

Minutes of a meeting of the Town Board of the Town of Riverhead Held in the Town Hall on Tuesday, December 18, 1956 at 10:00 A.M.

Present:

William J. Leonard, Supervisor

Thomas M. Stark

Otis G. Pike

Bruno F. Zaloga, Jr., Justices of Peace

John H. Benedict, Councilman

Also Present: Samuel L. Hays, Town Attorney.

Minutes of a meeting of the Town Board held on December 4, 1956, were submitted to the Board and on motion made by Justice Zaloga and seconded by Justice Stark, it was Resolved that the minutes be approved as submitted. The Vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes and Supervisor Leonard, Yes. The Resolution was thereupon declared duly adopted.

Mr. Whitaker, a resident of Calverton Acres in Calverton, N.Y., appeared before the Board and inquired whether or not the Highway Department would clear the roads in this Development in the event of a snow storm. Mr. Whitaker was assured by the Board that this would be done.

A communication was read to the Board from the Riverhead Fire Department enclosing a report of result of the election held on December 4th for Commissioner for 5 years, Commissioner for 4 years, and Treasurer for 1 year. The communication was ordered placed on file.

A communication was read to the Board from the Wading River Fire District advising the results of the election for Fire Commissioner. The communication was ordered placed on file.

Charles Allen Horton, Receiver of Taxes of the Town of Riverhead, submitted a report of the amount of taxes collected as of December 16, 1956. The report was ordered placed on file.

A communication was read to the Board from the Long Island Lighting Company dated December 11, 1956, regarding survey for street lighting on Tut's Lane and Peconic Bay Boulevard in the Jamesport Lighting District. The matter was referred to Councilman Benedict, Chairman of the Lighting District Committee and the communication was placed on file.

A communication was read to the Board from the New York State Traffic Commission dated December 10, 1956 relative to a parking restriction on the east side of Osborne Avenue north of Pulaski Street for a distance of 100 feet in the area of the School walkway. An order creating this restricted zone was also presented. The communication was ordered placed on file.

A communication was read to the Board from the New York State Traffic Commission dated December 10, 1956 as follows: "This concerns the request of the Riverhead Town

Board for a 30 mile per hour speed restriction on Linda Avenue and Broad Street in the Unincorporated Village of Aquebogue, Town of Riverhead, Suffolk County. A review of conditions along the highways has been made, and it is the Commission's opinion that facts in evidence do not support the action requested." Being that the request for this 30 mile per hour speed restriction was submitted by residents of Broad Street and Linda Avenue, the Town Clerk was instructed to invite any or all of the residents in this area to appear at the Town Board meeting and further discuss this problem. The communication was ordered placed on file.

On motion made by Justice Zaloga and seconded by Justice Pike it was RESOLVED that Edmund Buziak be authorized to exercise the usual powers of a police officer for private persons on private property. He may wear a police uniform and badge, but is not a Town employee. The Town shall not be responsible for his actions nor for injuries to him while he is acting. This authorization shall be at the pleasure of the Board, but not beyond December 31, 1957. Acceptance of this authorization shall be on the above conditions. The Vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes and Supervisor Leonard, Yes. The Resolution was thereupon declared duly adopted.

A communication was read to the Board from Helen A. Friese as follows: "This is to state that when turning north from First Street into East Avenue on Nov. 24th, 1956, I had a collision with a sharp edged piece of cement copan that

extended into the roadway on East Avenue to avoid collision with another car that was turning into First Street from a northerly direction on East Avenue. As a result of this collision, the front right tire and tube were ruined and cannot be used. This tire and tube is about six months old and has been driven about 3500 miles. Car owner Karl A. Friese." The matter was referred to the Town Attorney and the communication was ordered placed on file.

Justice Zaloga made the following motion which was seconded by Councilman Benedict:

WHEREAS, after due publication bids were received and opened on Tuesday, December 11, 1956 at 10 A.M. for uniforms for the Auxiliary Police as follows:

Vojvoda Cleaners \$1412.50 Total Price.

NOW, THEREFORE, BE IT RESOLVED that the Chief of Police be authorized to purchase 20 pair of pants, 20 shirts and 45 jackets for the Riverhead Auxiliary Police from Vojvoda's Cleaners, Riverhead, N.Y. for a total price of \$1412.50 as per bid dated December 10, 1956. The Vote---- Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes and Supervisor Leonard, Yes. The Resolution was thereupon declared duly adopted.

At the last Town Board meeting it was decided to hold the January 1957 meetings on January 8th and January 22nd. On motion made by Justice Stark and seconded by Justice Zaloga, it was RESOLVED that this resolution be amended

and that January 1957 meetings of the Town Board be held on January 3rd and January 15th. The Vote----Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes and Supervisor Leonard, Yes. The Resolution was thereupon declared duly adopted.

Mr. Robert Houston of the local radio station, WRIV, appeared before the Board. He offered the facilities of station WRIV to inform the townspeople of the discussions, decisions and problems relative to Riverhead Town Government. The Board was in accordance with this offer and Supervisor Leonard appointed Justice Pike to work out a program together with Mr. Houston.

On motion made by Councilman Benedict and seconded by Justice Zaloga, it was RESOLVED, that Supervisor, William J. Leonard, shall furnish an official undertaking in the amount of Forty Thousand (\$40,000) Dollars, for the faithful disbursements, safekeeping and accounting of all Town Highway moneys received by him as Supervisor for Highway Fund of the Town of Riverhead, and it is further

RESOLVED, that the Town Board approves the undertaking No. 701668, William J. Leonard, principal, and the Glens Falls Insurance Company, surety, in the sum of Forty Thousand (\$40,000) Dollars. The Vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes and Supervisor Leonard, Yes. The Resolution was thereupon declared duly adopted.

On motion made by Justice Stark and seconded by Councilman Benedict, it was RESOLVED that Supervisor, William J. Leonard, shall furnish an official undertaking in the amount of Six Thousand (\$6,000) Dollars, for the faithful disbursement, safekeeping and accounting of all State Aid for highway moneys received by him as Supervisor of the Town of Riverhead, and it is further

RESOLVED, that the Town Board approves the undertaking, No. 701669, William J. Leonard, principal, and the Glens Falls Insurance Company, surety, in the sum of Six Thousand (\$6,000) Dollars. The Vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes and Supervisor Leonard, Yes. The Resolution was thereupon declared duly adopted.

The Supervisor's Report for the month of November 1956 was submitted to the Board and ordered placed on file.

Justice Pike made the following motion which was seconded by Justice Stark: RESOLVED that the Town Clerk be authorized to purchase one Verifax Signet Copier to be used by all official Town Departments from the Burton Mount Sales Corp, 156 North Franklin Avenue, Hempstead, L.I., for a total price of \$148.00. The Vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes and Supervisor Leonard, Yes. The Resolution was thereupon declared duly adopted.

On motion made by Justice Zaloga and seconded by Councilman Benedict, it was RESOLVED that Alexander C. Doroski, William H. Palmer and Frank Harris, having given

satisfactory service during their probationary term which expires on December 31, 1956, be retained as Police Patrolman of the Town of Riverhead, as per report of the Suffolk County Civil Service Commission dated December 16, 1956. The Vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes and Supervisor Leonard, Yes. The Resolution was thereupon declared duly adopted.

A communication was read to the Board from Scheinberg, Wolf, Lapham and DePetris, dated December 5, 1956 regarding the Town parking lot on the northeast corner of Griffing Avenue and West Second Street with reference to an increase in rental for this parking lot upon renewal of the lease. The matter was tabled to the next Board meeting, and the communication was ordered placed on file.

A communication was read to the Board from Attorney William J. Hattrick, dated December 10, 1956 as follows: "Mr. Frank Firth received a letter advising him of a resolution adopted by the Board with reference to his property at Wading River. We note that the plans have been dropped and are wondering just what the situation is. Any information from you would be appreciated." No specific action was taken on this letter.

On motion made by Justice Pike and seconded by Councilman Benedict, it was RESOLVED that Justice Zaloga be authorized to appoint a School Traffic Officer. The Vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes;

and Supervisor Leonard, Yes. The Resolution was thereupon declared duly adopted.

Justice Stark reported upon the request of the Riverhead Savings Bank to eliminate the continuous right-hand turn into Peconic Avenue for cars approaching Peconic Avenue from the west.

On motion made by Justice Zaloga and seconded by Justice Stark, it was RESOLVED that the Town Clerk be instructed to request the State Traffic Commission to remove the green arrow on the traffic light at the corner of Peconic Avenue and Main Street and to substitute in lieu of this green arrow, a sign reading "No Turn on Red." This change to be on a two week's trial basis. The Vote - - Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes; and Supervisor Leonard, Yes. The Resolution was thereupon declared duly adopted.

Justice Stark offered the following resolution and moved its adoption:-

BOND AND CAPITAL NOTE RESOLUTION OF THE TOWN OF RIVERHEAD, NEW YORK, ADOPTED DECEMBER 18, 1956, AUTHORIZING, AT AN ESTIMATED MAXIMUM COST OF \$7500, THE ACQUISITION OF A CERTAIN PIECE OR PARCEL OF LAND AS THE SITE, AND, AT AN ESTIMATED MAXIMUM COST OF \$113,600, THE CONSTRUCTION THEREON, OF A TOWN HIGHWAY GARAGE, APPROPRIATING \$121,100 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$6,100 CAPITAL NOTES, TO PROVIDE THE DOWN PAYMENT, AND \$115,000 SERIAL BONDS, OF THE TOWN, TO FINANCE THE REMAINDER OF THE APPROPRIATION.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD,
IN THE COUNTY OF SUFFOLK, NEW YORK, (by the favorable vote
of not less than two-thirds of all the members of said
Board) AS FOLLOWS:-

Section 1. As a public improvement in and for the
Town of Riverhead, in the County of Suffolk, New York, there
is hereby authorized at an estimated maximum cost of \$7500
the acquisition by purchase of a certain piece or parcel
of land containing 7.389 acres, more or less, situate on
the southwest side of Osborne Avenue, approximately 900 feet
north of County Highway Route No. 58, bounded on the east
by land of L. & J. Stakey, on the south by land of the
Riverhead Water District and on the west by land of Harry A.
Finkelstein, Riverhead, in said Town, as the site, and, at an
estimated maximum cost of \$113,600, the construction thereon,
of a Town Highway Garage to be used for housing and storing
Town machinery, tools, implements and equipment, including
grading and improving of the site and purchase of the
necessary original furnishings, equipment, machinery and
apparatus required therefor, all in accordance with plans
and specifications to be prepared by Charles Wood, a
licensed architect of the State of New York. The estimated
total cost of both of said specific objects or purposes,
including preliminary costs and costs incidental thereto
and the financing thereof, is \$121,100 and the said amount
is hereby appropriated therefor. The plan of financing
includes the issuance of \$6,100 capital notes to provide
the required down payment, the issuance of \$115,000 serial

bonds to finance the remainder of the appropriation, and the levy of a tax upon all the taxable real property in the Town to pay the interest on said notes and bonds and the principal thereof at maturity.

Section 2. Capital Notes of the Town in the principal amount of \$6.100 and serial bonds of the Town in the principal amount of \$115,000, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York, as amended.

Section 3. The following additional matters are hereby determined and stated:-

(a) The capital notes and serial bonds hereby authorized are to be issued for the specific object or purpose of the acquisition of certain land as the site, and the construction thereon, of a Town Highway Garage, which building will be of Class "B" construction as defined by section 11.00 a. 11 (b) of said Local Finance Law, and the period of probable usefulness of said building, including the acquisition of said land, within the limitations of said Section, is twenty (20) years.

(b) Current funds in an amount equal to at least five per cent of the estimated total cost of said specific objects or purposes are required to be provided prior to the issuance of the bonds authorized by this resolution, or any notes issued in anticipation of the sale of such bonds, and such current funds will be provided by the issuance of the capital notes hereby authorized. The Town Supervisor

is hereby directed to set aside the proceeds of the sale of said capital notes and to apply the same solely to the said specific objects or purposes described in Section 1. hereof.

(c) The proposed maturity of the bonds authorized by this resolution may exceed five (5) years.

(d) No part of the cost of said specific objects or purposes authorized by this resolution has been or shall be specially assessed on property specially benefitted thereby.

Section 4. Each of the bonds and notes authorized by this resolution and any notes issued in anticipation of said bonds shall contain the recital of validity prescribed by section 52.00 of said Laws and said bonds and notes and any notes issued in anticipation of said bonds, shall be general obligations of the Town of Riverhead, and the Town hereby irrevocably pledges its faith and credit to the punctual payment of the principal thereof and the interest thereon and there shall be raised annually by tax on all the taxable real property in the Town a sum sufficient to pay the principal of and interest on said bonds and notes as the same shall become due.

Section 5. Subject to the provisions of this resolution and of said Local Finance Law, and pursuant to the provisions of section 30.00 relative to the authorization of the issuance of bond anticipation notes and of section 50.00 to 60.00 of said Law, the powers and duties of the Town Board relative to prescribing the terms, form and contents and as to the sale and issuance of the bonds and notes and any notes issued in anticipation of said bonds, are hereby delegated

to the Supervisor as the chief fiscal officer of the Town.

Section 6. The validity of the bonds and notes authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:-

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. The proposition set forth in this resolution shall be submitted to the voters of the Town for their approval or disapproval at a special Town election to be held on January 15, 1957, and this resolution shall take effect upon approval by the voters of the Town at that referendum vote.

The adoption of the foregoing resolution was seconded by Justice Pike and duly put to a vote on roll call, which resulted as follows:

Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes; and Supervisor Leonard, Yes. The Resolution was declared unanimously adopted.

Justice Stark offered the following resolution and

moved its adoption:-

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

Section 1. A special Town election shall be held at 1:00 o'clock P.M., on January 15, 1957, at the Town Hall, 220 Roanoke Avenue, Riverhead, in said Town, and the polls shall remain open until 7:00 o'clock p.m. on such day or as much longer as may be necessary to enable the voters then present to cast their ballots.

Section 2. The Town Clerk shall cause the notice of such special Town election to be published at least once, in "The News-Review," the official newspaper of the Town, and to be posted in at least five (5) public places in the Town, said publication and posting to be at least ten (10) days before such special Town election.

Section 3. The Town Clerk is hereby authorized and directed to include in the Notice of the special Town election, notice that the Town Board will submit on its own motion at the said special election, for the approval or disapproval of the electors of the Town, the resolution entitled:-

"Bond and Capital Note Resolution of the Town of Riverhead, New York, adopted December 18, 1956, authorizing, at an estimated maximum cost of \$7,500, the acquisition of a certain piece or parcel of land as the site, and, at an estimated maximum cost of \$113,600, the construction thereon, of a Town Highway Garage, appropriating \$121,100 therefor, and authorizing the issuance of \$6.100 capital notes, to provide the down payment, and \$115,000 serial bonds, of the Town, to finance the remainder of the appropriation,"

Section 4. At the said special Town election the vote upon the said proposition shall be by separate ballot and

the only persons qualified to vote upon the said proposition shall be persons who are both entitled to vote for an officer of the Town and who are the owners of property in the Town assessed upon the last preceeding assessment roll thereof.

Section 5. Said notice shall be in substantially the following form:-

TOWN OF RIVERHEAD, NEW YORK
NOTICE OF SPECIAL TOWN ELECTION
JANUARY 15, 1957

NOTICE IS HEREBY GIVEN that a special Town election will be held at 1:00 o'clock P.M. on the 15th day of January, 1957, in the Town of Riverhead, County of Suffolk, New York, at the Town Hall, 220 Roanoke Avenue, Riverhead, in said Town, and the polls shall remain open until 7:00 o'clock P.M. or for such longer period of time as may be necessary to enable the voters then present to cast their ballots. At such special Town election, the following proposition is to be voted upon:-

Proposition

SHALL the resolution entitled:-"Bond and Capital Note Resolution of the Town of Riverhead, New York, adopted December 18, 1956, authorizing, at an estimated maximum cost of \$7,500, the acquisition of a certain piece or parcel of land as the site, and at an estimated maximum cost of \$113,600, the construction thereon, of a Town Highway Garage, appropriating \$121,100 therefor, and authorizing the issuance of \$6,100 capital notes, to provide the down payment, and \$115,000 serial bonds, of the Town, to finance the remainder of the appropriation,"
BE APPROVED?

an abstract of which resolution, concisely stating the purpose and effect thereof, is as follows:-

FIRST: AUTHORIZING at an estimated maximum cost of \$7500 acquisition of certain land containing 7.389 acres, more or less, situate on the southwest side of Osborne Avenue, approximately 900 feet north of County Highway Route 58, bounded on the east by land of L. & J. Stakey, on the south by land of the Riverhead Water District and on the west by land of Harry A. Finkelstein, Riverhead, as the site, and, at an estimated maximum cost of \$113,600, construction thereon, of a Town Highway Garage to house and store Town Machinery, tools, implements, and equipment, including grading and improving of the site and purchase of the necessary original furnishings, equipment, machinery and apparatus required therefor, all in accordance with plans and specifications to be prepared by Charles Wood STATING the estimated total cost is \$121,100; APPROPRIATING said amount therefor and STATING the plan of financing is the issuance of \$6,100 capital notes to provide the down payment, the issuance of \$115,000 serial bonds and the levy of a tax on all taxable real property in the Town to pay the interest on said notes and bonds and principal thereof at maturity;

SECOND: AUTHORIZING the issuance of \$6,100 capital notes and \$115,000 serial bonds, of said Town, pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York, as amended, to finance the cost of said specific objects or purposes;

THIRD,: DETERMINING the period of probable usefulness of said specific objects or purposes pursuant to section 11.00 a.

ll (b) of said Local Finance Law to be twenty (20) years; that current funds will be provided from the proceeds of said capital notes prior to the issuance of said bonds or any bond anticipation notes; said bonds may mature over a period in excess of five years and that no part of the cost shall be specially assessed on property benefitted;

FOURTH: DETERMINING that said bonds and capital notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to issuance of said capital notes and serial bonds, and

SIXTH: PROVIDING that the resolution shall be subject to a referendum vote and submitted as a proposition at a Special Town election on January 15, 1957 and that said resolution shall take effect upon approval of the proposition.

No person shall be qualified to vote upon the said question unless she or she is an elector of the Town and the owner of property assessed upon the last preceding Town assessment roll.

Dated: Riverhead, New York
December 18, 1956

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD,
NEW YORK.

ANTHONY F. GADZINSKI,

Town Clerk

Section 6. This resolution shall take effect immediately.

The adoption of the foregoing resolution was seconded by Justice Pike and duly put to a vote on roll call, which resulted as follows:

Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes and Supervisor Leonard, Yes. The foregoing resolution was declared unanimously adopted.

A request was received from George Schmelzer of Calverton to raise a concrete slab on a sluiceway of a dam known as the Forge Dam, located at Calverton, approximately 3 miles west of Riverhead Village, for the purpose of lowering the water level and enable him to clear a swamp area.

On motion made by Justice Stark and seconded by Councilman Benedict, it was Resolved that the Town Board authorize the Superintendent of Highways to issue the proper permit to Mr. Schmelzer and to provide any necessary supervision for the completion of this work as per this permit. The Vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes; and Supervisor Leonard, Yes. The Resolution was thereupon declared duly adopted.

The Town Board convened as a Board of Audit and examined all Town bills to date, the totals of which were as follows: General Town Fund---\$11,103.23 and Highway Machinery Fund---\$1,694.53. On motion and vote it was Resolved that the bills be approved as rendered.

There being no further business on motion and vote the meeting adjourned to meet on Thursday, December 27, 1956 at 10:00 A.M.

Anthony F. Gadzinski
Anthony F. Gadzinski, Town Clerk

AFG:jf