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Minutes of a Special Meeting of the Town Board of the Town of Riverhead, held at the Town Hall, Riverhead, New York, on Monday, April 24, 1967 at 8:45 A. 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: Charles E. Raffe, Special Counsel

WAIVER OF NOTICE AND CONSENT OF MEETING

WE, the undersigned, being all members of the Town Board of the Town of Riverhead, Suffolk County and State of New York, do hereby waive notice of the time, place, date and purpose of a meeting of the Town Board of the Town of Riverhead, to be held at the Town Hall, Riverhead, New York, at 8:45 A. M., on the 24th day of April, 1967, and do consent to the holding of such meeting for the purpose of voting on the matter relating to the establishing of Parking District No. 1, in the Town of Riverhead, New York.

Dated at Riverhead, N. Y.
April 24, 1967

Signed: Robert B. Vojvoda
Supervisor

Bruno Zaloga, Jr.
Justice of the Peace

Thomas R. Costello
Justice of the Peace

Vincent B. Grodski
Councilman

George G. Young
Councilman

COMMUNICATION

Dept. of Audit and Control, State Comptroller's Office, dated April 20, 1967, submitting copy of the Order of the State Comptroller granting the application of the Town Board of the Town of Riverhead for permission to establish Riverhead Public Parking District No. 1. Filed.

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

BOND RESOLUTION OF THE TOWN OF RIVERHEAD, NEW YORK, ADOPTED APRIL 24, 1967, (1) APPROPRIATING \$530,000 FOR THE ACQUISITION OF CERTAIN PIECES OR PARCELS OF LAND AS THE SITES OF PUBLIC PARKING AREAS, IN THE RIVERHEAD PUBLIC PARKING DISTRICT NO. 1, IN SAID TOWN, STATING THE ESTIMATED TOTAL COST THEREOF IS \$530,000 AND AUTHORIZING THE ISSUANCE OF \$530,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION AND (2) APPROPRIATING \$122,000 FOR CONSTRUCTION ON SAID SITES OF PUBLIC PARKING AREAS, STATING THE ESTIMATED TOTAL COST THEREOF IS \$122,000 AND AUTHORIZING THE ISSUANCE OF \$122,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION AND (3) STATING THE ESTIMATED TOTAL COST OF SAID ACQUISITION AND CONSTRUCTION IS \$652,000.

Recitals

WHEREAS, following a public hearing duly called and held after receipt of a petition in due form relating to the establishment of a public parking district in the Town of Riverhead, in the County of Suffolk, New York (herein called "Town"), the Town Board of the Town, (herein called "Town Board"), adopted a resolution on March 21, 1967, determining that said petition is signed and acknowledged or proved as required by law and is otherwise sufficient, that all property and property owners within Riverhead Public Parking District No. 1 (herein called "District"), are benefited thereby, that all property and property owners benefited are within the District and that it is in the public interest to grant in whole the relief sought and approved the establishment of the District and construction of the proposed improvements and acquisition of the necessary lands therein at a cost not to exceed \$652,000;

WHEREAS, following submission of an application by the Town Board, the State Comptroller granted permission to establish the District by Order dated April 20, 1967, duly filed with and presented to the Town Board at its next meeting;

WHEREAS, the Town Board duly adopted an Order on April 24, 1967, establishing the District and authorizing the acquisition of such lands by purchase or condemnation and the construction of public parking areas thereon which Order will be duly recorded with the Clerk of Suffolk County and filed with the Department of Audit and Control, in Albany; and

WHEREAS, it is now necessary to provide for the financing of such acquisition and construction at a total cost of not to exceed \$652,000 by the issuance of bonds;
now, therefore, be it

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. The Town Board of the Town, acting on behalf of the district, hereby appropriates for the acquisition by purchase or condemnation \$87,000.00 for Parcel A, being west of Griffing Avenue and north of West Main Street, \$92,000.00 for Parcel B, being east of Griffing Avenue and south of land of the New York Telephone Company, \$28,000.00 for Parcel C, being north of West Main Street and east of Roanoke Avenue, \$31,500.00 for Parcel D, being south of First Street and west of Benjamin Place, \$35,000.00 for Parcel E, being south of First Street and east of land of the Congregational Church, \$83,000.00 for Parcel F, being north of First Street and west of East Avenue, \$104,000.00 for Parcel G, being west of McDermott Avenue and in part along the Peconic River and \$69,500.00 for Parcel H, being east of McDermott Avenue, south of East Main Street and in part along the Peconic River, each of said Parcels being in the District, and heretofore authorized to be acquired as the site of a public parking area and being so designated and more particularly described in the Order Establishing District duly adopted by the Town Board on April 24, 1967. The estimated maximum cost of each item of the specific object or purpose, including preliminary costs and costs of maps, plans, surveys, hearings and estimates and costs incidental thereto and the financing thereof, is the said amount hereinabove appropriated for same. The estimated total cost of all items of said specific object or purpose is \$530,000 and the plan of financing includes the issuance of \$530,000 serial bonds of the Town and the assessment, levy and collection from the several lots and parcels of land within the District of the principal of said bonds and interest thereon in the same manner and at the same time as other Town charges. Serial bonds of the Town are hereby authorized to be issued in the principal amount of \$530,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 2. The Town Board, acting on behalf of the District, hereby appropriated \$18,500.00 for said Parcel A, \$14,200.00 for said Parcel B, \$2,600.00 for said Parcel C, \$4,600.00 for said Parcel D, \$7,700.00 for said Parcel E, \$18,500.00 for said Parcel F, \$32,000.00 for said Parcel G and \$23,900.00 for said Parcel H, for the construction of a public parking area with necessary ingress thereto and egress therefrom on each Parcel, respectively, including curbs, sidewalks, gutters, drainage, landscaping, grading and improving the rights of way and other improvements in connection therewith. The estimated maximum cost of each item of the specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is the said amount hereinabove appropriated for same. The estimated total cost of all of said items of said specific object or purpose is \$122,000 and the plan of financing includes the issuance of \$122,000 serial bonds of the Town and the assessment, levy and collection

from the several lots and parcels of land within the District of the principal of said bonds and interest thereon in the same manner and at the same time as other Town charges. Serial bonds of the Town are hereby authorized to be issued in the principal amount of \$122,000 pursuant to the provisions of the Law, to finance said appropriation.

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

(a) The estimated total cost of acquiring said pieces or parcels of land as the sites of and constructing thereon, said public parking areas, including preliminary costs, costs of maps, plans, surveys, estimates and hearings and costs incidental thereto and the financing thereof, is \$652,000.

(b) The period of probable usefulness of acquiring said parcels of land being all the items of said specific object or purpose for which said \$530,000 serial bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 21 of the Law, is thirty (30) years.

(c) The period of probable usefulness of constructing said public parking areas, being all the items of said specific object or purpose for which said \$122,000 serial bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 20 of the Law, is ten (10) years.

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

Section 4. Each of the bonds authorized by this resolution shall contain the recital of validity prescribed by §52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budgets of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of §50.00 and §§56.00 to 60.00 of the 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 hereby authorized and any notes issued in anticipation thereof, or the renewals thereof, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any bond anticipation 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

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(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. This resolution shall take effect immediately.

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

AYES: Robert Vojvoda, Bruno F. Zaloga, Jr., Thomas R. Costello, Vincent B. Grodski, George G. Young.

NOES: None

The resolution was declared unanimously adopted.

Justice Zaloga 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. The Town Clerk is hereby directed to publish the foregoing bond resolution, in full, in "THE NEWS-REVIEW," a newspaper published in the Town of Riverhead and having a general circulation in said Town, which newspaper is hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory notice in substantially the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

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

AYES: Robert Vojvoda, Bruno F. Zaloga, Jr., Thomas R. Costello, Vincent B. Grodski, George G. Young.

NOES: None

The resolution was declared unanimously adopted.

There being no further business on motion and vote, the meeting adjourned.

Helene M. Block

Helene M. Block, Town Clerk

HMB.