

Minutes of a Special Meeting of the Town Board of the Town of Riverhead, held at the Town Hall on Tuesday, July 28th, 1970 at 1:00 P.M.

Present:

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

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 1:00 P.M., on the 28th day of July, 1970, and do consent to the holding of such meeting for the purpose of discussing the request of L. I. Cablevision to raise monthly service rates and for any other business that may come before the Board.

Dated: July 28, 1970

 Bruno Zaloga

 Supervisor

 Thomas R. Costello

 Town Justice

 Robert G. Leonard

 Town Justice

 Vincent B. Grodski

 Councilman

 George G. Young

 Councilman

Filed.

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

WHEREAS a resolution was passed by the Town Board of the Town of Riverhead on October 6, 1964 which granted franchise to Long Island Cablevision Corporation to operate in the Town of Riverhead, and

WHEREAS the latter portion of said resolution reads as follows:

"and upon condition that the rates to be charged are subject to prior approval by the Riverhead Town Board, unless that rates are controlled by any public regulatory board, in which case these rates will apply. The rates presently approved are:

Private Dwellings: Connection \$30.00
 Monthly \$ 5.00"

and,

WHEREAS subsequent opinions of the State Comptroller made to various towns and cities of the state on the questions of the legality of the municipality setting rates to be charged have come to the attention of the Town Board, and

WHEREAS the aforesaid opinions clearly state that such rate setting by a municipality is illegal,

RESOLUTION continued:

NOW THEREFORE, BE IT RESOLVED that the portion of the resolution of October 6, 1964 stating:

"and upon condition that the rates to be charged are subject to prior approval of the Riverhead Town Board, unless that rates are controlled by any public regulatory board, in which case these rates will apply. The rates presently approved are:

Private Dwellings: Connection - \$30.00
Monthly - \$ 5.00"

is hereby rescinded.

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.

WHEREAS, the Long Island Lighting Company has caused damage to approximately 3,333 square yards of a section of River Road located in the Town of Riverhead along the northerly side of said road, and

WHEREAS, the reasonable value for the repair of said damages is Thirteen Thousand Four Hundred and Thirty-eight and No/100 (\$13,438.00) Dollars, and

WHEREAS, it is stipulated and agreed that the work of the repair shall be performed by the Riverhead Town Highway Department instead of Long Island Lighting Co. and/or its agents and all materials necessary for the repair shall be supplied by the Town of Riverhead Highway Department, and

WHEREAS, the Long Island Lighting Company is desirous of settling the claim with no further obligation on its part other than payment of the aforementioned sum,

NOW THEREFORE it is stipulated and agreed between Alex E. Horton, Superintendent of Highways, Town of Riverhead, and Robert J. Murray, authorized representative of Long Island Lighting Company, that the Long Island Lighting Company shall pay to the Town of Riverhead the sum of Thirteen Thousand Four Hundred and Thirty-eight and No/100 (\$13,438.00) Dollars, in full payment of the damages caused by the said Long Island Lighting Company on the northerly side of Riverhead Road in 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.

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

Helene M. Block, Town Clerk