perform the work.

The vote, Councilman Young Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

RESOLUTIONS continued:

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

RESOLVED, That the Town of Riverhead beach sticker fee be \$2.00 for the year 1968, and to be sold only to residents of the Town of Riverhead.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

Town Justice Costello offered the following resolution which was seconded by Town Justice Zaloga.

RESOLVED, That Robert Thos. Sloane, the Third, be and is hereby appointed Provisional Police Patrolman pending Certified Civil Service List from the Suffolk County Civil Service Commission, at the rate of \$3.00 per hour, payable bi-weekly, effective June 11, 1968 and to serve at the pleasure of the Town Board.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

Supervisor Vojvoda called to the attention of the Board the matter of the Yacht Club Proposed Change Lease and asked the members of the Board for their opinions.

Town Justice Zaloga stated that he is willing to go along with a permissive referendum.

Town Attorney Haugaard stated that the Yacht Club has requested that the Town Board merely indicate whether it is interested in going ahead so that they can go ahead with their plans and if the Board is not interested than they would drop their plans and not incur any expense.

Town Justice Zaloga stated that for tax purposes everyone should know that the proposed building would cost approximately \$35,000 and the bulkheading about \$10,000 and we are coming up with about \$1000 in taxation returns.

Town Justice Zaloga offered the following resolution which was seconded by Councilman Grodski.

RESOLVED, That the Yacht Club be requested to submit more detailed plans of their proposal for lease of property at Jamesport from the Town of Riverhead.

The vote, Councilman Young, No, with the following explanation:

"I oppose this mainly because the Yacht Club is a private organization open only to members and although most anybody can become a member, however, it is up to them who can or who cannot become a member. I think it is more or less immoral to lease public land which is designated for use of the people of Riverhead, to any private organization. We may be setting a precedent or opening a Pandora's box. We have the Wading River Boating Association and other organizations. I don't want to set a precedent that way. It may even be illegal and reading the notice of the original taking of this property, "Whereas the County of Suffolk will dredge said creek and make it navigable and convenient for the sheltering of boats if the said Town of Riverhead acquires the said property for public use, and

RESOLUTION continued:

Whereas, the Town Board desires to take advantage of the dredging offer of the County of Suffolk at this time and thus save the great expense to the Town of dredging said creek itself, all to the public benefit of the people of the Town of Riverhead. (End of quote) Here again you have public benefit to the people of the Town of Riverhead. So it may be that we are breaking faith with the County as all of the people of Suffolk County put their money into this dredging operation for the people of the Town of Riverhead to keep it open for public use. One other point, it was voted down once and although it has been changed somewhat, I don't think that this has in anyway changed the moral or legal issues. And I think that the Yacht Club should come to us first and say they want it. I don't think we should tell them first that they can have it and let them make up their minds whether or not they want it."

Councilman Grodski voted, Yes.

Town Justice Zaloga voted, Yes, and made the following statement: "I would like to go back to the acquisition of this property. The only way we could get any part of the dredging is to do what we did. If you remember there was a condemnation of lands and it was the only way Riverhead had the opportunity to have the County involved in dredging. I would like to say to you, Mr. Young, if we develop this for the people of the County of Suffolk, I'm against everything that we're doing. I don't want the people of the County of Suffolk in that area. I want the people of the Town of Riverhead in that area. We have the State Boat Launching now and the people of the State of New York are entitled there, but I don't want to pay for the people of the County of Suffolk no more than I want to pay for the Police in the County of Suffolk. To me it seems like plain good business and I prefer to take what is approximately \$1000 per year coming back to us and invest it in a piece of land somewhere else and develop it properly."

Town Justice Costello, voted, No, and made the following statement: "I publicly said I would vote no, on the proposition of the leasing of this land for the reason that the people have spoken and as representatives of the people, I think we should do their wishes. I have two other reasons - the proposal or the agreement tendered to us read "At the termination of this lease or any renewal thereof, if said demised property is not to be used by the Town of Riverhead for Town purposes the tenant is to have the first right to purchase or lease said premises as improved on terms to be agreed upon by the respective parties hereto." (End) Which in my opinion is the intention of the people who lease the land that they would like to have it for another renewal period thereto, or at least purchase it. My third reason is that we are contemplating buying public lands for recreation purposes. I can't see leasing and giving this land away if we are going to purchase other lands."

Supervisor Vojvoda voted, Yes, and made the following statement: "I would like to clarify two points - one is George Young's - yesterday the County voted on dredging projects, 90% of them which are in the West. Rest assured that in many cases they will be projects for Yacht Clubs and not only for people in Suffolk and in many cases small creeks where there are only a half dozen property owners who won't get the use that Riverhead has. In reference to Judge Costello's statement, yes, we are going to purchase future lands but land that can be used by more people. Just a

RESOLUTION continued:

week ago Stan Grodski received 5,000 trees. What we did with them - we put them on this piece of property because it is such a sand pit and the people complain about losing their paint on their houses every time the wind blows. It is a piece of waste land. We owe it to the public to develop it and try to get some tax money out of it, because it can't be used for any other purpose but boating. It can't be used for recreation as it is too narrow and as far as the Town developing this area, it won't be done in our time - we won't live to see it.

5 Votes Cast- 3 Yes - 2 No. The resolution was thereupon declared duly adopted.

The Town Clerk was directed to send a certified copy of the resolution to the Yacht Club.

Edward Purcell asked about the proposal Councilman Young made that the Yacht Club give us some property in return.

Councilman Young said he discussed this matter with several of the Yacht Club people and learned they want too much money for their property so it would never work out.

Supervisor Vojvoda said that we don't need the boat launching site there. We will have one at Warners for about \$1500.

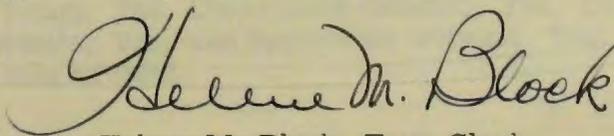
Wickham Tyte stated: "In respect to what George Young read, Judge Zaloga would imply that it was for County use. I think that if you read the wording carefully, the County has agreed to dredge it if it were to be used by the people of the Town of Riverhead not by the people of the County of Suffolk. It was County taxpayers money and they dredge lots of places at both ends of the County but I don't think there was any implication of County use."

Mr. Tyte further stated: "And one other thing when Supervisor Vojvoda made a great deal to do about the Hollis Warner taking, the County took it for County purposes not for wet lands but he himself was one that pushed so they wouldn't be trapped into a certain use, specifically so that if they wanted to sell it they were not held to a fast rule that they had to do a certain thing ---but this other wording stated specifically what it was to be used for and by whom it was to be used."

Supervisor Vojvoda stated: "If you ask George Percy he will tell you why I made sure that we had the proper wording because the Town of Riverhead could never expand its Sewer District. That is why George Percy drafted it so carefully."

Mr. Tyte commended Supervisor Vojvoda for having a sharp mind in the matter of the wording on the Hollis Warner set-up.

There being no further business on motion and vote, the meeting adjourned at 11:35 A. M. to meet on Tuesday, June 4th, 1968 at 10:30 A. M.



Helene M. Block, Town Clerk