

Minutes of a Meeting of the Town Board of the Town of Riverhead held in the Wading River School, Wading River, N. Y., on Tuesday, July 6, 1965 at 8:00 P. M.

Present:

Robert B. Vojvoda, Supervisor

Bruno F. Zaloga, Jr.
Thomas R. Costello, Justices of the Peace

Vincent B. Grodski
George G. Young, Councilmen

Also present: Shepard M. Scheinberg, Town Attorney.

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

RESOLVED, That the minutes of the meeting of the Town Board held in the Town Hall on June 15, 1965, be approved as submitted.

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

REPORTS

Building Inspector, June, 1965. Filed.

Police Department, June, 1965. Filed.

Recreation Department, June, 1965. Filed.

After being duly advertised, Sealed Bids for Replacement of Boiler and Heating System for Police Facility were opened on July 1st, 1965 at the Office of the Town Clerk, as follows:

Suffolk Motors Sales Corp.
241 Railroad Avenue, Riverhead, N. Y.

Total Cost \$1279.00

Number of days to complete: 6

Square Deal Plumbing & Heating Co.

57 Lake Avenue, Riverhead, N. Y.

Total Cost \$1331.00

Number of days to complete: 3

James F. Henderson

526 Washington Avenue, Riverhead, N. Y.

Total Cost \$1550.00

Number of days to complete: 5

REPORTS-continued:

W. R. Marran's Sons, Inc.
102 Mulford Street, Patchogue, New York.

Total Cost \$1793.00
Number of days to complete 7

Fuller Graham Corporation
Box 626, Eastport, N. Y.

Total Cost \$1570.00
Number of days to complete 15

The Bids were filed for the July 6, 1965 Meeting of the Town Board.

After being duly advertised, Sealed Bid for 1000 Lineal Feet of Low Guard Rail Fencing including Posts, was opened on July 1, 1965, at the Office of the Town Clerk, as follows:

Ryther Purdy Lumber Company, Inc.,
501 Tiffany Street, Bronx, N. Y.

Delivered price of railing per lineal foot, including interim posts \$2.50

Delivered price of additional end posts \$15.00 each

Delivery date: 60 to 90 days

The Bid was filed for the July 6, 1965 Meeting of the Town Board.

COMMUNICATIONS:

Water Resources Commission, dated June 23, 1965, acknowledging receipt of Resolution adopted June 15, 1965. Filed.

Town of Brookhaven, dated June 29, 1965-Re: Amendment to Chapter 85-Zoning. Copy to Town Attorney. Filed.

Town of Brookhaven, dated June 29, 1965-Re: Amendment to Chapter 85-Zoning-Filing of Covenants, etc. Copy to Town Attorney. Filed.

Town of Southampton, dated June 24, 1965-Re: Amendment to Item 8-Zoning Ordinance No. 26. Copy to Town Attorney. Filed.

Suffolk County Department of Planning, dated July 1, 1965-Re: Town of Brookhaven, Amendments to Chapter 85-Zoning. Filed.

Suffolk County Department of Planning, dated July 1, 1965-Re: Town of Brookhaven, Amendments to Chapter 85-Zoning-Filing of Covenants, etc. Filed.

Suffolk County Department of Planning, dated July 2, 1965-Re: Town of Riverhead, Amendments to Zoning Ordinance No. 26. Filed. Copy to Town Attorney.

COMMUNICATIONS-continued:

L. Maude Eschwei, 278 Howell Avenue, Riverhead, N. Y., making application for construction of Curbs and Gutters.

Referred to Alden W. Young and Alex E. Horton, Supt. of Highways. Filed.

Tefkros S. Stavrinides, 414 East Avenue, Riverhead, N. Y., dated June 21, 1965, making application for a job in the Town of Riverhead. Filed.

United Parents Mercy High School, dated June 24, 1965, submitting proposals for Athletic Field. The Town Board tabled its decision on the matter. Filed.

Jamesport-South Jamesport Civic Association, dated June 16, 1965, requesting enactment of Air Pollution and Control Ordinance. The matter was tabled for the August 17, 1965 Meeting of the Town Board. Filed.

Jamesport-South Jamesport Civic Association, dated June 16, 1965, requesting Town Board to hold its August 17, 1965 Board Meeting at the Jamesport Fire House, Jamesport, N. Y.

Referred to Town Clerk for reply. Filed.

Great Meadows Property Owners Association, Inc., dated June 20, 1965, requesting Town of Riverhead supply trees for site located on the south side of Peconic Bay Boulevard. The matter was tabled for the August 17, 1965 Meeting of the Town Board. Filed.

Suffolk County Department of Public Works, dated June 24, 1965, submitting Dutch Elm Disease Inspection Report on tree located at Hallett Street, west side, from Lincoln Street south 125 feet to a 32 inch elm.

Matter referred to Alex E. Horton, Supt. of Highways. Filed.

Loyal Order of Moose, dated June 17, 1965, requesting permission for use of South Jamesport Town Beach for July 18, 1965 and parking of 75 cars in parking lot.

The Town Clerk was directed to notify Secretary Norman R. Schneider that the Town Board grants permission for temporary parking privileges of the day to the Loyal Order of Moose Lodge No. 1742 on July 18, 1965 at the South Jamesport Beach. Filed.

Wildwood Acres Association, Inc., dated June 23, 1965, requesting status of proposed Parking Lot at Hulse Landing Road. Filed.

The matter was tabled for discussion at a Meeting scheduled for July 10, 1965 with the Board of Directors and members of the Town Board at 16th Street and Hulse Landing Road, Wading River, N. Y.

Wading River Chamber of Commerce, dated June 15, 1965, requesting amount of \$300. to help defray cost of advertising campaign. Filed.

The Town Clerk was directed to make reply requesting that ideas be submitted to the Board at the time of Budget preparations for the year 1966 as the current budget as adopted includes allowances for only town-wide publicity.

COMMUNICATIONS-continued:

Wading River Civic Association, dated June 25, 1965, urging immediate steps be taken to Upzone the Wading River School District Area. Filed.

The Town Clerk was directed to make reply assuring the Wading River Civic Association that its request will be given every consideration at the earliest possible time.

Wading River Chamber of Commerce, dated June 15, 1965, requesting additional Police Protection for the summer months. Filed.

Police Chief Grodski made reply stating that the Police Duty Roster has been rescheduled and an extra tour starting at 8 P.M. and ending at 4 A.M. the following morning has been designated for Wading River, Baiting Hollow and Reeves Park, of which 2/3 of the tour is employed in the Hamlet of Wading River in an unmarked car.

Foster S. Bowden, Oakwood Drive, Wading River, N. Y., dated June 14, 1965, outlining dangerous highway conditions in area of Sound Avenue and Hulse Landing Road. Filed.

Police Chief Grodski made reply stating that the hazardous road conditions have been removed by the owner of the property and the foliage trimmed by the Highway Dept.

RESOLUTIONS:

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

RESOLVED, That the August 17, 1965 Regular Meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, be held at the Jamesport Fire House on Manor Lane, Jamesport, N. Y., at 8:00 P. M., o'clock, and

FURTHER RESOLVED, That the Town Clerk is hereby authorized to publish said Notice of the aforesaid meeting in the News-Review, and to post a copy of the same on the signboard maintained by the Town Clerk.

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

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

RESOLVED, That the Bid for Replacement of Boiler and Heating System for the Police Facility be and it is hereby awarded to Suffolk Motor Sales Corp., 241 Railroad Avenue, Riverhead, N. Y., at a total cost of \$1279.00, and

FURTHER RESOLVED, That the acceptance of said Bid is subject to the Bid and Specification form submitted by Suffolk Motor Sales Corp., and filed in the Office of the Town Clerk.

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

RESOLVED, That the Town Clerk be and is hereby authorized to advertise for sealed bids for Diesel Oil Requirements for use of the Highway Department for the period from August 1, 1965, to August 1, 1966, and be it

RESOLUTIONS-continued:

RESOLVED, That specifications be prepared by the Superintendent of Highways and bids to be returnable up to 11:00 A. M., on July 19, 1965, and be it

FURTHER RESOLVED, That the Town Clerk be and is hereby designated to open publicly and read aloud on Monday, July 19, 1965 at 11:00 A. M., at the Town Clerk's Office, Town Hall, 220 Roanoke Avenue, Riverhead, N. Y., all sealed bids bearing the designation "Bid on Diesel Oil".

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

RESOLVED, That the Town Clerk be and is hereby authorized to advertise for sealed bids for Rock Salt Requirements for use of the Highway Department for the period from September 1, 1965, to September 1, 1966, and be it

RESOLVED, That specifications be prepared by the Superintendent of Highways and bids to be returnable up to 11:15 A. M., on July 19, 1965, and be it

FURTHER RESOLVED, That the Town Clerk be and is hereby designated to open publicly and read aloud on Monday, July 19, 1965 at 11:15 A. M., at the Town Clerk's Office, Town Hall, 220 Roanoke Avenue, Riverhead, N. Y., all sealed bids bearing the designation "Bid on Rock Salt."

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

WHEREAS, The Riverhead Town Highway known and designated as Old River Road, and

WHEREAS, Old River Road should be designated as Forge Road

BE IT RESOLVED, That the name of Old River Road, a Town Highway in the Town of Riverhead be changed to Forge Road, and be it

FURTHER RESOLVED, That the Town Clerk be directed to notify and forward a copy of the schematic map attached hereto, within ten days hereafter to the Town Board of Assessors, the Town Planning Board, the Suffolk County Clerk, the Suffolk County Engineer and the Post Office Department of the United States, of the change of the above named road.

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

WHEREAS, The Riverhead Town Highway known and designated as Forge Road, and

WHEREAS, Forge Road should be designated as Dam Road,

BE IT RESOLVED, That the name of Forge Road, a Town Highway in the Town of Riverhead be changed to Dam Road, and be it

RESOLUTIONS-continued:

RESOLVED, That specifications be prepared by the Superintendent of Highways and bids to be returnable up to 11:00 A.M., on July 19, 1965, and be it

FURTHER RESOLVED, That the Town Clerk be and is hereby designated to open publicly and read aloud on Monday, July 19, 1965 at 11:00 A.M., at the Town Clerk's Office, Town Hall, 220 Roanoke Avenue, Riverhead, N. Y., all sealed bids bearing the designation "Bid on Diesel Oil".

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

RESOLVED, That the Town Clerk be and is hereby authorized to advertise for sealed bids for Rock Salt Requirements for use of the Highway Department for the period from September 1, 1965, to September 1, 1966, and be it

RESOLVED, That specifications be prepared by the Superintendent of Highways and bids to be returnable up to 11:15 A.M., on July 19, 1965, and be it

FURTHER RESOLVED, That the Town Clerk be and is hereby designated to open publicly and read aloud on Monday, July 19, 1965 at 11:15 A.M., at the Town Clerk's Office, Town Hall, 220 Roanoke Avenue, Riverhead, N. Y., all sealed bids bearing the designation "Bid on Rock Salt."

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

WHEREAS, The Riverhead Town Highway known and designated as Old River Road, and

WHEREAS, Old River Road should be designated as Forge Road

BE IT RESOLVED, That the name of Old River Road, a Town Highway in the Town of Riverhead be changed to Forge Road, and be it

FURTHER RESOLVED, That the Town Clerk be directed to notify and forward a copy of the schematic map attached hereto, within ten days hereafter to the Town Board of Assessors, the Town Planning Board, the Suffolk County Clerk, the Suffolk County Engineer and the Post Office Department of the United States, of the change of the above named road.

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

WHEREAS, The Riverhead Town Highway known and designated as Forge Road, and

WHEREAS, Forge Road should be designated as Dam Road,

BE IT RESOLVED, That the name of Forge Road, a Town Highway in the Town of Riverhead be changed to Dam Road, and be it

St
Forge Road
minutes of Town
ads on Pages

RESOLUTIONS-continued:

FURTHER RESOLVED, That the Town Clerk be directed to notify and forward a copy of the schematic map attached hereto, within ten days hereafter to the Town Board of Assessors, the Town Planning Board, the Suffolk County Clerk, the Suffolk County Engineer and the Post Office Department of the United States of the change of the above named road.

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

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

WHEREAS, The resignation of Kenneth G. Rowland as Superintendent of Recreation has created a vacancy in the position of Superintendent of Recreation, and

WHEREAS, By Town Board resolution, Donald Rhuda was appointed as Assistant Superintendent of Recreation effective June 1, 1965, and

WHEREAS, In order to fill the vacancy of Superintendent of Recreation, be it therefore

RESOLVED, That Donald Rhuda be and is hereby appointed to serve as provisional Supt. of Recreation, effective July 9, 1965, at an annual salary of \$6,000, payable in 26 pay periods.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Justice Zaloga, Yes, 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 Richard E. Mead of Pine Street, Aquebogue, New York, be and is hereby appointed as Summer Recreation Supervisor at a salary of \$100.00 per week to serve at the pleasure of the Town Board of the Town of Riverhead beginning June 26, 1965.

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

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

WHEREAS, Elmer Robinson was appointed as a Lifeguard effective, June 19, 1965, and

WHEREAS, Elmer Robinson has indicated that he will be unable to serve,

BE IT HEREBY RESOLVED, That the appointment of Elmer Robinson as a Lifeguard made in a Town Board Resolution on May 18, 1965, be and it is hereby rescinded.

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

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

RESOLVED, That Kenneth Bourgeois be and is hereby appointed to serve as a Lifeguard effective July 8, 1965 to and including September 6, 1965, to be paid bi-weekly at an hourly rate of \$1.55, and to serve at the pleasure of the Town Board.

RESOLUTIONS -continued:

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Justice Zaloga, Yes, Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was there-upon declared duly adopted.

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

RESOLVED, That the services of the following School Crossing Guards; Otto Stahl, William Fleischman, Fred Dahlberg, Gloria Lonski, Ruth Worm, Shirley Fields, Marion E. Seery, Albert W. Gignor and Lois C. Seay, be and hereby are terminated, effective July 1st, 1965.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Justice Zaloga, Yes, Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was there-upon declared duly adopted.

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

RESOLVED, That the Bid for 1000 Lineal Feet of low guard rail Fencing including Posts for use of the Town of Riverhead, be and it is hereby awarded to Ryther Purdy Lumber Company, Inc., 501 Tiffany Street, Bronx, N. Y., at a cost price of \$2.50 per lineal foot, including interim posts and \$15.00 each for additional end posts, and be it

FURTHER RESOLVED, That the acceptance of said bid is subject to its bid and specification form submitted on July 1, 1965 and filed in the office of the Town Clerk.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Justice Zaloga, Yes, Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was there-upon declared duly adopted.

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

WHEREAS, The comprehensive liability insurance carried by the Town of Riverhead is presently \$250,000/\$500,000. for personal injury and \$100,000. for property damage, and

WHEREAS, To provide the Town with adequate coverage in case of loss incurred by contractors and sub-contractors of the Town of Riverhead, be it

RESOLVED, That in all cases where the Town Board requires insurance coverage protection for the Town from its contractors and sub-contractors the minimum coverage shall be \$250,000/\$500,000. for personal injury and \$100,000. for property damage.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Justice Zaloga, Yes, Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was there-upon declared duly adopted.

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

RESOLVED, That the Resolution on pages 122 and 123 of the Minutes of the Town Board Meeting of June 8, 1965, relating to Employees' Handbook of the Town of Riverhead, be and is hereby amended as follows:

RESOLUTIONS-continued:

Under "Probation", in the first sentence, by striking out the term of "12 weeks", and inserting in place thereof the term of "six months", so as amended to read as follows:

Probation: Before your position becomes permanent you must serve a probationary term of six months from the date of hire.

Under "Pay Day", in the first sentence, after the words; "You will be paid by check every two weeks", by striking out the words: "for the pay period that ended one week before you get your check", so as amended to read as follows:

Pay Day: You will be paid by check every two weeks.

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

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

WHEREAS, A Public Hearing was held on October 20, 1964 on the Proposed Ordinance No. 32-Regulating Removal and Other Disciplinary Action for Employees in the Non-competitive Classes, and

WHEREAS, Adoption of the aforesaid Proposed Ordinance No. 32 was tabled for further study, and

WHEREAS, As a result of further study by the Town Board of the aforesaid Proposed Ordinance No. 32, it was resolved that further revision was necessary, and

WHEREAS, Proposed Ordinance No. 32 was further revised as hereafter set forth,

BE IT RESOLVED, That the following Notice of Public Hearing be published in the News-Review, the official newspaper of the Town of Riverhead:

PUBLIC NOTICE

PLEASE TAKE NOTICE that a Public Hearing will be held on the 20th day of July, 1965, at 11:45 A. M., at the Town Hall, 220 Roanoke Avenue, Riverhead, N. Y., to consider the adoption of Proposed Ordinance No. 32, Regulating Removal and Other Disciplinary Action for Employees in the Non-competitive Classes.

TOWN OF RIVERHEAD
PROPOSED ORDINANCE NO. 32
REGULATING REMOVAL AND OTHER DISCIPLINARY ACTION
FOR EMPLOYEES IN THE NON-COMPETITIVE AND LABOR CLASSES

ARTICLE I
LEGISLATIVE FINDINGS

Section 1.0 The Town Board declares and finds that the application and development of the concept of Civil Service in relation to local municipal government has worked to the benefit of the public, the administration of good government, and the welfare of public employees and that, in furtherance of these aims and in the interest of continuing to attract qualified people into the employment of the Town, the benefits and protections now afforded by the Civil Service Law of the State of New York to employees in the competitive class of the classified service with respect to removal and disciplinary action ought to be extended also to employees of the Town of Riverhead in the non-competitive and labor classes of the classified service.

RESOLUTIONS-continued:ARTICLE II
DEFINITIONS

Section 2.0 For the purposes of this ordinance, unless otherwise expressly provided herein, the following words or phrases shall have the meaning given herein. The word "shall" is always to be construed in the mandatory sense and not merely in a directory sense.

(a) "Non-competitive class" of the classified Civil Service shall include all full time employees and positions not included in the exempt or the labor classes, for which positions the Suffolk County Civil Service Commission has not found or does not find it to be practicable to determine the merit and fitness of applicants by competitive examinations, such positions being specifically named in Appendix C of the Rules of the Suffolk County Civil Service Commission, as amended.

(b) "Labor class" of the classified Civil Service shall include all full time unskilled laborers and all positions listed in Appendix C of the Rules of the Suffolk County Civil Service Commission, as amended.

ARTICLE III
PROBATIONARY PERIOD AND PERMANENT EMPLOYMENT

Section 3.0 Each original appointment or employment hereafter made in the non-competitive or labor classes shall be for a probationary period of six months, pursuant to the provisions of Rule XVII of the Rules of the Suffolk County Civil Service Commission.

Section 3.1 A written report on the probationer's services shall be made on forms to be supplied by the Town Clerk and shall be filed in the office of the Town Clerk and shall thereupon be submitted to the Town Board for appropriate action in the form either of permanent appointment or termination of employment.

ARTICLE IV
REMOVAL AND OTHER DISCIPLINARY ACTION

Section 4.0 No person who shall have attained the status of a permanent employee in the non-competitive or labor classes; pursuant to the provisions of Article III of this Ordinance and Rule XVII of the Rules of the Suffolk County Civil Service Commission, shall be removed from his position or employment or otherwise subjected to any disciplinary penalty except in compliance with the provisions of Section 75 of the Civil Service Law of the State of New York and Rule XXI of the Rules of the Suffolk County Civil Service Commission, and except as set forth in Section 4.2 and Section 4.4.

Section 4.1 The hearings prescribed by Section 75 of the Civil Service Law of the State of New York shall be held by the Town Board or by a person, or persons, designated in writing by the Town Board for that purpose.

Section 4.2 Section 4.0 shall not apply where the basis for removal from position or employment, or disciplinary penalty is insubordination or commission of a crime.

RESOLUTIONS-continued:

Section 4.3 The department head shall file a formal written report with the Town Clerk within seven days of the removal from position or employment or disciplinary penalty, setting forth in detail the reasons for his removing an employee from his position or employment or otherwise subjecting an employee to any disciplinary penalty.

Section 4.4 Should the Town Board, upon the examination of the written report of the department head as prescribed in Section 4.3 of this ordinance, find that the basis for such removal or disciplinary action was founded upon a charge of a commission of a crime or insubordination; it may, by a majority vote of those present at a regularly called Town Board meeting, order a hearing to be given as set forth in Section 4.0 and Section 4.1 of this ordinance.

ARTICLE VSEVERABILITY, TITLE AND EFFECTIVE DATE

Section 5.0 If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 5.1 This Ordinance shall be known and may be cited as the "Town of Riverhead Ordinance Regulating Removal and Other Disciplinary Action for Employees in the Non-Competitive and Labor Classes."

Section 5.2 This Ordinance shall take effect immediately.

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

Justice Costello offered the following resolution which was seconded by Justice Zaloga:

-----X	
IN THE MATTER OF EXTENSION NO. 4 :	
OF	ORDER CALLING
RIVERHEAD LIGHTING DISTRICT :	PUBLIC HEARING
in the Town of Riverhead, County of	ON
Suffolk, State of New York. :	JULY 20, 1965
-----X	

WHEREAS, A written petition dated the 19th day of April, 1965, in due form and containing the required signatures, has been presented to and filed with the Town Board of the Town of Riverhead, New York, for the establishment of an extension to the Riverhead Lighting District in said Town, known as Extension No. 4, to be bounded and described as follows:

RESOLUTIONS-continued:

BEGINNING at a point formed by the intersection of the northerly line of Extension #1 of the Riverhead Lighting District with the westerly line of the land of Thomas McKay, and running thence from said point of beginning westerly along the northerly line of Extension #1 of the Riverhead Lighting District; thence continuing northerly and westerly along the easterly and northerly lines of said Extension #1 to a point 275 feet westerly of the westerly line of Roanoke Avenue; thence northerly on a line parallel to Roanoke Avenue to a point, which is distant northerly 150 feet at right angles from a continuation westerly of the southerly line of the land of Clarence Anderson; thence easterly on a line parallel and distant 150 feet at right angles northerly from the continuation of the southerly line of the land of Clarence Anderson and from the southerly line of the land of Clarence Anderson to a point, which is 400 feet easterly of the easterly line of Roanoke Avenue; thence southerly along a line to a point on the southerly line of the land of Clarence Anderson, which point is 395 feet easterly of the easterly line of Roanoke Avenue, thence easterly along the southerly line of the land of Clarence Anderson to a point in the westerly line of the land of Thomas McKay; thence southerly along the westerly line of the land of Thomas McKay to the point or place of beginning.

AND WHEREAS, The proposed extension would be made at no cost to the Town of Riverhead, and no new construction is involved in connection with the proposed extension, and the cost in the future will be the cost for current consumed.

NOW THEREFORE IT IS HEREBY ORDERED that a meeting of the Town Board of said Town of Riverhead shall be held at the Town Hall, 220 Roanoke Avenue, Riverhead, New York on the 20th day of July, 1965 at 11:30 o'clock in the forenoon of that day to consider the said petition, and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of said Town Board in the premises as may be required by law or proper.

Dated: July 6, 1965

TOWN BOARD, TOWN OF RIVERHEAD

Robert B. Vojvoda
Supervisor

Bruno F. Zaloga, Jr.
Justice of the Peace

Thomas R. Costello
Justice of the Peace

Vincent B. Grodski
Councilman

George G. Young
Councilman

CERTIFIED BY
HELENE M. BLOCK, TOWN CLERK.

RESOLUTIONS-continued:

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Justice Zaloga, Yes, Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was there-upon declared duly adopted.

The Town Board convened as a Board of Audit and examined all Town bills submitted on Warrants dated July 6, 1965 as follows; General Town - \$14,674.69, General Repairs Item No. 1-\$6,268.80, Machinery Item No. 3-\$1,417.79 and Miscellaneous Item No. 4-\$333.41.

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

RESOLVED, That the General Town bills as submitted in the amount of \$14,674.69, be approved for payment, and

FURTHER RESOLVED, That General Repairs Highway Item No. 1 bills in the amount of \$6,268.80, Machinery Highway Item No. 3 bills in the amount of \$1,417.79 and Miscellaneous Highway Item No. 4 bills in the amount of \$333.41, be approved for payment.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Justice Zaloga, Yes, Justice Costello, Yes, and Supervisor Vojvoda, Yes. The resolution was there-upon declared duly adopted.

Supervisor Vojvoda asked if anyone wished to be heard and the following responded:

Mr. Albert G. Prodell, President of the Wading River Civic Association addressed the Board relative to the filed Petition of the residents of Wading River School District urging the Town Board to take steps to rezone all Residence and Farm Zone Properties in the Wading River School District.

Mr. Prodell stated that the 1/2 acre section of the School District located in Brookhaven Township has been rezoned and urged the Town Board to take immediate steps to upzone the section of the District located in Riverhead Township.

Mr. Prodell further stated that it appears reasonable to assume that the Steers Sand and Gravel Corp., will gain by playing a waiting-game with their proposed acquisition of 450 acres and intent to requisition larger holdings in the area, due to the lack of action by the Towns and County to acquire a beach for the residents in the area who have none nearby.

Mr. Prodell further stated that the Civic Association strongly proposes that the land be acquired for Park purposes and requested the Supervisor to support the County in the acquisition of the 450 acres in the Town of Brookhaven for Park purposes.

Supervisor Vojvoda replied to Mr. Prodell stating that he received a book outlining suggested zoning changes to be made to conform to the Master Plan and further stated that the Planning Board will review the suggested changes and advise what is to be done first, but it will take sometime as some of the changes are proposed for immediate action, some at later dates as a year, two, three, four and five years from this date.

Supervisor Vojvoda further replied to Mr. Prodell relative to the Steers Sand and Gravel Corp. proposed acquisition of 450 acres, stating that he is aware of the different versions of the situation, but that presently negotiations are being made which he is not at liberty to divulge at this time, only to say that the present plans call for the Town of Brookhaven to obtain the land for beach purposes for residents of Brookhaven Town.

Supervisor Vojvoda further stated that he did not go along with the County plans to acquire the land for Park purposes because of the situation it would create in Wading River if the area became a County Park.

Supervisor Vojvoda added that he is interested only in acquiring the land for residents in this area and not to include all of Suffolk County residents.

Mr. John Duggan, Wading River: Inquired what the book that the Supervisor referred to contained, and if it was a public document.

Supervisor Vojvoda replied that it was an "Outline for Revision of Proposed Zoning Ordinance Amendments", compiled by McCrosky-Reuter, Consultants.

Town Attorney Scheinberg advised Mr. Duggan that the book was a public document which could be examined by anyone desiring to do so.

Mr. Duggan: Inquired how it was determined by the Board that people are generally in favor of the Master Plan and if it has been determined that the people of Wading River are in favor of it.

Supervisor Vojvoda replied to Mr. Duggan stating that it is not possible to have everyone in agreement on any project but that the Master Plan has been discussed at various meetings and with many organizations throughout the Town and that the Board has had no strong objections from people in Wading River or Jamesport or anywhere in the Town and it is their impression that people are generally in favor of it.

Mr. Duggan: Stated that he has read the Master Plan which on Page 4 states that the Town of Riverhead has 15 miles on Long Island Sound and on page 54 or thereabouts it states that it has 3900 lineal feet of Town Beach and inquired why the Master Plan has to zero in on the Wading River Area when there is 15 miles of area in which to have a beach and why get involved in this limited area.

Supervisor Vojvoda replied to Mr. Duggan saying that the Master Plan is not horning in, as we have a tremendous beach in South Jamesport, one in Iron Pier and Reeve's Beach, all with parking facilities but that Wading River does not have its share of beaches for the number of people.

Mr. Duggan: Inquired if the Board is concerned with Wading River getting its share or the Town of Riverhead getting its share.

Supervisor Vojvoda stated that the need is here in Wading River.

Mr. Selden Heatley, Wading River: Stated that it is said that 90% of the Wading River people use the beach but he estimates that 80% of them are from Brookhaven Town, and if it was left for people of Wading River exclusively there would be no need for more beach, and suggested that the Beach Ordinance be enforced, for the people of Wading River are being robbed of their beach.

Supervisor Vojvoda replied to Mr. Heatley stating that every attempt is made to control the sale of beach stickers but it is known that some of the people of Wading River buy beach stickers for those across the line in Brookhaven Town.

Mr. Heatley: "That is a matter for the Police to take care of and they should enforce the Ordinance for the Wading River people are being abused and the matter should be corrected."

Mrs. Korman, resident of Wading River for 25 years: "I am in no man's land and where do I go and where do I belong. I live in Wading River which is in part of Brookhaven Township, only 10 yards from the Riverhead Town Line. My address is Wading River and why can't I use the Wading River Beach and why can't I get a beach sticker."

Supervisor Vojvoda: "Because you are a resident of Brookhaven Town. It is unfortunate--we have a similar situation with Southampton Township and Southold Town."

Mrs. Korman caused a ripple of laughter in the audience when she stated she would give someone a black eye if they tried to prevent her from parking on the Wading River Beach.

Karl Eldridge, Vice President, Wading River Boating Ass'n, addressed the Board relative to the beach house which was moved from the north side of Creek Road to the parking area on the south side of the road, being left in a precarious position creating a hazard.

Mr. Eldridge suggested that the house either be removed completely unless some use is to be made of it, or the foundation be secured more strongly and further that it be replaced by a small shed for the purpose of storing equipment used by beach employees.

Supervisor Vojvoda replied to Mr. Eldridge stating that the matter is in the works.

Mr. Eldridge continued relative to the matter of last year's request to have the sidewalks running parallel with Sound Road to the Town Beach cleared off so that persons walking to the beach could do so in safety and strongly urged that these sidewalks be cleared immediately.

Supervisor Vojvoda replied to Mr. Eldridge stating that this matter will be referred to the Highway Department which presently is very busy but that the matter will be taken care of as soon as possible.

Mr. Eldridge further continued and stated that the boat ramp next to the Town Beach has not been reinstalled and inquired what date could be relied on to have the ramp installed for the use of fishermen and others wishing to use it.

Councilman Young replied to Mr. Eldridge stating that the Supt. of Highways was called on this matter and he advised the Board that the ramp has been installed.

Mr. John Rambo, Wading River: "Yes, I have observed that it was installed on July 3rd."

Mr. Eldridge inquired what the plans were to surface the new parking lot on the south side of Creek Road with black top or other type of paving material, as during wet weather it is practically unusable and during dry and windy weather a dusty condition exists.

Supervisor Vojvoda replied to Mr. Eldridge stating that the Parking lot needs lots of good fill and the Town has not been able to obtain it. He asked if anyone had any fill they wished to donate and that the Town would be grateful, also that later in the year there will be construction of road work done in the area and it is hoped that materials for this Parking lot will be obtained at that time.

Mr. Eldridge continued and stated that there is no telephone at the Town Beach in Wading River and suggested that one be installed for the public in the event of an emergency so that proper authorities can be reached.

Supervisor Vojvoda replied to Mr. Eldridge stating that this matter is also in the works.

Mr. Eldridge continued relative to the dangerous conditions existing on Sunday mornings during church services on North Wading River Road, Remsen Road and Gully Road, created by church parishioners parking their cars on both sides of the streets. He suggested that parking be allowed on only one side of these streets for the personal safety of vehicular and pedestrian traffic and further stated that in the event of a fire or an accident in the area, it would be beneficial to have one side of the streets cleared to allow fire or emergency apparatus to proceed without delay. And further suggested that "No Parking" signs be posted immediately on one side of each of the streets for the reasons before mentioned.

Police Chief Grodski replied to Mr. Eldridge stating that while 12 summons were issued in the Wading River area during the July 4th weekend, he is powerless to enforce restrictions as suggested by Mr. Eldridge as no Town Ordinance exists containing such restrictions.

Chief Grodski further stated that an Ordinance is in the making which will include these restrictions and pending its preparation, warnings will be issued as a measure to alleviate the existing conditions.

An unidentified man inquired if Mr. Eldridge was opposed to people parking in the streets to go to church.

Mr. Eldridge assured him that the suggestion was made only because of the dangerous conditions that are created by having cars parked on both sides of the streets leaving very little or no room for fire or emergency apparatus to proceed.

Mrs. Constance Michalouski, Wading River, inquired if the rail fencing which the Board awarded bid for would include a supply for the Wading River Parking Field.

Supervisor Vojvoda assured Mrs. Michalouski that the Wading River Parking Field would get its share of the rail fencing.

Mrs. Phyllis Hilderbaun, Wading River: Made complaint about low flying planes in the area of Wading River, stating she has directed her complaint to Grumman and has received only verbal sympathy and despite occurrences of the same nature, no disciplinary action has been taken to correct the situation.

Mrs. Virginia Becker, Wading River: Confirmed the complaint of Mrs. Hilderbraun.

The members of the Board discussed the matter of the complaint relative to the low flying planes and it was decided that Supervisor Vojvoda would contact the Grumman Corporation and make request that these violations be stopped.

Mr. Edmund Lapham, Wading River: Addressed the Board expressing appreciation and thanks on behalf of the Wading River people for the scheduling of a Town Board Meeting in Wading River and further expressed a hope that it will do so again from time to time.

Mr. Lapham continued and stated that now that the problems east of Wading River are being straightened out that the Board should now give its time and consideration to the matter of rezoning the Wading River School District.

Mr. Lapham also stated that in relation to the Steers Sand and Gravel Corp., he certainly hopes the present plans in the making will turn out, as the two alternatives left, one for the County to take it over for Park purposes while not by far the best plan would be better by far than the alternative for Steers to carry on with their plans.

Mr. Sydney Saxon, Wading River: Addressed the Board relative to hoodlums having Brooklyn license plates on cars who invade Wading River during the Fall months of the year and cited an instance where they caused damage to the community rail and fence and removed signs.

Mr. Saxon further stated that he had called the local Police and the State Police who were very cooperative but that they the hoodlums continue to come back as they have access to summer homes in the area.

Supervisor Vojvoda replied to Mr. Saxon stating that the five Eastern Supervisors are trying to revamp the County Charter to afford more Police Protection for the Eastern Townships who are contributing towards the County Police Budget and not getting the value for the amounts assessed each township.

Mr. Eldridge: Inquired if something could be done to use the money we are contributing towards the costs of the 7th Squad to increase the man power of our local Police Department.

Supervisor Vojvoda replied to Mr. Eldridge stating that if we had the money the Town of Riverhead is assessed for the County Police costs we could add seven or more patrolmen to our local department and added that it has always been his argument that our Township does not get the value of the assessed costs.

Mr. Saxon: Inquired if there was a voluntary Association under the law segregating the Fire House for some sort of Police Protection.

Police Chief Grodski replied to Mr. Saxon stating that he must be referring to the groups known as the Vigilantes, which has not worked out as the men are not trained, and further stated that his men have been trained for handling of riot squads, etc., and are able to cope with such incidents.

Chief Grodski suggested that private individuals make observations, report and record them and so notify the Police Department for investigation.

Mr. Frank Van Wickler, Wading River: Addressed the Board and inquired if anything has been done to clear up the muddle with the issuance of fire permits, as it started out with the Fire Chiefs issuing permits and the practice has been stopped and only the Building or Fire Inspector is permitted to issue permits.

Mr. VanWickler further stated that each Fire Chief knows his area and should be able to judge when is the best time to burn and when not to burn and be given the right to issue these permits.

Town Attorney Scheinberg made reply to Mr. Van Wickler stating that the Ordinance before revised and amended provided the Fire Chiefs with the power to issue permits, however, the Town of Riverhead being a Town of the Second Class, the law does not therefore give that right to the Fire Chief and so the Ordinance was amended

according to law to give the Building Inspector who also serves as Zoning Inspector and Fire Inspector the right to issue such permits.

Mr. Eldridge: Offered a suggestion that the Fire Chiefs be paid \$1.00 per year to represent the Fire Inspector and give them the right to issue permits, for the reason it is not fair for the people of this area or any area in the township to be compelled to appear in person at the Town Hall to obtain such permits from the Fire Inspector for it is not possible to contact him on Saturdays and Sundays or after five o'clock hours.

Town Attorney Scheinberg replied to Mr. Eldridge stating that under the law we can have only one Fire Inspector because we are a Town of the Second Class and further added that he has looked into every angle and found there was no way to get around this issue.

Mr. John Rambo inquired how the Fire Inspector sitting at his desk in Riverhead can determine it is proper to issue permits for the Wading River or Jamesport area when there may be winds in those areas and no wind in Riverhead.

Town Attorney Scheinberg: "I am in full agreement with you. I did not write the law. I would suggest you write to Assemblyman Perry Duryea and ask him to change the law. It is not a local Law. It is one that the Legislature of the State of New York has put into effect and we are guided by this law."

Mr. Duggan inquired of the Board if the Burning Permit was a statute or an Ordinance.

Town Attorney Scheinberg replied saying it is a statute in the Town Law which states who can issue certain permits and the only one who can issue a permit of this nature in a Town of the Second Class is the Fire Inspector who is also our Zoning Inspector and there is no provision at all allowing the Fire Chiefs to issue those permits.

Mr. Scheinberg further stated that we are allowed a Building Inspector, a Zoning Inspector and a Deputy or an Assistant, so that we could possibly have two people who could issue the permits.

Councilman Young inquired of the Town Attorney if the Town Board could direct the Fire Inspector or his Deputy to clear with the Fire Chiefs before such permits are issued.

Town Attorney Scheinberg replied to Councilman Young stating that this does not seem to be the problem here. That the problem seems to be the hours, like Saturdays, Sundays and after five o'clock when the Fire Inspector is not available to issue the permits.

Mr. Van Winkler: "There seems to be more to the problem for there are a few people who burn without a permit for I understand they have to go to Riverhead to get a permit from Mr. Munson, whereas sometime ago it was possible to get a permit by telephoning Mr. Munson and now the people are not getting permits."

Town Attorney Scheinberg: "We straightened this matter out about four months ago. We met with the Fire Inspector and it was decided that there would be no more permits given over the phone."

Mr. Eldridge: "I understand that according to State Law the Fire Chief is also a Fire Warden and as such he has jurisdiction over a fire in his area as far as burning is concerned, and I don't understand how a Town can over-ride the State Fire Law.

Town Attorney Scheinberg: "The Fire Warden when it comes down to fighting forest fires has jurisdiction, but I am sorry to say that under the present law when it comes to burning, the law states that only a Fire Inspector can issue such a permit.

Mr. William Miller, Wading River: "And yet the Fire Chief can order the fire to be put out, five minutes after Mr. Munson grants a permit. I am sure that is in the Ordinance.

Mr. Charles Wood, Wading River: Directed his remark to Supervisor Vojvoda and said: "I understand you are opposing the 450 acres of acquisition by the County for a County Park, also that you have a new proposal for Wading River, and I am wondering if the people of Wading River will have the opportunity to look this proposal over before it is acted on.

Supervisor Vojvoda replied to Mr. Wood saying: "I believe you were not here when I explained that we do have a proposition in the works at the present time, but I cannot release the information at this time. I will set up a joint meeting of all the Associations when the plans are finalized to give the people of Wading River an opportunity to know all about it."

Mr. Saxon: "Getting back to the Building Inspector or Fire Inspector and the Fire Wardens and the matter of issuing permits. There has to be some sort of delegation, no matter what the law says, for the reason that you have a Zoning Inspector and a Fire Inspector and if he is out sick, someone has the right to act for him on Saturdays, and Sundays and after five o'clock hours---there has to be a right of delegation.

Town Attorney Scheinberg: "I am afraid Mr. Saxon, there is no right of delegation at present as we do not have a Deputy Zoning Inspector."

Mr. Saxon: "What happens when this man is sick. There has got to be a right of delegation. I challenge you on this and I will challenge any one in the group. It is unconstitutional."

Town Attorney Scheinberg: "If it is unconstitutional it will have to be overturned."

Mr. Michael F. O'Shea, Wading River, Chairman of Conservative Party: "Recently the Conservative Party petitioned the Town Board to hold their Board Meetings in the evening---you can see by the turn out here tonight that there is a great deal of enthusiasm for it, and I am wondering if you have taken any action on the petition."

Supervisor Vojvoda: "No, we have not taken any action but we are going to have one in the evening at the Jamesport Fire House on August 17th, and perhaps Judge Zaloga can make a comment on this matter.

Justice Zaloga: "Mr. O'Shea, evening meetings have been tried before and at the beginnings the people came but the attendances dwindled down to no one in a short time. And then too, you must realize that we started at 6 P. M. this evening at the Town Hall to go over the business matters on the Agenda. We have had meetings when we would start at 9 A. M. and finish at 7 P. M. that evening. We have found that evening meetings have not been successful.

Supervisor Vojvoda: "We are willing to try and to please the people of our Township."

Mr. O'Shea: "I cannot understand why a meeting in the evening takes so much longer."

Supervisor Vojvoda: "We spent two hours in the Town Hall doing home work before we came here. We went over the items on the Agenda, read the communications, resolutions were handed out to Board members and the bills were gone over carefully--we did this to streamline the meeting in order to give you more time to be heard. Some days we have Public Hearings scheduled which take up a great deal of time. We did not schedule any for this meeting so that we would have the time to listen to your problems."

Mr. John Riesdorff, Water Plant Supt.: "I recall when the people asked for night meetings so they could be heard and when these night meetings were held no one showed up."

Mr. George Charlton, Wading River: "I am wondering if the Town Board answers all communications, for the Civic Association's letter relative to Zoning was not acknowledged."

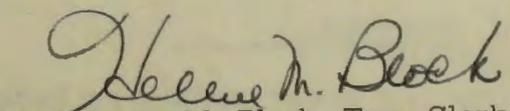
Supervisor Vojvoda: "Yes, Miss Block answers most of them and I take it upon myself to answer many and I do make many phone calls. On the letter you made reference to--I believe you appeared before the Board on this matter and we assumed you would relay the answer to your Association."

Mr. Charlton: "We want only an acknowledgement saying the letter was received and what happened."

Supervisor Vojvoda: "It will be done."

No one else wishing to be heard, Supervisor Vojvoda expressed thanks on behalf of the Town Board to the people who turned out for the meeting.

On motion and vote, the meeting adjourned at 9:50 P. M., to meet at the Town Hall, Riverhead, New York, on Tuesday, July 20, 1965 at 10:30 A. M.


Helene M. Block, Town Clerk

HMB.