

Minutes of a Meeting of the Town Board of the Town of Riverhead held at the Town Hall, Riverhead, New York, Tuesday, October 8th, 1968 at 10:30 A. M.

Present:

- Robert B. Vojvoda, Supervisor
- Bruno Zaloga, Town Justice
- Thomas R. Costello, Town Justice
- Vincent B. Grodski, Councilman
- George G. Young, Councilman

Also present: William C. Haugaard, Town Attorney
Alex E. Horton, Supt. of Highways

Supervisor Vojvoda called the meeting to order at 10:30 A. M. and called a recess to hold a Public Hearing.

PUBLIC HEARING - 10:30 A. M.

Town Clerk submitted affidavits of posting and publishing Notice of Public Hearing on the matter of the proposed change of Zoning Ordinance No. 26 and Zoning Map incorporated therein, Town of Riverhead, Riverhead, New York. The affidavits were ordered filed.

Town Attorney William C. Haugaard explained that the proposed change of zone is to change from Residence 2 Use District to Business 1 Use sides of Roanoke Avenue north of the existing Business 1 Use District to the southerly side of Franklin Street, and the southerly side of Franklin Street extended, between the eastern property line of Riverhead Cemetery on the west and 200 feet east of the easterly side of Roanoke Avenue on the east.

Petitioners Robert S. Zagorski and Linda L. Zagorski stated for the record that they are the only persons being owners of the premises on 729 Roanoke Avenue and the only persons interested in the premises.

Supervisor Vojvoda thereupon declared the Hearing open and asked if anyone wished to be heard in favor of or against the proposed change of zone.

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

RESOLUTION:

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

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 In the matter of the :
 adoption of an amendment to zoning :
 Ordinance No. 26, Town of Riverhead, :
 Suffolk County, New York :
 -----x

RESOLUTION

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 and other statutes made and provided in connection with an amendment to Zoning Ordinance No. 26, as amended, and zoning map incorporated therein, Town of Riverhead, Suffolk County, New York, and

NOW, THEREFORE, BE IT RESOLVED and this Town Board hereby ordains and enacts the following amendment to said Zoning Ordinance, No. 26, as amended, and zoning map incorporated therein, Town of Riverhead, Suffolk County, New York:

"To change from Residence 2 Use District to Business 1 Use District the area located on both sides of Roanoke Avenue north of the existing Business 1 Use District to the southerly side of Franklin Street, and the southerly side of Franklin Street extended, between the eastern property line of Riverhead Cemetery on the west and 200 feet east of the easterly side of Roanoke Avenue on the east."

The aforesaid amendment to Zoning Ordinance No. 26, as amended and zoning map incorporated therein, Town of Riverhead, Suffolk County, New York, shall take effect ten days after publication and posting.

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

Supervisor Vojvoda asked if anyone wished to be heard.

Mr. Wickham Tyte, Town Leader of the Riverhead Conservative Party made inquiry as to the reason for salary increases for four town employees at this time of the year, and asked the formula used to compute same.

Supervisor Vojvoda replied to Mr. Tyte, stating that the four employees in question had taken promotional tests and the increase is computed on a standard formula.

Mr. Tyte asked what effect the 18 man legislature deal to go into effect in 1970 will have on the supervisor's salary.

Supervisor Vojvoda replied stating that the Supervisor's salary will have to be raised in 1969 for the 1970 Budget.

Mr. John Wernikowski, Aquebogue, New York, appeared before the Board voicing complaint that his neighbor Mrs. Mills who owns and operates a stand, continues to put refuse from the stand on his property.

Mr. Wernikowski informed the Board that the Building Inspector had made two visits to Mrs. Mills regarding this matter, and Mrs. Mills still refuses to comply.

Supervisor Vojvoda advised Mr. Wernikowski that the Board will discuss the matter with the Building Inspector.

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

RESOLUTION continued:

RESOLVED, That the Minutes of the Meeting of the Town Board held in the Town Hall on October 1, 1968, be approved as submitted.

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

Town Justice Zaloga entered the meeting room and joined the members of the Town Board.

APPLICATION FOR CURB S AND GUTTERS

Theodore Bendel, 236 Fishel Avenue, Riverhead, New York. Filed.

REPORTS

Supervisor's, month of September, 1968. Filed

Recreation Department, month of September, 1968. Filed.

RESOLUTION:

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

RESOLUTION GRANTING SPECIAL PERMIT TO EXTEND CAMP.

WHEREAS, Anthony and Ruth T. Abruzzo have applied for a Special Permit pursuant to Section 206A(59) of Town Ordinance No. 26 to extend a camp off River Road (Forge Road), Calverton, New York, in accordance with a Plan of Extension prepared by Alden W. Young, P. E. & L. S., redated September 14, 1968; and

WHEREAS, it appears that Plats 45, 46, 47 and 48 as shown on such plan are untenable, but that the plan is in all other respects satisfactory; nor, therefore,

BE IT RESOLVED, That Anthony and Ruth T. Abruzzo be and hereby are granted a Special Permit for a camp, pursuant to Section 206A(59) of Town Zoning Ordinance No. 26, as shown on Plot Plan of Extension of Peconic River Trailer Park prepared by Alden W. Young, P. E. & L. S. redated September 14, 1968, EXCEPT that such permit does not apply to Lots 45, 46, 47 and 48 on such plot plan.

The vote, Councilman Young, Not Voting, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was thereupon declared duly adopted.

RESOLUTION!

Councilman Grodski offered the following resolution and moved its adoption:

RESOLUTION OF THE TOWN OF RIVERHEAD, NEW YORK,
ADOPTED OCTOBER 8TH, 1968, AUTHORIZING THE RENEWAL
OF A \$12,000 CAPITAL NOTE FOR CONSTRUCTION OF COLUMBUS
AVENUE.

WHEREAS, the Town of Riverhead, in the County of Suffolk, New York, has heretofore duly authorized, sold and issued its \$12,000 Capital Note for the construction of Columbus Avenue-1967, and it is now necessary and desirable to provide for the renewal of said Note by the issuance of a new Note in the principal amount of \$12,000, now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD IN THE COUNTY OF SUFFOLK, NEW YORK, AS FOLLOWS:

Section 1. The \$12,000 Capital Note for the Construction of Columbus Avenue-1967, of the Town of Riverhead, in the County of Suffolk, New York, dated October 25, 1967, maturing October 25, 1968, numbered 1, heretofore duly authorized, sold and issued pursuant to the Resolution duly adopted by the Town Board on October 17, 1967, is hereby authorized to be renewed, by the issuance of a new note in the principal amount of \$12,000. The maturity of said renewal note herein authorized shall not be later than one year from its date, and said note may be further renewed pursuant to the provisions of the Local Finance Law.

Section 2. The terms, form and details of said Renewal Note shall be as follows:

Amount and Title:	\$12,000 Capital Note for Construction of Columbus Avenue.
Dated:	October 25, 1968
Matures:	October 25, 1969
Number:	R-1
Denomination:	\$12,000.
Interest rate:	_____%, per annum, payable at maturity.

Place of payment of principal and interest:	Supervisor's Office, Town Hall, Riverhead, New York.
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Form of Note:	Substantially in accordance with form prescribed by Schedule B, 2 of the Local Finance Law of the State of New York.
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Section 3. Said Note is hereby sold to _____

RESOLUTIONS Continued:

at the price of par, to bear interest at the rate of _____% per annum, payable at maturity, and the Supervisor, is hereby authorized to deliver said Note to said purchaser upon receipt of the principal amount plus accrued interest, if any, from the date of said Note to the date of delivery.

Section 4. Said Note shall contain the recital of validity prescribed by Section 52.00 of said Local Finance Law, and shall be a general obligation of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town, without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said Note and provision shall be made in the budget of the Town by appropriation for the redemption of the Note to mature in such year and for the payment of interest to be due in such year.

Section 5. Said Note shall be executed in the name of the Town by its Supervisor and the corporate seal of said Town shall be affixed thereto and attested by its Town Clerk.

Section 6. This resolution shall take effect immediately.

The adoption of the foregoing Resolution was seconded by Councilman Young and duly put to a vote on roll call which resulted as follows:

AYES: Councilman Young, Councilman Grodski, Town Justice Zaloga, Town Justice Costello, Supervisor Vojvoda.

NOES: None
The resolution was declared duly adopted.

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

BE IT RESOLVED, That the salary for Aurora S. Egert, Senior Clerk Typist in the Office of the Town Highway Department be increased from \$4,316.00 to \$4475.00 per annum, payable bi-weekly, effective October 7, 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.

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

BE IT RESOLVED, That the salary for Dorothy Jermusyk, Senior Clerk in the office of the Receiver of Taxes, be increased from \$4005.00 to \$4160.00 per annum, payable bi-weekly, effective October 7, 1968.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Zaloga, Yes, Town Justice Costello, Yes, 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.

BE IT RESOLVED, That the salary for Juliana Kulesa, Stenographer, Justice Court, be increased from \$3640.00 to \$4082.00 per annum, payable bi-weekly, effective October 7, 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.

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

WHEREAS, Time Certificates of Deposit of General Repairs Highway Item 1 in the amount of \$50,000, and the Town Highway Garage Account in the amount of \$8,225.00, will mature on October 21, 1968, and

WHEREAS, The funds of these deposits are needed to meet the current operating costs of aforesaid accounts, be it therefore

RESOLVED, That the Supervisor be authorized to redeem the aforementioned Time Certificates of Deposit on said date of maturity and deposit the principal and interest to the respective accounts.

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.

RESOLUTION CALLING PUBLIC HEARING ON CODE OF ETHICS ORDINANCE NO. 39

BE IT RESOLVED, that the Town Clerk is authorized and directed to publish the following notice in the News Review on October 24, 1968.

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, New York on the 6th day of November, 1968 at 11:00 o'clock A.M., in the matter of the adoption of a Proposed Code of Ethics Ordinance No. 39 for the Town of Riverhead; as follows:

PROPOSED CODE OF ETHICS ORDINANCE NO. 39

Section 1. The definitions of words and phrases set forth in section 800 of the General Municipal Law, as the same have been and may be amended, shall apply to this Code.

Section 2. The provisions of this code shall apply to the conduct of the officers and employees of the Town of Riverhead, except to the extent that such provisions are inconsistent with the provisions of Article 18 of the General Municipal Law of the State of New York, in which case the provisions of the General Municipal Law shall apply.

RESOLUTION continued:Section 3. BOARD OF ETHICS

There is hereby created and established a Board of Ethics consisting of five members, four of whom are to be appointed by the town board from among residents of the town, and who shall serve without compensation. The Town Attorney shall be the fifth member of the board, ex officio. Of the other four members first appointed to the board, one shall hold office for a term of one year; one for a term of two years; one for a term of three years; and one for a term of four years from and after his appointment. The composition of the board shall include not more than two persons enrolled in the same political party, and shall include at least one person not a municipal employee or officer.

Successors shall be appointed for terms of four years. The members of the board shall elect a chairman.

The board shall render advisory opinions with respect to this code, and with respect to the application of the provisions of Article 18 of the General Municipal Law to the officers and employees of the town, upon the request of the municipal officer or employee involved, or to the head of his department. No advisory opinions shall be rendered upon the request of any other person. All requests for opinions must be submitted in writing, and shall be rendered only to the person requesting the same.

The Board shall promulgate its own rules and regulations as to forms and procedures and shall maintain appropriate records of its opinions and proceedings.

Section 4. .SPECIAL RULES REGARDING EXECUTIVE SESSIONS OF THE TOWN BOARD

a. No person shall appear before the Town Board in executive session unless he shall ^{have} previously advised the town clerk of his intention and purpose to do so. The name, purpose and fact of such appearance shall be entered in the minutes of the next town board meeting following such executive session.

b. If the purpose stated to the town clerk by the person requesting an appearance before the town board in executive session concerns the zoning ordinance or laws of the town, the town clerk shall cause the entire discussion by such person and the town board to be recorded by tape recorder or similar device, and shall retain tapes of such proceedings for at least 12 months following the final action of the town board on the matter discussed at such session. Such recording shall be a public record, and any person may cause the same to be played, and may make transcriptions of the same, under reasonable rules of the town clerk.

c. The provisions of this section shall not apply to the appearance before the town board, in executive session, of any officer or employee of the town, nor to the appearance of any person hired by or under contract with the town, in respect to any matter covered by his office, employment or contract, nor shall it apply to the appearance before the town board, in executive session, or the officer, employee

RESOLUTION continued:

or agent of any municipal corporation, district or agency, nor to the officer or employee or representative of the government or subdivision of any state or of the federal government, in respect to any matter relating to their official duties.

d. Any person violating this section shall be subject to a fine of not more than \$100.

Section 5. This ordinance may be cited as the "Code of Ethics of the Town of Riverhead." Should any section of this code be declared invalid, such invalidity shall not affect the validity of the remaining provisions of the code. This ordinance shall take effect ten days after publication and posting as required by law.

Persons desiring to be heard on the proposed ordinance as aforesaid should appear at the time and place specified for public hearing.

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 recessed the meeting to hold a Public Hearing.

PUBLIC HEARING - 11:00 A. M.

Town Clerk submitted affidavits of posting and publishing Notice of Hearing in connection with certain improvements upon highways in the Northville Homes Road Improvement District, for the purpose of hearing and considering any objections to said assessment roll.

The affidavits were ordered filed.

Thereupon Supervisor Vojvoda declared the Hearing open and asked if anyone wished to be heard.

No one wishing to be heard and no communications having been received thereto, Supervisor Vojvoda declared the Hearing closed and reopened the meeting.

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

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In the Matter of the Petition for :
street improvement proposed for :
Northville Homes Road Improvement :
District. :
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RESOLUTION

RESOLUTION continued:

WHEREAS, an Assessment Roll has been prepared by this Town Board for and in connection with the improvements upon highways in the Northville Homes Road Improvement District, situate at Roanoke, Town of Riverhead, Suffolk County, New York, which said roll was completed and filed in the Office of the Town Clerk, of said Town, on or about the 20th day of August, 1968; and

WHEREAS, due notice of the completion of said assessment roll and of the time and place when and where this Board would meet to hear and consider any objections that might be made to said roll and for the purpose of reviewing, correcting and amending the same, was duly given by the Town Clerk by the Publication of Due Notice thereof in the News-Review, a newspaper published in the Town of Riverhead, and the Town Board met at the time and place specified, and a hearing was duly had upon said assessment roll, NOW, THEREFORE, be it

RESOLVED, that said Assessment Roll be and it hereby is approved, affirmed and adopted by the Town Board as originally proposed and filed; and it is further

RESOLVED, that the Town Clerk be instructed to annex to said assessment roll a warrant which shall be signed by the Supervisor and countersigned by the Town Clerk, commanding the Town Tax Collector to collect from the several persons named in said assessment roll, the sum or sums opposite their respective names, and to pay the same to the Supervisor of the Town.

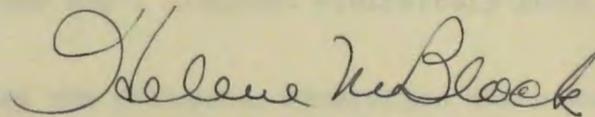
The adoption of the foregoing resolution was duly put to a vote for a roll call which resulted as follows:

AYES: Councilman Young, Councilman Grodski, Town Justice Zaloga,
Town Justice Costello and Supervisor Vojvoda.

NOES: NONE.

The foregoing resolution was declared duly adopted.

There being no further business on motion and vote, the meeting adjourned at 11:10 A. M., to meet on Tuesday, October 15th, 1968 at 10:30 A. M.



Helene M. Block, Town Clerk

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