

Minutes of a meeting of the Town Board of the Town of Riverhead held in the Town Hall on Tuesday, December 16, 1958 at 9:30 A. M.

Present:

William J. Leonard, Supervisor

Otis G. Pike

Bruno F. Zaloga, Jr., Justices of the Peace

John H. Benedict

Elmer A. Stotzky, Councilmen

Also Present: Jacob Harding, Town Attorney and Myron C. Young, Superintendent of Highways.

Minutes of the meeting of the Town Board held on December 2, 1958, were submitted to the Board and on motion made by Councilman Stotzky and seconded by Councilman Benedict, it was Resolved that the minutes be approved as submitted.

Mr. Dewey Lewin, Riverhead, appeared before the Board relative to a drainage problem on Sound Avenue, Calverton, near his potato storage building. He said there was a drainage area on his property at this location and that he was willing to lease this drainage area to the Town for (\$1.00) One dollar a year provided the Town would properly maintain this drainage area. It was the consensus of the Board that an agreement be made with Mr. Lewin as per his offer.

Matter was referred to the Town Attorney for the preparation of an agreement.

A notice was received from the Wading River Fire District that Charles Jehle, Wading River, was duly elected a Commissioner of the Wading River Fire District, for a term of five (5) years.

Notice ordered filed.

A notice was received from the Jamesport Fire District that Adam Pawloski, Jamesport, was duly elected a Commissioner of the Jamesport Fire District for a term of five (5) years.

Notice ordered filed.

A notice was received from the Riverhead Fire District that Forest Yeager, Riverhead, was duly elected a Commissioner of the Riverhead Fire District for a term of five (5) years.

Notice ordered filed.

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

Whereas, for Civil Defense purposes, the following items of organizational equipment are deemed necessary:

Two (2) generators

and,

Whereas the Federal Civil Defense Administrator does offer a contribution, through the State Director of Civil Defense and the State Budget Director, of 50% of the cost of such organizational equipment, and

Whereas, to qualify for such contribution, it is required that funds be made available and purchase agreements be duly signed with the Director of the Budget of the State of New York, NOW THEREFORE BE IT

Resolved that funds be made available, in the aforesaid sum of \$1200.00, and expenditures thereof for the above described items be and the same are duly approved, and

Further Resolved that the Supervisor, as Chief Executive Officer and as Municipal Fiscal Official, be and he is hereby authorized to expend the aforesaid sum for the aforesaid purposes; and

Further Resolved that he is also authorized and directed to sign any and all agreements and applications with the State Director of Civil Defense and/or the Director of the Budget of the State of New York, in order to qualify for reimbursement under the Civil Defense program.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Justice Pike offered the following resolution which was seconded by Councilman Benedict.

Whereas, for Civil Defense purposes, the following items of organizational equipment are deemed necessary:

1 mobile & 1 Handie Talkie for rescue truck at estimated total cost of \$963.00

and,

Whereas the Federal Civil Defense Administrator does offer a contribution, through the State Director of Civil Defense and the State Budget Director, of 50% of the cost of such organizational equipment, and

Whereas, to qualify for such contribution, it is required that funds be made available and purchase agreements be duly signed with the Director of the Budget of the State of New York, NOW THEREFORE BE IT

Resolved that funds be made available, in the aforesaid sum of \$963.00, and expenditures thereof for the above described items be and the same are duly approved, and

Further Resolved that the Supervisor, as Chief Executive officer and as Municipal Fiscal Official, be and he is hereby authorized to expend the aforesaid sum for the aforesaid purposes; and

Further Resolved that he is also authorized and directed to sign any and all agreements and applications with the State Director of Civil Defense and/or the Director of the Budget of the State of New York, in order to qualify for reimbursement under the Civil Defense program.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Justice Zaloga offered the following resolution which was seconded by Justice Pike.

RESOLVED, That the Supervisor be authorized to transfer the sum

of \$10,807.09 from the General Town Current Surplus Account to the following accounts:

Town Board/Compensation Town Hall Employees	\$2,140.00
" /Purchase of Furniture, Equipment, etc.	75.19
" /Repairs, Lights, Fuel & Telephone	507.53
" /Other Expenses	2,186.73
" /Printing and Advertising	252.25
" /Salary-Deputy Supt. of Highways	433.32
Supervisor/Office Expenses	74.55
Supervisor/Extension of Taxes	100.00
Justices/Office Expenses	301.10
Justices/Salary-Justice Clerk	168.00
Assessors/Office Expenses	870.33
Assessors/Extra Clerk Hire	247.18
Receiver of Taxes/Office Expenses	170.53
Dog Warden/Compensation	248.00
Public Utilities/Compensation-Town Dump	1,773.76
Public Utilities/Expenses-Town Dump	964.87
Interest on Debt/Snow Removal-Budget Note	150.00
Registrar of Vital Statistics/Compensation	118.50
Registrar of Vital Statistics/Fees of Physicians	25.25
	<u>\$ 10,807.09</u>

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Councilman Benedict offered the following resolution which was seconded by Justice Pike.

RESOLVED that the Town Clerk be and he is hereby authorized to advertise for bids in the News-Review, the official Town newspaper, for one (1) mountable sand-chip-salt-calcium chloride spreader per the Highway Superintendent's specifications, at a cost not to exceed \$3000, for use of the Town Highway Department. Bids to be returnable in the office of the Town Clerk no later than January 6th, 1959 at 10:00 A. M.

The Vote---Councilman Benedict, Yes; Councilman Stotzky, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Councilman Benedict offered the following resolution which was seconded by Justice Pike.

RESOLVED that Henry Zaleski, Riverhead, be and he hereby is appointed as Special Attorney to handle condemnation of portions of the Hallowell and Yarzombek parcels located on the North Road near Baiting Hollow for Highway Drainage Projects.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Proof of publication of the Notice of Public Hearing for the purpose of repealing a fire ordinance adopted by the Town Board of the Town of Riverhead on the 16th day of January 1935, was read and

submitted to the Board.

Notice of Public Hearing ordered filed.

Supervisor Leonard declared the Hearing open to anyone wishing to be heard in favor of or objecting to the repeal of said fire ordinance.

No one wishing to be heard, Supervisor Leonard declared the Hearing closed.

Justice Pike offered the following resolution which was seconded by Councilman Benedict.

RESOLVED that pursuant to Section 130 of the Town Law of the State of New York, the Town Board of the Town of Riverhead, Suffolk County, New York.

BE IT RESOLVED AND ORDAINED AS FOLLOWS:

REPEAL OF FIRE ORDINANCE OF THE TOWN OF RIVERHEAD ADOPTED JANUARY 16, 1935.

Section 1. The fire ordinance adopted by the Riverhead Town Board on January 16, 1935, effective February 3, 1935, is hereby repealed.

Section 2. The repeal of this ordinance shall take effect from and after its passage and legal publication and posting thereof as required by Section 133 of the Town Law.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Mr. Solomon Raffé, Chairman of the Zoning Commission appeared before the Board. He presented to the Town Board the Preliminary Zoning Map, Preliminary Draft of Zoning Ordinance and the following resolution adopted by the Zoning Commission:

"Whereas this Commission was appointed on December 17, 1957 in accordance with Section 266 of the Town Law to recommend the boundaries of the various original zoning use districts and appropriate regulations to be enforced therein, and Whereas this Commission has made a comprehensive study throughout the year 1958 to date by holding many meetings for consideration and discussion of the many various phases of regulations contained in a zoning ordinance, and Whereas this Commission did engage as Consultant, Alden W. Young, and Clerk, Helen M. Guyer, and Whereas the Consultant did formulate the ordinance and did constantly advise the Commission on the manifold problems, which each section of the Ordinance does entail, and Whereas the Clerk did keep an excellent record of the minutes of the meetings and did timely submit the matters to be considered at the next meeting, and Whereas the members of the Commission did individually seek the expressions of many persons to determine the best usages for lands within the Town of Riverhead, and Whereas the Commission did hold meetings with the Town Board and other persons, who could assist them in preparing a proper ordinance, and Whereas this Commission did study other ordinances and did study land use maps of this Town, and

Whereas this Commission has had prepared a "Preliminary Draft of Zoning Ordinance, Town of Riverhead, Suffolk County, New York", dated December 15, 1958 and a map entitled "Preliminary Zoning Map of Town of Riverhead", dated Dec. 12, 1958, and

Whereas this Commission believes that this comprehensive plan will promote the health, safety, morals and general welfare of the Town of Riverhead, now

Therefore Be It Resolved that the aforesaid "Preliminary Draft of Zoning Ordinance for the Town of Riverhead" dated Dec. 15, 1958 and accompanying map entitled "Preliminary Zoning Map of Town of Riverhead" dated Dec. 12, 1958 be the preliminary report of this Commission, and

Be It Further Resolved that the Clerk of this Commission transmit a copy of this resolution with the report to the Town Board of the Town of Riverhead." End.

All above items presented by Mr. Raffee ordered filed by the Town Clerk.

Mr. Raffee said that the Zoning Commission is going to hold three public hearings on this matter in January 1959 in different sections of the Town.

He further stated as follows:

"The Zoning Commission has worked hard, diligently and spent many hours considering the matter and in particular I wish to express my appreciation to Mrs. Patricia Tormey, Vice-Chairman and to all other members of the Commission.

The Commission expects and requests the support of the Town Board. It has come to our attention that the Town Board in the near future expects to appoint a town ordinance inspector which should prove helpful to the People of Riverhead.

It is the intention of the Zoning Commission to leave copies of the Preliminary Draft of the Zoning Ordinance and the map in the Town Hall, I am sure that Mr. Alden Young our consultant, will assist.

It is our purpose at the hearings to inform the public that the purpose of the hearings is to receive criticism, suggestions and help from the people.

It is not our purpose to hold meetings to be used as a spring-board for anti-zoners or proponents of zoning or for any other purpose except as a vehicle of assistance to the Zoning Commission to submit a fair and reasonable ordinance. Before acting upon the ordinance, after the public hearings, the members of the Town Board should search their souls and pray for guidance in determining whether the ordinance is for the benefit of our community as a whole. The Zoning Commission feels that the preliminary draft is fair and reasonable and is a result of many months of labor." End.

Members of the Town Board expressed appreciation to Attorney Raffee and the other members of the Zoning Commission for the valued service they had rendered in connection with the preparation of the preliminary zoning map and draft.

Justice Zaloga offered the following resolution which was seconded by Justice Pike.

RESOLVED that all elected officials of the Town, heads of all

departments, clerk to the Board of Assessors, and members of the Planning Board, be and they are hereby authorized to attend the annual meeting of the Association of Towns in New York City on February 9, 10 and 11, 1959, and that all necessary expenses be paid.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

After being duly advertised, sealed bids for one (1) used four wheel drive truck and/or one (1) new four wheel drive truck for use of the Highway Department were opened at 10 A. M. as follows:

Crabtree-O'Keefe Chevrolet Co. (new)-----	\$2950.00
Lyon Ford, Inc. (new)-----	3030.81
Long Island Produce & Fertilizer (new)-----	2643.00
Mather Motor Sales Corp.-(new)(1957-used)---	1700.00
	2989.00

Bids ordered filed.

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

RESOLVED that the bid for one (1) new 1959 four wheel drive truck be and it is hereby awarded to Long Island Produce and Fertilizer Company, Riverhead, N.Y., in the amount of \$2643.00, as per their bid and specification form submitted, dated December 16, 1958.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

A discussion was held relative to the unsatisfactory condition of the entrance doors of the Town Hall building. It was the consensus of the Board that the Town Clerk write a letter to the landlord requesting that said doors be replaced.

Councilman Benedict offered the following resolution which was seconded by Justice Pike.

RESOLVED that the Town Clerk is hereby authorized to advertise for bids for one (1) new 1959 car for use of the Superintendent of Highways at a cost not to exceed \$3000. One 1956 Oldsmobile car now owned by the Town to be used as a trade-in.

Bids to be returnable up to 10:15 A. M. on Wednesday, December 24, 1958.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

After being duly advertised, sealed bids for one (1) new 1959 International dump truck for use of the Highway Department were opened on December 3, 1958 at 10 A. M. as follows:

Net price includes trade-in allowance on a 1947 International dump truck now owned by the Town.

Long Island Produce & Fertilizer Co.-----	\$7,980.00
Daniel Tucker Garage Co., Inc.-----	8,300.00
Lauchner Motors, Inc.-----	8,280.00

Bids ordered filed.

Councilman Benedict offered the following resolution which was seconded by Councilman Stotzky.

RESOLVED that the bid for one (1) new 1959 International dump truck for use of the Highway Department be and it is hereby awarded to Long Island Produce and Fertilizer Company, Inc., Riverhead, N.Y., in the amount of \$7,980.00 as per their bid and specification form submitted, dated December 2, 1958.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Councilman Benedict offered the following resolution which was seconded by Councilman Stotzky.

Whereas, the Sunrise Coach Lines, Inc., did petition the Town Board for a Bus Franchise, and

Whereas, pursuant to such an application, a public hearing was duly advertised for and held on the 18th day of November, 1958, according to the Town Law and the General Business Law, and

Whereas, after such a hearing was duly held, the Town Board is of the opinion that such a franchise would be in the best interest of the inhabitants of the Town of Riverhead,

NOW THEREFORE BE IT RESOLVED that a franchise be and the same is hereby granted to the Sunrise Coach Lines, Inc., upon the terms and conditions set forth in the proposed contract, for a period of ten (10) years and the company shall pay to the municipality for the franchise, right and consent hereby granted, the sum of \$25.00 per year payable annually, in advance, beginning on the date hereof and annually thereafter.

Further RESOLVED that the Supervisor be and he is authorized and directed to sign a franchise agreement in the name of the Town with the Sunrise Coach Lines, Inc., under the terms and conditions set forth therein.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, No; Justice Zaloga, No; and Supervisor Leonard, No. The resolution was thereupon declared duly defeated.

Councilman Benedict offered the following resolution which was seconded by Councilman Stotzky.

Whereas, the Sunrise Coach Lines, Inc., did petition the Town Board for a Bus Franchise, and

Whereas, pursuant to such an application, a public hearing was duly advertised for and held on the 18th day of November, 1958, according to the Town Law and the General Business Law, and

Whereas, after such hearing was duly held, the Town Board is of the opinion that such a franchise would be in the best interest of the inhabitants of the Town of Riverhead,

NOW THEREFORE BE IT RESOLVED that a franchise be and the same is hereby granted to the Sunrise Coach Lines, Inc., upon the terms and conditions set forth in the proposed contract, as amended, for a period of five (5) years and the company shall pay to the municipality for the franchise, right and consent hereby granted, the sum of \$25.00 per year, payable annually, in advance, beginning on the date hereof and annually thereafter.

Further RESOLVED that the Supervisor be and he is authorized and directed to sign a franchise agreement in the name of the Town with the Sunrise Coach Lines, Inc., under the terms and conditions set forth therein.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Councilman Stotzky offered the following resolution which was seconded by Councilman Benedict.

Whereas sealed bids were received on December 2, 1958 for a used tractor with bucket loader for use at the Town dump, and

Whereas Councilman Stotzky, after careful consideration, has recommended that all bids be rejected,

Now Therefore Be It RESOLVED that all bids received on December 2, 1958 for a used tractor with bucket loader for use at the Town dump be and they are hereby rejected,

Further RESOLVED that the Town Clerk be authorized to re-advertise for sealed bids for one (1) used tractor with bucket loader, no older model than 1954, comparable in size to a "Caterpillar D-4", for use at the Town dump.

These bids to be returnable up to 10 A.M. on Wednesday, December 24, 1958.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

After being duly advertised, sealed bids for the supply, installation and maintenance of a complete two-way radio system for use of the Town Highway Department, were opened on December 3, 1958 as follows:

Motorola Communications & Electronics, Inc.

Total system installed----\$7757.50

Maintenance rate-monthly-- 91.65

Bids ordered filed.

Councilman Benedict offered the following resolution which was seconded by Justice Pike.

RESOLVED that the bid for the supply and installation of a two-way radio system for use of the Town Highway Department be and it is hereby awarded to Motorola Communications and Electronics, Inc., Hempstead, N.Y., in the amount of \$7757.50, as per their bid and specification form submitted dated December 1, 1958.

Further RESOLVED that the Superintendent of Highways enter into a contract with Motorola for the maintenance of said radio equipment.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

After being duly advertised, sealed bids for one (1) new 1959 car for use of the Police Department were opened on December 10, 1958 as follows:

Net price includes trade-in allowance on a 1958 Ford car now owned by the Town.



A letter and sketch dated December 8, 1958 from the Long Island Lighting Company was referred to the Board relative to a survey for improved street lighting on Roanoke Avenue from Second Street to Elton Street.

Letter and sketch ordered filed.

Souncilman Benedict offered the following resolution which was seconded by Councilman Stotzky.

RESOLVED that the Long Island Lighting Company be and they are hereby authorized to install improved street lighting on Roanoke Avenue, from Second Street to Elton Street in the Riverhead Lighting District, as per their letter and sketch dated December 8, 1958.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

The Town Clerk reported that he had received by registered mail, at 10 A.M., on December 13, 1958, a "Notice of Claim, In the Matter of the Claim of Marjory B. Hyde against Town of Riverhead, County of Suffolk, New York and Myron C. Young, Superintendent of Highways thereof."

Town Attorney Harding reported that he had begun an investigation of this matter.

Claim papers ordered filed.

Edmund Buziak appeared before the Board and requested authorization to act as a police officer for private persons on private property for the year 1959.

Councilman Stotzky offered the following resolution which was seconded by Councilman Benedict.

RESOLVED that Edmund Buziak, Riverhead, N.Y., be authorized to exerise 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 so acting. This authorization shall be at the pleasure of the Board, but not beyond December 31, 1959. Acceptance of this authorization shall be pursuant to the above conditions.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Mr. Eugene Romano, developer of the realty subdivision known as Northville Homes on Doctor's Path, Aquebogue, Town of Riverhead, N.Y., appeared before the Board requesting an opinion as to the Board's views on the establishment of a water district for this subdivision in line with a report on the creation of water districts submitted by Alden W. Young, P.E. Mr. Romano stated that since he last appeared before the Board, he had given further thought to this matter and wished the Board to look favorably upon the creation of a water district for this subdivision because he felt this subdivision would be a great benefit to the Town of Riverhead, and further, that the creation of a water district for this subdivision might bring to light certain other points, which the Board could use to better judge whether to continue to create districts for other subdivisions. Mr. Romano, also stated, that he felt

that the Board of Audit & Control of the State of New York would not allow the district to be formed if they felt that an undue tax burden would be placed upon residents of this subdivision. After a short discussion by the Board and Mr. Romano on certain problems, which the Board might encounter in establishing water districts throughout the Town of Riverhead, it was decided that the Board would give further consideration to his request and advise of their decision at an early date.

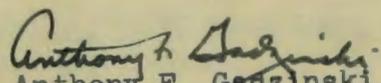
Councilman Benedict offered the following resolution which was seconded by Councilman Stotzky.

RESOLVED that the next meeting of the Town Board be held on December 30, 1958 at 3 P.M., thereafter at the usual time and dates.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes. Justice Zaloga, 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---\$15,456.22 and Machinery Fund---\$1,988.78. 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 December 30, 1958 at 3 P.M.

  
Anthony F. Gadzinski, Town Clerk

AFG:mvb