

Minutes of a Regular Meeting of the Town Board of the Town of Riverhead,
held in the Town Hall, Riverhead, New York, on September 21, 1971 at 10:30 A. M.

Present:

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

Also present: John J. Munzel, Town Attorney
Alex E. Horton, Supt. of Highways

Supervisor Zaloga opened the Meeting at 10:30 A. M.

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

RESOLVED, That the Minutes of the Town Board meeting held on
September 7th, 1971, be approved as submitted.

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

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined bills on
Abstracts dated September 21, 1971 as follows:

General Town	\$ 13,511.55
Highway Item No. 1	\$ 3,015.99
Highway Item No. 3	\$ 10,236.28
Highway Item No. 4	\$ 1,424.85

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

BE IT RESOLVED, That General Town bills in the amount of \$ 13,511.55,
be approved for payment, and

FURTHER RESOLVED, That the following Highway bills be approved for
payment:

Highway Item No. 1	\$ 3,015.99
Highway Item No. 3	\$ 10,236.28
Highway Item No. 4	\$ 1,424.85

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

REPORTS

Supervisor's, month of August, 1971. Filed.

Recreation Department, month of August, 1971. Filed.

COMMUNICATIONS

David McKillop, dated 8/30/71, advising he has applied for retirement from the Riverhead Town Police Department, to become effective 10/2/71. Filed.

N. Y. District, Corps of Engineers, stating that in compliance with Executive Order No. 11574 dated Dec. 23, 1970, it is necessary that all dischargers into navigable waters and their tributaries make application for Department of the Army Permits for these discharges, and outlining provisions of Section 13 of the River and Harbor Act referred to as the "Refuse Act". Filed. Copies to Town Board, Town Attorney and Supt. of Highways.

Three (3) Notices of Order from State of N. Y. Department of Transportation, dated August 16, 1971. 35

1. Repeals a 45 MPH Speed limit to permit the extension of an existing MPH Zone.
2. Extending an existing 35 MPH Speed limit on Route 25, SH8181, between Station 267 (300 feet west of Washington Avenue) and Station 296 (200 feet east of Manor Lane), a distance of 0.5 miles in the unincorporated community of Jamesport.

3. Extends zone-40 MPH on Peconic Bay Blvd. a town highway, between meeting House Road and Laurel Avenue, a distance of 4.2 miles in the unincorporated community of Jamesport and South Jamesport.

Copies to Police Chief, Town Board and Supt. of Highways.

N. Y. Fire Insurance Rating Organization, dated 8/26/71, submitting Report covering the Inspection of the Riverhead Fire District made by engineers in May, 1971. Filed. Copies to Town Board.

Genevieve W. Bedell, Wading River, dated 9/16/71, expressing appreciation and thanks to Patrolman Becht for answering call for help and for his courtesy and kindness in helping a badly frightened senior citizen. Filed.

Copy to Police Department.

Town of Southold, dated September 16, 1971, submitting Notice of Hearing in the matter of the amendment of Town Ordinance entitled "The Building Zone Ordinance of the Town of Southold," together with the Building Zone Maps forming a part thereof. Filed.

Additional copies of amendment requested by Town Clerk for submission to interested Town Departments.

Long Island Lighting Co., dated 9/13/71, submitting drawing of proposed installation of underground facilities on the easterly side of Maple Avenue to serve the Security National Bank - work to be done sometime within the next 30 days. Filed.

Town Clerk to advise consent given by Town Board, Supt. of Highways, Supt. of Sewer District and Supt. of Water District.

PETITION

Reeve's Park Estates Civic Ass'n, Inc., containing 118 signatures, requesting feasibility study of private road in Reeve's Park on the west side of Park Road. Petition being submitted with the understanding that the cost for this study (approximately \$1,000) as estimated by Alden Young C. S. E., will be borne by the Town of Riverhead. Filed.

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

Mr. Richard Carey, Riverhead, made suggestion that the Town Board give consideration to possibly reactivating the Industrial Commission - that people of stature be selected from the community to deal with industry - that perhaps a group from the Chamber of Commerce with the Industrial Commission would provide the necessary direction and assistance in furthering the cause.

Councilman Young asked Mr. Carey if he would be willing to submit a list of people who would be willing to serve on such a Committee.

Mr. Carey replied that he didn't know - as the people look to the Board for direction and leadership.

Mrs. Mildred Dorman, President of the Riverhead Senior Citizens, asked the Board if it has reached a decision on the petition of the Senior Citizens requesting free beach parking privileges to be effective in 1972.

Supervisor Zaloga replied that the Board will consider this Petition favorably after it has resolved some points regarding ages and it should have a resolution for the next meeting.

Judge Costello asked Mrs. Dorman if the members of the Senior Citizens group are all residents of the Town of Riverhead.

Mrs. Dorman replied saying that all those signing the Petition are residents of Riverhead and those members residing in Southampton will not be eligible for the Riverhead Senior Citizens Stickers.

Mrs. Virginia Wines, 113 Sound Avenue, Riverhead, talked to the Board on public notices relating to zoning changes, saying that the summer residents have left the area and have no way of knowing about any zoning changes that may be proposed.

Mrs. Wines asked the Town Board to give its consideration to notifying all contiguous property owners of any forthcoming zone changes.

Dr. Caryl Granttham asked the Board if it has met with Mr. Reuter last week.

PERSONAL APPEARANCES continued:

Supervisor Zaloga replied saying that the Board met with Mr. Reuter early this morning and has hopes of solidifying everything within the next few days.

Dr. Granttham asked if this will be made known to the public.

Supervisor Zaloga: At every opportunity - there will be 12 to 15 scheduled meetings.

Fred Marsland asked the Board about the sign at the Town Dump saying "no dumping of trees or stumps" and stated he had been held back on contracts because of this.

Supervisor Zaloga replied saying that we have reached a point that if we allow everyone to dump everything into the dump, we will soon be out of business - that presently we cannot handle what we are supposed to handle and advised that there is a resolution calling for a hearing to be held on October 5th - amending the Waste Disposal Ordinance.

PERMIT

Raymond Wiwczar, Temporary Deputy Building Inspector appeared before the Town Board with Leonidas Papon and Mr. Giuffreda in the matter of the application of Hill's Supermarket for Permit to install a Compactor.

During discussion on the matter Town Attorney John J. Munzel advised that if the Town Board does not approve the Permit within 60 days the Ordinance states that it is automatically approved by the Building Department.

After further discussion, the Town Board directed Mr. Leonidas and Mr. Giuffreda to resolve the matter and report to the Board.

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

RESOLVED, That the Superintendent of Highways be and is hereby authorized to grant a thirty-day leave of absence to Edward Fink, Automotive Equipment Operator, effective the 15th day of September, 1971.

Judge Costello asked the reason for the leave of absence. Mr. Horton, Supt. of Highways advised it was for harvesting crops.

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

The resolution was thereupon declared duly adopted.

RESOLUTIONS

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

RESOLVED, That Highway bill submitted on abstract dated September 21, 1971, as follows: Miscellaneous Item No. 4-Capitol Highway Materials, Inc., bill dated September 9, 1971 in the amount of \$956.25, be and the same is hereby approved for payment.

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

The resolution was thereupon declared duly adopted.

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

RESOLVED, That the Superintendent of Highways be and is hereby authorized to pay time and one-half overtime compensation for emergency work performed during the month of August, 1971, for a total of 140 hours in the amount of \$814.86.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Zaloga, 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 One (1) New Hydraulic Spreader for use of the Town of Riverhead Highway Department, and be it

RESOLVED, That specifications be prepared by the Superintendent of Highways, and bids to be returnable up to 11:00 A. M. on Tuesday, October 12, 1971, and be it further

RESOLVED, That the Town Clerk be and hereby is designated to open publicly and read aloud on Tuesday, October 12, 1971, at 11:00 A. M., at the Town Clerk's Office, Town Hall, 220 Roanoke Avenue, Riverhead, New York, all sealed bids bearing the designation, "Bid on Spreader".

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

The resolution was thereupon declared duly adopted.

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

RESOLVED, That the bill of Supervisor Bruno Zaloga for attending Offshore Drilling Conference at Montauk, New York, on September 13, 1971, in the amount of \$17.00, be and is hereby approved for payment.

The vote, Councilman Young, Yes, Councilman Grodski, Yes, Town Justice Leonard, Yes, Town Justice Costello, Yes, and Supervisor Zaloga, Not Voting.

The resolution was thereupon declared duly adopted.

RESOLUTIONS

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

WHEREAS, the Town Board of the Town of Riverhead, New York, is desirous of preventing the premature filling of the Town dump by preventing the unlimited dumping of material resulting from land clearing operations.

NOW, THEREFORE BE IT RESOLVED that the Town Clerk is hereby authorized to advertise in the News-Review, the official newspaper of the Town of Riverhead, and to post a copy of same on the signboard maintained by the Town Clerk, pursuant to Subdivision 6 of Section 30 of the Town Law, and file in her office affidavits of said publication and posting, the following notice:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a Public Hearing will be held by the Town Board of the Town of Riverhead, at 11:15 A. M. on the 5th day of October, 1971, at the Town Hall, 220 Roanoke Avenue, Riverhead, New York, to hear all persons interested in the amendments to Waste Disposal Ordinance No. 15, Sections 3 and 7, reading as follows:

Section 3-Definitions

- h. Land clearing refuse: means all wood, logs, brush or leaves, stone of any kind and/or soil.
- i. Truck load: means that load which one 10 wheel gasoline powered vehicle is capable of carrying or whatever truck or vehicle is used, whichever is least.

Section 7-Use of the Town Dump

- j. No person, or person acting in consort, shall dump land clearing refuse in the Town dump at a greater frequency than one truck load per annum.

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

The resolution was thereupon declared duly adopted.

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

WHEREAS, a Narcotics Guidance Council was formed pursuant to Section 239U of General Municipal Law by resolution dated September 2, 1969, and

WHEREAS, it is deemed to be in the public interest to expand the Council from five to seven members,

NOW, THEREFORE, BE IT RESOLVED that the Council be expanded from five to seven members and be it further

RESOLVED, That Sister Mary Hugh of Mercy High School is appointed by the Town Board to serve as a Member on the Council for a period not to exceed three years, pursuant to Town Board resolution dated September 2, 1969.

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

The resolution was thereupon declared duly adopted.

RESOLUTION

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

WHEREAS, the Town of Riverhead is the co-owner of a parcel of land at the "Forge" Calverton, in the Town of Riverhead, Suffolk County, New York, hereinafter described, and

WHEREAS, NORMAN PHILLIPS, Executor of the Estate of MORRIS R. PHILLIPS, of Quogue, New York, has requested the Town to exchange said parcel for two adjoining parcels, hereinafter described:

NOW, THEREFORE BE IT RESOLVED by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

THE TOWN OF RIVERHEAD shall convey to the Estate of MORRIS R. PHILLIPS, the following described parcel of land:

ALL that certain piece or parcel of land, situate, lying and being at Calverton, Town of Riverhead, County of Suffolk and State of New York, bounded and described as follows:

COMMENCING at a point on the southerly side of River Road, marked by a monument, which monument is located North 68° 26' 40" West 303.53 feet from a monument at the southwesterly intersection of River Road and Forge Road; RUNNING THENCE North 60° 34' 50" West 100 feet to a monument, said monument being the point or place of Beginning; RUNNING THENCE along the southerly side of River Road North 60° 34' 50" East 232.86 feet to a point; RUNNING THENCE North 43° 52' West 460.82 feet to a point on the southerly side of the right of way of the Long Island Railroad; RUNNING THENCE in a general westerly direction along the southerly side of the right of way of the Long Island Railroad to a point of intersection of lands now or formerly of Olin Warner; RUNNING THENCE in a general southerly direction along the land now or formerly of Olin Warner to a point of intersection of the lands now or formerly of Olin Warner and the boundary line of the Town of Riverhead and the Town of Brookhaven; RUNNING THENCE along said boundary line of the Town of Riverhead and the Town of Brookhaven in the bed of the Peconic River to the point of intersection of said lines and a line along a course South 29° 19" West from the point or place of Beginning; RUNNING THENCE North 29° 19" East to the point or place of BEGINNING.

ALL that certain piece or parcel of land, situate, lying and being at Calverton, Town of Riverhead, County of Suffolk and State of New York, bounded and described as follows:

BEGINNING at a monument located at the southwesterly corner of the intersection of River Road and Forge Road and running thence North 68° 26' 40" West 303.53 feet to a monument along

RESOLUTION continued:

the southerly side of River Road;
 RUNNING THENCE North 60° 34' 40" West 100 feet to a monument along the southerly side of River Road.
 RUNNING THENCE South 29° 19' West along the uplands under water to the intersection of said course with the boundary line of the Town of Riverhead and the Town of Brookhaven in the bed of the Peconic River;
 RUNNING THENCE in a general easterly direction along the boundary line of the Town of Riverhead and the Town of Brookhaven to a point at the intersection of a course running South 6° 35' 40" East from the point or place of beginning which point is on the westerly side of Forge Road;
 RUNNING THENCE North 6° 35' 40" West to the point or place of BEGINNING.

and the Supervisor of the Town of Riverhead is hereby authorized to execute a deed for same; and

BE IT FURTHER RESOLVED that said deed shall be delivered to said Normal Phillips, Executor of the Estate of Morris R. Phillips, only upon receipt of a deed executed by him conveying the following described premises to the Town of Riverhead:

ALL that certain piece or parcel of land, situate, lying and being at Calverton, Town of Riverhead, County of Suffolk and State of New York, bounded and described as follows:

BEGINNING at a point which is the southwesterly point of intersection of River Road and the right of way of the Long Island Railroad and the lands herein about to be described:
 RUNNING THENCE north 51° 44' west approximately 457.47 feet to lands now or formerly of the County of Suffolk;
 RUNNING THENCE south 4° 35' 01" east 113 feet[±] to the point of intersection of the lands now or formerly of the Town of Riverhead and Morris Phillips Estate and the shore of Forge Pond as it existed September 28, 1964;
 RUNNING THENCE south 85° 24' 59" west 50 feet to lands now or formerly of Olin F. Warner;
 RUNNING THENCE south 4° 35' 01" east along lands now or formerly of Olin F. Warner to the point of intersection of the lands now or formerly of Olin F. Warner and the right of way of the Long Island Railroad;
 RUNNING THENCE in a general westerly direction along the lands now or formerly of Long Island Railroad to the point or place of BEGINNING.

This Resolution is subject to a permissive referendum.

RESOLUTION continued:

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

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

BE IT RESOLVED, That pursuant to Section 108 of the Agriculture and Markets Law, the following be and are hereby appointed Dog Enumerators, effective September 22, 1971, for the purpose of preparing a list for the year 1972, of persons owning or harboring dogs in the Town of Riverhead, and to be compensated on a fee basis pursuant to Section 1 (a) of Chapter 447 of aforesaid Law:

Rita Hodun
Ann Torel
Paul Rumpel
Tessie Munson

Joan Edwards
Irene Henderson
Janet Mersereau
Frank G. Kehlenbeck

and,

BE IT FURTHER RESOLVED, That the aforementioned Dog Enumerators be paid a mileage allowance of 10¢ per mile by the Town of Riverhead.

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

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

WHEREAS, by resolution dated January 5, 1971, the Town Board of the Town of Riverhead erroneously resolved that Malcolm Stewart, Meter Officer was to be paid \$7940 per annum, and

WHEREAS, the contract between the Riverhead Benevolent Police Association, Inc., and the Town Board of the Town of Riverhead dated September 18, 1970, requires that constables be paid an annual salary of \$8,440, and

WHEREAS, it was intended by said contract to include the position of meter officer and that they should be equal for salary purposes,

NOW, THEREFORE BE IT RESOLVED, that the resolution of January 5, 1971, is hereby amended to reflect the annual salary of Malcolm Stewart, meter officer be changed from \$7,940 to \$8,440 retroactively to January 1, 1971.

Town Attorney John J. Munzel explained as follows:

In view of the President's freeze I have a printed report from the Internal Revenue Service which states this is an approved increase because it is a correction of a previous error.

Judge Costello stated he recalls Malcolm Stewart was made a Constable at no extra enumeration and asked what is to be done with that resolution.

Mr. Munzel: The problem arose because he was appointed a meter officer and he was appointed constable for purposes of allowing him to carry a weapon in order to facilitate his duties as meter officer. There is no provision for a meter officer in

9/21/71

RESOLUTION continued:

(on discussion Mr. Munzel continues): the PBA Contract - although there is only one meter officer and one constable and that is Malcolm Stewart. It was intended by the negotiators both PBA and the Town that the position of meter officer and/or constable be paid the salary of \$8,440.

Judge Costello: I think what we should do is resolve that the title is either meter officer or constable because we can't pay any extra money because the man is holding two jobs.

Mr. Munzel: He is not being paid because he is doing two jobs but because it was the intent of the PBA negotiators and the Town Board that the position be paid \$8,440 whether it be called meter officer and/or constable. I presume that in the upcoming negotiations this problem will be corrected.

Judge Leonard: Is the constable still legal?

Mr. Munzel: My recollection is it still is.

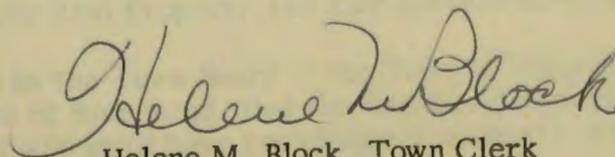
Judge Leonard: I read somewhere that it was to be eliminated.

Mr. Munzel: I think it will be eliminated.

Judge Costello: I have no objection.

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

There being no further business on motion and vote, the meeting adjourned at 11:45 A. M. , to meet on Tuesday, October 5th, 1971 at 10:30 A. M.


Helene M. Block, Town Clerk

HMB