

Minutes of a meeting of the Town Board of the Town of Riverhead held in the Town Hall on Tuesday, August 18, 1953 at 10:00 A.M.

Present:

Joseph V. Kelly, Supervisor

Austin H. Warner

Frank J. Yousik

Charles W. Gatz

William J. Leonard, Justices of the Peace

Myron C. Young, Superintendent of Highways, was also present.

Minutes of a meeting of the Town Board held on August 4, 1953 were read and on motion made by Justice Gatz and seconded by Justice Yousik it was Resolved that the minutes be adopted as read. The Vote, Justices Warner, Yousik, Gatz and Leonard, Yes; Supervisor Kelly, Yes. The Resolution was thereupon declared duly adopted.

Proof of publication of Bond Resolution relative to the purchase of property for the establishment of a public beach was submitted to the Board and ordered placed on file.

A communication dated August 13th, 1953 from M.E. Goul, District Engineer, New York State Department of Public Works, was read to the board acknowledging receipt of resolutions pertaining to a bypass, and advise that they are aware of the traffic congestion but have been unable to proceed with plans and construction due to lack of funds. The communication was ordered placed on file.

Alden W. Young, submitted maps of the parcels of land being acquired for parking area on the southerly side of East Main Street, and were ordered placed on file.

A communication was read from Hans Witschi, President Wildwood Acres, Inc. Wading River, N.Y. relative to a drain-off condition which exists on North Wading River Road and Hulse Avenue in Wildwood Acres. The communication was ordered placed on file and the matter referred to the Superintendent of Highways and the Highway Committee.

A communication was read to the Board from W.F. Koop, Lighting Sales Manager, Long Island Lighting Company, advising that on July 20th, 1953 one 100 c.p. aerial street light was placed in operation on Second Street in the Riverhead Lighting District, as indicated on enclosed sketch. The communication was ordered placed on file.

The Supervisor's report for the Month of July 1953 was submitted to the Board and ordered placed on file.

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On motion made by Justice Leonard and seconded by Justice Yousik it was Resolved that the Long Island Lighting Company be authorized to place One(1) 100 C.P. Aerial Street Lights, 8 ft. arm on Poles #4 & #5 at St. John's Place in the Riverhead Lighting District and one (1) 300 C.P. Aerial Street Light, 8 ft. arm, on Pole #3, St. John's Place in the Riverhead Lighting District. The Vote, Justices Warner, Yousik, Gatz and Leonard, Yes; Supervisor Kelly, Yes. The Resolution was thereupon declared duly adopted.

On motion made by Justice Gatz and seconded by Justice Leonard it was Resolved that the resignation of Edward F. Meier, Life Guard at Wading River, N.Y. be accepted as of August 17, 1953. The Vote, Justices Warner, Yousik, Gatz and Leonard, Yes; Supervisor Kelly, Yes. The Resolution was thereupon declared duly adopted.

On motion made by Justice Gatz and seconded by Justice Yousik it was Resolved that due to the Resignation of Edward F. Meier, present life guard at Wading River, that Robert Milet, Wading River, N.Y. be and he hereby is appointed life guard to fill the vacancy, salary fixed at \$45.00 per week, effective August 15, 1953. The Vote, Justices Warner, Yousik, Gatz and Leonard, Yes; Supervisor Kelly, Yes. The Resolution was thereupon declared duly adopted.

It was agreed by all members of the Board that the hearing in regard to the Fire District Contracts for 1953-54 be adjourned until September 1, 1953.

The following Reslution was offered by Justice Gatz, who moved kts adoption, seconded by Justice Yousik, to-wit:

BOND RESOLUTION DATED AUGUST 18TH, 1953.

A RESOLUTION AUTHORIZING THE PURCHASE OF REAL ESTATE IN THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO BE USED FOR THE ESTABLISHMENT OF PUBLIC RECREATIONAL AREAS FOR SAID TOWN, AT A MAXIMUM ESTIMATED COST OF \$41,000.00 AND AUTHORIZING THE ISSUANCE OF \$36,000.00 SERIAL BONDS OF SAID TOWN AND THE ISSUANCE OF A \$5,000.00 CAPITAL NOTE OF SAID TOWN TO PAY THE COST THEREOF.

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

Section 1. The Town Board of the Town of Riverhead, New York, is hereby authorized to purchase reall estate to be used for the establishment of public recreational areas in and for said Town at an estimated cost of \$41,000.00, said land being generally described as follows:

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

Beginning at a point formed by the intersectinn of the southerly line of Peconic Bay Boulevard and the westerly line of a certain right of way shown on a map entitled "10 Bungalow Sites, Property of S.O. Goldan, " said map

being filed in the office of the Clerk of the County of Suffolk on May 3rd, 1922 as Map No. 768; running thence southerly along the westerly line of said right of way and along the westerly line of Lot No 1, both as shown on said Map, and along the westerly line of Land now or formerly of J.F.Pye to Peconic Bay; thence westerly along Peconic Bay to East Creek (sometimes also known as Great Meadows Creek); thence in a generally northeasterly direction along said Creek, as it winds and turns, to the southerly line of Peconic Bay Boulevard; thence easterly along the southerly line of Peconic Bay Boulevard to the point or place of beginning.

And

**ALL** that certain tract, piece or parcel of land lying, being and situate at Wading River, Town of Riverhead, County of Suffolk and State of New York, more particularly described as follows:

**BEGINNING** at a concrete monument set at a point formed by the intersection of the northerly side of Creek Road with the westerly side of Sound Avenue (sometimes also known as Wading River Landing Road); running thence South 89° 19' West 150.0 feet along the northerly side of Creek Road to a concrete monument; thence North 7° 04' West 150.0 feet more or less, to Long Island Sound; thence easterly along Long Island Sound to land now of the Town of Riverhead; thence south 7° 04' East 167.0 feet, more or less, to the point or place of beginning.

Section 2. The plan of financing such object or purpose is as follows:

1. From the issuance of a \$5000.00 Capital Note of said Town, hereby authorized therefor; and
2. From the issuance and sale of \$36,000.00 serial bonds of said Town, hereby authorized therefor.

Section 3. For the purpose of paying part of the cost of the aforesaid object or purpose, there are hereby authorized to be issued \$36,000.00 serial bonds of said Town, pursuant to the provisions of the Local Finance Law, the details of which shall be prescribed by a further resolution or resolutions of this Town Board. Such bonds shall mature over a period in excess of five years.

Section 4. It is hereby determined that subdivision 21 (a) of paragraph a of Section 11.00 of the Local Finance Law applies to the aforesaid object or purpose, and that the period of probable usefulness thereof is 30 years.

Section 5. The faith and credit of the Town of Riverhead, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. There shall annually be levied on all the taxable

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real property of the Town of Riverhead a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. The aforesaid capital note in the amount of \$5000.00 shall be issued and sold prior to the issuance of any bonds or bond anticipation notes.

Section 7. The validity of such obligations may be contested only if:

1. Such obligations are authorized for an object or purpose for which said Town of Riverhead, New York, is not authorized to expend money, or
2. The provisions of law which should be complied with at the date of publication of this 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
3. Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall become effective upon its being approved by a majority of the qualified electors of said Town voting at an election on a proposition therefor.

Section 9. After such approval, this resolution shall be published in full in the News-Review, the official newspaper of said Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Justice Warner	Voting	Yes
Justice Yousik	Voting	Yes
Justice Gatz	Voting	Yes
Justice Leonard	Voting	Yes
Supervisor Kelly	Voting	Yes

The Resolution was thereupon declared duly adopted.

The following resolution was offered by Justice Gatz, who moved its adoption, seconded by Justice Yousik to-wit:

WHEREAS, the Town Board of the Town of Riverhead, New York, has this day adopted a bond resolution which is subject to approval by the qualified voters of said Town; and

WHEREAS, it is now desired to call a special election in connection therewith; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

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Section 1. That a special election of the qualified voters of the Town of Riverhead, New York, is hereby ordered to be held in said Town on the 8th day of September, 1953, for the purpose of approving or rejecting the resolution hereinabove described. The polls at such election will be kept open between the hours of 12:00 o'clock noon and 8:00 P.M.. eastern daylight saving time; The polling places is to be as follows:

Riverhead Town Hall  
220 Roanoke Avenue  
Riverhead, New York

Section 2. The Town Clerk of said Town of Riverhead, New York, is hereby ordered and directed to give notice of such election by publication thereof in the News-Review, the official newspaper of said Town, the first publication to be at least 10 and not more than 20 days before the time of such special election, and by posting in at least six public places in said Town not less than 10 nor more than 20 days before the date of such election, which notice shall be in substantially the following form:

NOTICE OF SPECIAL ELECTION

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, did on the 18th day of August, 1953, adopt a bond resolution, hereinafter described, and did direct that a special election of the qualified electors of said Town will be held in said Town on the 8th day of September, 1953, at which the polls will be kept open to receive ballots between the hours of 12:00 o'clock Noon and 8:00 o'clock P.M., Eastern Daylight Saving Time, on the question of approving or rejecting such resolution which is as follows:

BOND RESOLUTION DATED AUGUST 18th, 1953.

A RESOLUTION AUTHORIZING THE PURCHASE OF REAL ESTATE IN THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO BE USED FOR THE ESTABLISHMENT OF PUBLIC RECREATIONAL AREAS FOR SAID TOWN, AT A MAXIMUM ESTIMATED COST OF \$41,000.00 AND AUTHORIZING THE ISSUANCE OF \$36,000.00 SERIAL BONDS OF SAID TOWN AND THE ISSUANCE OF A \$5,000.00 CAPITAL NOTE OF SAID TOWN TO PAY THE COST THEREOF.

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

Section 1. The Town Board of the Town of Riverhead, New York, is hereby authorized to purchase real estate to be used for the establishment of public recreational areas in and for said Town, at an estimated maximum cost of \$41,000.00, said land being generally described as follows:

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

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BEGINNING at a point formed by the intersection of the southerly line of Peconic Bay Boulevard and the westerly line of a certain right of way shown on a map entitled "10 Bungalow Sites, Property of S.O. Goldan," said map being filed in the office of the Clerk of the County of Suffolk on May 3rd, 1922 as Map No. 768; running thence southerly along the westerly line of Lot No. 1 both as shown on said Map, and along the westerly line of land nor or formerly of J. F. Pye to Peconic Bay; thence westerly along Peconic Bay to East Creek (sometimes also known as Great Meadows Creek); thence in a general northeasterly direction along said Creek, as it winds and turns, to the southerly line of Peconic Bay Boulevard; thence easterly along the southerly line of Peconic Bay Boulevard to the Point or place of beginning.

And

ALL that certain tract, piece or parcel of land lying, being and situate at Wading River, Town of Riverhead, County of Suffolk and State of New York, more particularly described as follows:

BEGINNING at a concrete monument set at a point formed by the intersection of the northerly side of Creek Road with the westerly side of Sound Avenue (sometimes also known as Wading River Landing Road); running thence South 89° 19' West 150.0 feet along the northerly side of Creek Road to a concrete monument; thence North 7° 04' West 150.0 feet, more or less, to Long Island Sound; thence easterly along Long Island Sound to land now of the Town of Riverhead; thence South 7° 04' East 167.0 feet, more or less, to the point or place of beginning.

Section 2. The plan of financing such object or purpose is as follows:

1. From the issuance of a \$5000.00 Capital Note of said Town, hereby authorized therefor; and
2. From the issuance and sale of \$36,000.00 serial bonds of said Town, hereby authorized therefor.

Section 3. For the purpose of paying part of the cost of the aforesaid object or purpose, there are hereby authorized to be issued \$36,000.00 serial bonds of said Town, pursuant to the provisions of the Local Finance Law, the details of which shall be prescribed by a further resolution or resolutions of this Town Board. Such bonds shall mature over a period in excess of five years.

Section 4. It is hereby determined that subdivision 21 (a) of paragraph a of Section 11.00 of the Local Finance Law applies to the aforesaid object or purpose, and that the period of probable usefulness thereof is 30 years.

Section 5. The faith and credit of the Town of Riverhead,

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STANDARD B & P

New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in each year. There shall annually be levied on all the taxable real property of the Town of Riverhead a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. The aforesaid capital note in the amount of \$5000.00 shall be issued and sold prior to the issuance of any bonds or bond anticipation notes.

Section 7. The validity of such obligations may be contested only if:

1. Such obligations are authorized for an object or purpose for which said Town of Riverhead, New York, is not authorized to expend money, or
2. The provisions of law which should be complied with at the date of publication of this 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
3. Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall become effective upon its being approved by a majority of the qualified electors of said Town voting at an election on a proposition therefor.

Section 9. After such approval, this resolution shall be published in full in the News-Review, the official newspaper of said Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The ballots to be used at said special election shall be in substantially the following form, to-wit:

PROPOSITION

Shall the resolution entitled "BOND RESOLUTION DATED AUGUST 18th, 1953. A RESOLUTION AUTHORIZING THE PURCHASE OF REAL ESTATE IN THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO BE USED FOR THE ESTABLISHMENT OF PUBLIC RECREATIONAL AREAS FOR SAID TOWN, AT A MAXIMUM ESTIMATED COST OF \$41,000.00 AND AUTHORIZING THE ISSUANCE OF \$36,000.00 SERIAL BONDS OF SAID TOWN AND THE ISSUANCE OF A \$5000.00 CAPITAL NOTE OF SAID TOWN TO PAY THE COST THEREOF." adopted by the Town Board of the Town of Riverhead, New York, on the 18th day of August, 1953, be approved?

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All qualified voters of the Town of Riverhead, New York, who are also owners of property in such Town assessed upon the latest completed assessment roll thereof, shall be qualified to vote at said special election.

The polling place at such election shall be as follows:

Riverhead Town Hall  
220 Roanoke Avenue  
Riverhead, New York

BY ORDER OF THE TOWN BOARD OF THE  
TOWN OF RIVERHEAD, SUFFOLK COUNTY,  
NEW YORK  
by Harry J. Kratoville  
Town Clerk

DATED: Riverhead, New York  
August 18, 1953

Section 3. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Justice Warner	Voting	Yes
Justice Yousik	Voting	Yes
Justice Gatz	Voting	Yes
Justice Leonard	Voting	Yes
Supervisor Kelly	Voting	Yes

The Resolution was thereupon declared duly adopted.

On motion made by Justice Warner and seconded by Justice Yousik it was Resolved that Chester S. Frizalowski be and he hereby is appointed Police Patrolman of the Town of Riverhead, according to Civil Service Eligibility list, salary fixed at \$3600.00 per annum. The Vote, Justices Warner, Yousik, Gatz and Leonard, Yes; Supervisor Kelly, Yes. The Resolution was thereupon declared duly adopted.

On Motion made by Justice Warner and seconded by Justice Yousik it was Resolved that Roscoe C. Palmer be and he hereby is appointed Police Patrolman of the Town of Riverhead, according to Civil Service Eligibility list, salary fixed at the rate of \$3500.00 per annum. The Vote, Justices Warner, Yousik, Gatz and Leonard, Yes; Supervisor Kelly, 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:  
Highway Machinery Fund--\$532.76 and General Town Fund \$11,444.75.

The Town Board then adjourned to convene at 2:00 P.M.

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The meeting reconvened at 2:00 P.M. with all members of the Board present.

The following statements were made:

Justice Yousik: I wanted to bring up a matter that Judge Leonard had put an article in the papers accusing some of the Town Officials of "white-washing" the request that the Police Department has made to clear the cloud of suspicion of a police officer being involved in the so-called irrigation deal. I want to know what was meant by "white-washing?"

Justice Leonard: Personally, I wasn't satisfied with the explanation given by Lieut. Commander Bailey. Furthermore, I would like to have an impartial investigation answering some of the questions of the taxpayers of the Town of Riverhead in regard to the removal of certain equipment from the Grumman Project at Calverton. Who gave permission and to whom was it given and why wasn't the equipment returned to the Project?

Justice Yousik: You still haven't answered my question. My question was that you said that some of the Town Officials have "white-washed" this investigation, and I am asking you what was meant by "white-washing?"

Justice Leonard: I will not indulge into this any further. You admitted going to see Commander Bailey. Why wasn't he invited down here or why wasn't he invited by Austin Warner, the Chairman of the Police Committee?

Justice Gatz: The reason I, Justice Gatz and Yousik went to see the Commander was due to the fact that I was called on the telephone by an individual and he asked me whether or not I had seen the Newsday which was published the day before regarding certain pipe deal which occurred at the Calverton project. He stated to me that it involved a local policeman. I, thereupon, informed him that I would investigate. I, thereafter, went to see Judge Yousik and together with him, we went to see the Commander at the Project to question him whether or not a member of the local police force was involved according to a statement in the paper. He informed us that there was definitely no member of the Riverhead Town Police Force involved and that he was willing to appear before any party or group of people to make such a statement.

Justice Yousik: At the next Town Board meeting a petition was received signed by some of the members of the Police Department requesting to clear the cloud of suspicion over the Police Department that there was a member of the Police Department involved in the so-called pipe deal. Immediately, I contacted the Commander and invited him to come to the Town Board meeting and explain the matter, which he did. If that is what you call a "white-wash"; it might be, but I can't see it. I think it is clear and above board as anyone can honestly fulfill his duties as a Town Board, and Mr. Supervisor, do you think that we were "white-washing" this investigation?

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Supervisor Kelly: In my opinion, the statements made by Lt. Commander Bailey did not exonerate anyone connected with this so-called irrigation pipe deal. Commander Bailey would only speak for himself and could in no way speak for several others whom I have been informed were connected with this situation. I do not feel that a sufficient investigation was conducted in order to clear anyone of any accusation. A non-interested group, such as the Intelligence Department of the Navy or the FBI, should conduct such an investigation and question all parties involved, if anyone is to be exonerated.

Justice Yousik: Mr. Leonard has never answered exactly what I asked him. Either put up or shut up! Mr. Leonard claims "white-washing" of some of the members of the Town Board was that they accepted the statement that Lt. Commander Bailey has given.

Justice Leonard: The reason that I am not satisfied with it is that I feel that not everything has been done to clear everything. Until there is a complete investigation on the matter and my questions are answered, you have my answer. Yes, I accuse you of "white-washing," and will give further statement after investigation.

Justice Warner: At the time Commander Bailey appeared before the Town Board, he testified that no properties were taken from the airport without his knowledge and sanction and that no member of the Riverhead Town Police was involved in any manner whatsoever. This seemed at the moment to settle the matter as far as the Town Board was concerned. However, if there is a question in anyone's mind as to the truth of the statement, I am heartily in favor of an impartial investigation by the proper authorities.

All the members of the Town Board thereupon agreed that a further investigation on the above be made.

There being no further business on motion and vote the meeting adjourned to meet on Tuesday, September 1, 1953 at 10:00 A.M.

*Harry J. Kratoville*  
Harry J. Kratoville, Town Clerk

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