

Minutes of a Regular Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, April 20, 1976, at 7:30 P.M.

Present:

Allen M. Smith, Supervisor
 George G. Young, Councilman
 Francis E. Menendez, Councilman
 John Lombardi, Councilman
 Jessie Tomlinson, Councilwoman

Also present: Peter S. Danowski, Jr., Town Attorney
 Alex E. Horton, Supt. of Highways

Supervisor Smith called the Meeting to Order at 7:30 P.M. and the Pledge of Allegiance was recited.

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

BE IT RESOLVED, That the Minutes of the Meeting of the Town Board of the Town of Riverhead, held on April 6, 1976, be approved as submitted.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined the following bills, submitted on Abstracts dated April 20, 1976:

General Town	\$23,722.16
Highway Item #1	\$10,940.37
Highway Item #3	\$ 3,286.97
Highway Item #4	\$ 5,618.99
Special Districts	\$11,224.68
Drug Abuse Program	\$ 134.94
Senior Nutrition Program	\$ 9,038.43
Town Hall Capital Project	\$ 1,225.00

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

BE IT RESOLVED, That the following bills be and are hereby approved for payment:

General Town	\$23,722.16
Highway Item #1	\$10,940.37
Highway Item #3	\$ 3,286.97

BOARD OF AUDIT - continued:

Highway Item #4	\$ 5,618.99
Special Districts	\$11,224.68
Drug Abuse Program	\$ 134.94
Senior Nutrition Program	\$ 9,038.43
Town Hall Capital Project	\$ 1,225.00

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

REPORTS

Tax Receiver's, dated: April 12th, 1976. Filed.
Recreation Department, month of March, 1976. Filed.

PETITIONS

Tide Woods Development, Wading River - Ninety-six (96) signatures petitioning the Town Board to accept dedication of the roads within the Development. Filed.

Riverhead Associates Petition for Special Permit to Increase Building Percentage - Roanoke Shopping Plaza. Filed.

SUMMONS AND COMPLAINT

Suffolk Outdoor Advertising Co., Inc. and Charles A. Dale, Jr., as President and on behalf of Outdoor Advertising Association of New York, an unincorporated association, vs. The Town of Riverhead and Raymond T. Schuler, as Commissioner of Transportation of the State of New York and The State of New York. Filed.
Copies to Insurance Broker and Town Attorney.

COMMUNICATIONS

Polish Town Civic Association, dated 4/2/76, inviting the Town Board to be present at their second Annual Street Fair, to be held on Saturday, August 21, 1976.

They further state that this year they expect to draw twenty-five to forty thousand people. Filed.

Copies to Town Board and Town Attorney.

Planning Board, dated 4/7/76, stating that it was called to the attention of members of Planning Boards at the New York State Association of Towns Convention in February, 1976, that Planning Boards should assist in the development of Towns.

They further state that it has also come to their attention, that persons have been denied rights to certain privileges or uses because of the ordinances and rules and regulations now in effect in the Town of Riverhead.

They therefore request that the Town Board advise enforcing officers of the ordinances and rules and regulations of the Town of Riverhead to instruct residents or taxpayers to present their ideas in writing for amendments or changes to the Planning Board of the Town of Riverhead for its consideration, so that worthwhile objectives may be given due and proper consideration. Filed.

Copies to Town Board and Town Attorney.

COMMUNICATIONS - continued:

Riverhead Town Bicentennial Committee, dated 4/12/76, inviting the Town Board to review the Bicentennial Parade, to be held on Saturday, July 3rd, 1976, from the reviewing stand on Main Street. Copies to Town Board and Town Attorney. Filed.

County of Suffolk, Department of Traffic Safety, proclaiming the week of April 25th through May 1st, 1976, as Bicycle Safety Week throughout the County and urges everyone's participation and cooperation in publicizing the necessity for public involvement in a County-wide effort to increase safety for bicyclists.

Also enclosed several placards announcing Bicycle Safety Week and traffic safety pamphlets relating to various highway safety topics. Additional pamphlets can be made available upon request. Copies to Town Board and Town Attorney. Filed.

Department of Environmental Conservation re application of the Town of Riverhead for Well Application #3063 stating that the Public Hearing originally scheduled for April 19th, 1976 at 10:00 A.M. in the Department Building, at Stony Brook on the above mentioned application, has been cancelled due to the fact that no notices of appearance in opposition were filed.

Therefore, notice is hereby given that the Department will now proceed to consider and examine the petition, maps, plans, proofs, and arguments on the proposed project and thereafter make the statutory determinations and decision as required by statute. Filed. Copies to Town Board and Town Attorney.

Department of Environmental Conservation re Public Hearing Notice on Petition of Northville Industries Corp. to install a submarine communications cable between existing shore facilities and offshore terminal, on Long Island Sound, north of Sound Shore Road at Jacobs Point, Northville.

The Hearing is scheduled for 2:00 P.M. on the 21st of May, 1976 in the Legislative Meeting Room, County Center, Riverhead.

All persons, corporations or civil divisions of the State of New York, who have objections to the execution of said plans or wish to be heard either in favor of or opposed to such plans, must file a notice of appearance of such desire, in writing and in duplicate, with the Tidal Wetlands Permit Administration at Stony Brook on or before the 17th day of May, 1976. Filed.

Copies to Town Board and Town Attorney.

Planning Board, dated 4/7/76, submitting resolution relative to a Minor Subdivision, submitted by Sebastian Albrecht, stating, in part, as follows:

"WHEREAS, Charles W. Gatz, Attorney at Law, on behalf of Sebastian Albrecht did submit to this Board a map entitled "Map of Property of Sebastian Albrecht at Roanoke, Town of Riverhead, Suffolk County, New York dated April 23, 1975" delineating a portion of the land of Sebastian Albrecht between Sebastian Drive and Park Road, and"

COMMUNICATIONS - continued:

"WHEREAS, This Board did discuss with Attorney Gatz a suggested voluntary dedication of 17 feet along the northerly line of Sound Avenue from Sebastian Drive to Park Road,

BE IT FURTHER RESOLVED, That this Board suggests a voluntary dedication of 17 feet along Sound Avenue from Sebastian Drive to Park Road.

Mr. Albrecht complied with this suggestion and enclosed herewith is the original deed mentioned in the above resolution."

Copies to Town Board and Town Attorney.

Filed.

Riverhead Fire Department, dated 4/14/76, inviting the Town Board and guests to attend the annual inspection and Memorial Service of their department on May 2, 1976.

They further state that the inspection will start at 6:30 P.M. at the Second Street Fire House. The Memorial Service will follow at 7:00P.M. at St. John's Auditorium.

They conclude by stating that the Town Board is welcome to gather with them at their recreation room at Second Street headquarters following services.

Filed.

Copies to Town Board and Town Attorney.

Two (2), Town of Brookhaven, dated 4/16/76, Calling Public Hearing to be held on May 4th, 1976, at 11:00 A.M. re Amendments to Chapter 85 of the Code concerning Prohibited Uses and Petition Requirements.

Filed.

Copies to all Town Agencies.

Town of Brookhaven, dated 4/15/76 giving Public Notice of Adoption of Amendment to Chapter 85 - Section 85-154 entitled "L" Industrial I District (Light Industry).

Filed.

Copies to all Town Agencies.

Suffolk County Department of Planning, dated 4/19/76, re Amended Building Zone Ordinance, Sections 85-154 and 85-161 of the Town of Brookhaven. If a resolution of objection is not received by May 6, 1976, it will be assumed that you have no objections. Filed.

Copies to Town Board and Town Attorney.

Department of Environmental Conservation, dated 4/16/76, in the Matter of the Petition of Town of Riverhead Recreation Department Petition No. TW-15252-0064 - Public Hearing to be held in the Suffolk County Legislative Meeting Room, County Center, Riverhead, New York on the 12th day of June, 1976 at 10:30 A.M.

COMMUNICATIONS - continued:

The applicant wishes to reinforce the slab portion below mean high water of an existing concrete boat launching ramp with pilings, steel rods and poured concrete and claims the work is necessary for the continued use of the ramp and that a financial hardship would result if this permit were denied.

If any objections such must be done in writing and in duplicate and mailed to the Tidal Wetlands Permit Administrator at Building 40, State University of New York, at Stony Brook, N.Y. 11794 on or before the 25th day of May, 1976. If no notices are filed, the hearing may be cancelled. Filed.

Copies to Town Board and Town Attorney.

Supervisor Smith explained that the State of New York takes a long time to process the applications and he apologized for the delay in repairing the Iron Pier boat ramp.

He further stated that this problem occurs every year and the Town is trying to get a permanent permit, so that each Spring, the Town can fix the ramp itself.

UNFINISHED BUSINESS

a) Codification - Progress

b) Decision of Double Bar B Ltd. request for permits re Wild West Shows, etc. - Supervisor Smith stated that this request goes beyond, what might be considered a good will gesture and is more oriented towards a proprietary function of some sort and will take more consideration.

c) Decision on relocation of Tercentennial Rock - Wading River - Supervisor Smith stated that a letter has been composed and will go out to the Trustees of the Wading River Congregational Church suggesting an exchange of releases which will eliminate the need to move the rock.

d) Erosion problem at Roanoke Landing - Supervisor Smith stated that the N.Y. Telephone Co. has been written and if it is found that they have placed their poles on any other property than their easements, they will have to be moved.

e) Fire District request for creation of Fire Zone in Shopping Plaza - Supervisor Smith said he would know more about this request after he has seen the most recent request for a Special Permit as per Petition presented earlier in the Meeting.

f) Decision on revising Traffic and Parking Ordinance #3 re Penny's Landing Road and Meetinghouse Creek Boulevard - Supervisor Smith stated that there may be a resolution later on regarding this matter.

g) Decision of proposed Noise Ordinance No. 45 - No decision as yet.

PERSONAL APPEARANCES

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

PERSONAL APPEARANCES - continued:

William Kasperovich, 15th Street, Wading River, asked who in the Town was a Constable, besides the two in the Building Department.

Supervisor Smith replied that besides the two Constables in the Building Department, there was Mr. Stewart and the two the Board was going to appoint tonight regarding the towing.

Mr. Kasperovich complained at length about the lack of patrol cars in his area.

Supervisor Smith recessed the Meeting to hold a Public Hearing.

PUBLIC HEARING 8:30P.M.

Town Clerk submitted affidavits of posting and publishing Public Notice Calling Public Hearing re Reduction of Speed Limit on Church Lane, Aquebogue, between Route 25 and Phillips Lane to 30MPH. Hearing is to be held at the Town Hall, Riverhead, at 8:30 P.M.

The affidavits were ordered to be placed on file.

Thereupon Supervisor Smith declared the Hearing open and asked if anyone wished to be heard.

Maribeth Andresen, Church Lane, Aquebogue, presented a petition containing numerous signatures of people who live on Church Lane and in the area, to reduce the speed limit to 30 MPH.

She then spoke of all the curves, kids and drainage problems on Church Lane and the difficulty in stopping when the speed limit is 55 MPH.

Lt. Robinson stated that the Police Department had run several checks in that area with radar units and they found that it was really impossible to do 55 MPH with the curves and the conditions.

Richard Park, Church Lane, Aquebogue, agreed with everything that Mrs. Andresen and Lt. Robinson stated with reference to the flooding conditions and the dangerous curves.

He then stated that 800 feet from the stop sign on Route 25 is a passing zone, on Church Lane, which he strongly urged the Town Board to eliminate for safety sake.

No one else wishing to be heard and no communications having been received thereto, Supervisor Smith closed the Hearing at 8:35P.M. and re-opened the Meeting.

PERSONAL APPEARANCES - continued:

William Kasperovich returned and spoke at length on enforcing the Zoning and Building Regulations.

Richard Delucia, Tidewoods, Wading River, spoke of the problems in the subdivision, such as snow removal, lack of drainage facilities and the fact that the roads are not being dedicated to the Town.

He then presented the Town Board with a petition requesting the dedication of the roads in the development and help with the other problems cited above.

PERSONAL APPEARANCES - continued:

Supervisor Smith stated that it took the Board approximately a full day to find all the various files dealing with the Tidewoods Subdivision and they discovered that the two bonds regarding the roads had been released.

Short discussion followed.

Chris Bermel, 1661 Old Country Road, Riverhead, spoke on the effective date of the proposed Noise Ordinance.

Supervisor Smith explained that the Ordinance would be effective ten (10) days after it was adopted and republished.

Mr. Bermel then asked about the status of the show cause order given to the Judge regarding the motorcycle track.

Supervisor Smith replied that the Board is awaiting the Judge's decision.

Mr. Bermel then talked at length about the noise from the Raceway and asked for a decision soon, so they could get some relief.

Paul Meyer spoke on the Noise Ordinance with reference to the Raceway and stated that he was all for racing.

He further stated that if the matter of the Raceway was put to a referendum vote, more people would vote to keep it than to get rid of it.

Carl Uehlinger, Woodchuck Hollow Lane, Wading River, stated that his area has a similar problem to that of Tidewoods, in that their road was not dedicated either.

He then presented a petition containing signatures of residents in the area, asking the Board to dedicate Woodchuck Hollow Lane and Ivy Circle to the Town.

He further asked that the Town Attorney's Office look into the performance bond for this subdivision and either see that the roads conform to the Town's standards for dedication or revoke the bond.

Ken Schou, Assistant Promoter of the Riverhead Raceway, stated that the Raceway was going to open on May 21st and whether the Noise Ordinance passed or not, they were going to do everything possible to reduce the noise level.

He then presented a statement from the Raceway outlining their views on the Noise Ordinance with reference to their business, as well as a petition containing 431 signatures, expressing individual opposition to the Noise Ordinance.

He then requested that the Town Board and residents of Glenwood come to a testing on noise levels.

Supervisor Smith asked that Mr. Schou have the Raceway's Attorney or whoever was going to set up the test, to do so with dispatch.

PERSONAL APPEARANCES - continued:

Mr. Schou then said that last year, when the Riverhead Water District put in a water main on Route 58, it must have been pitched the wrong way, because since the water has been running through it all winter, the driveway to the Raceway has been torn up and nothing has been done to correct it.

Zahn Williamson stated that he had an inspector down there and he will confer with the Engineers and the Contractor on the problem.

Kerwin Abbey, Hampton Bays, spoke about the Noise Ordinance with reference to a section regarding use of vehicles on the street and asked what the noise level would be for them.

Supervisor Smith stated that he was not prepared to discuss specific details of the Ordinance at the present time.

He then stated that if he wished to take up the subject with the Town Attorney and himself, after the Meeting, they would try to explain it to him.

Chris Bermel took issue with what Mr. Meyer said about the Glenwood residents learning to like the noise and requesting the Raceway to play lullabies in between the races.

He then stated that Mr. Meyer would never get a "yes" on a referendum vote for the Raceway.

Supervisor Smith stated that there would be no debates!

Ed Fialkowski, Jr., 377 Hamilton Avenue, Riverhead, spoke for the drivers of the Riverhead Raceway, saying that they felt the only reason the Noise Ordinance was proposed was because of the motorcycle track proposal and asked if that was true.

Supervisor Smith stated that that was not true, it just happened to be the straw that broke the camel's back, so to speak.

Mr. Fialkowski then said that the people in Glenwood haven't been to the races and should come to see what it's all about, before they pass judgment, as the drivers should have a say in this matter too.

Supervisor Smith stated that they were listening to everyone on this matter.

Mr. Fialkowski then asked the age limit in Glenwood Park.

Mr. Bermel (from the floor) was inaudible.

Supervisor Smith then recessed the Meeting for ten (10) minutes.

PERSONAL APPEARANCES - continued:

Supervisor Smith then reconvened the Meeting at 9:00 P.M. and asked if anyone else wished to address the Board.

Mr. Schou stated that he would not read the statement he had presented to the Board previously, but he would like to point out one part of it, publicly.

He then read as follows: "There are over 45 speedways in the State of New York alone and the normal speedway holds about 20 events per year for about 3 hours of competition per event. Measured in the time of competitive operation to the total year, this is less than $\frac{1}{2}$ of 1% of the total time of the year."

He then stated that actually his cars only run for one hour out of three, which would be much less than $\frac{1}{2}$ % of the total time of the year.

Councilman Young asked how many races he intended to have this year.

Mr. Schou stated that they would have approximately 20 per year.

Councilman Young asked what the hours of racing were.

Mr. Schou stated that they would start about 7:30 P.M. and end no later than 10:30 P.M., because they had set up a curfew.

Councilman Young asked if there were any particular days scheduled for their races.

Mr. Schou stated that as of now, most of their races would be held on Friday night, with a few possible matinees or Sunday shows.

Councilman Young requested that Mr. Schou keep in close contact with the Town Board on any matters concerning the Raceway.

Councilman Menendez asked what one of the specialized mufflers would cost per car.

Mr. Schou answered: "\$50.00, which is two units per car, at \$25.00 each."

Short discussion followed.

RESOLUTIONS

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That the Supervisor be and is hereby authorized to pay time and one-half overtime compensation to John Hansen for work performed during the period from March 1, 1976 to March 31, 1976, for a total of 24 hours, in the amount of \$105.52.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

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

BE IT RESOLVED, That the following police officers be paid recall pay from March 1, 1976 to and including March 31, 1976, as per P.B.A. Contract:

1.	F. Alexander	3-08-76	4Hrs.		\$ 44.46
2.	H. Boden	3-06-76	4Hrs.	\$49.44	
		3-24-76	4Hrs.	49.44	
		3-29-76	4Hrs.	<u>49.44</u>	148.32
3.	F. Foote	3-18-76	4Hrs.		44.46
4.	V. Gianni	2-19-76	4Hrs.		38.94
5.	O. McDonald	3-01-76	4Hrs.		44.46
6.	V. Michalski	3-08-76	4Hrs.		44.46
7.	R. Underwood	3-03-76	4Hrs.		55.38
			TOTAL		<u>\$420.48</u>

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

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

BE IT RESOLVED, That the following police officers be paid overtime pay from March 1, 1976 to and including March 31, 1976, as per P.B.A. Contract:

1.	J. Dunleavy	3-13-76	1½Hrs.	\$13.93	
		3-02-76	½Hr.	<u>5.56</u>	\$ 19.49
2.	V. Gianni	2-22-76	1Hr.		9.74
3.	D. Miller	3-07-76	6Hrs.		58.41
4.	J. Psaltis	3-03-76	½Hr.	4.87	
		3-19-76	1½Hrs.	<u>14.60</u>	19.47
5.	F. Rodgers	3-18-76	½Hr.		4.87
6.	R. Von Voigt	1-28-76	2Hrs.		19.47
			TOTAL		<u>\$131.45</u>

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

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

WHEREAS, Legislative authority for federal general revenue sharing pursuant to the State and Local Assistance Act of 1972 will expire December 31, 1976, and

WHEREAS, Funds provided in the form of federal general revenue sharing from 1972 through 1976 have assisted the Town of Riverhead and other units of local government throughout the State and nation in providing necessary and appropriate services to the citizens of their respective jurisdictions, and

WHEREAS, The Town of Riverhead and other units of local government will face extreme financial difficulty in continuing to provide necessary and appropriate public assistance sharing, and

WHEREAS, The Subcommittee on Intergovernmental Relations and Human Resources of the House of Representatives' Committee on Government Operations, is now considering legislation to renew federal general revenue sharing

NOW, THEREFORE, BE IT RESOLVED, That THE TOWN BOARD OF THE TOWN OF RIVERHEAD HEREBY REQUESTS that members of the Subcommittee on Intergovernmental Relations and Human Resources of the House of Representatives' Committee on Government Operations draft and approve, and members of the Congress of the United States, enact, legislation continuing federal general revenue sharing in 1977, providing:

1. Multiple year appropriations at least at the level of assistance now provided to participating units of local government under the State and Local Assistance Act of 1972,
2. Regular increases in the level of assistance corresponding to increases caused by inflation in the cost of providing government services,
3. Maximum flexibility in the use of federal general revenue sharing by units of local government, and

BE IT RESOLVED, That the Town Board requests that members of said Committee approve and Congress enact this legislation promptly to permit adequate time for units of local government to plan and budget for expenditures during the year commencing January 1, 1977, and

BE IT FURTHER RESOLVED, That the Town Clerk send certified copies of this resolution to the following: Members of the Subcommittee on Intergovernmental Relations and Human Resources of the House of Representatives' Committee on Government Operations, Riverhead Representatives in the House of Representatives and Senate and appropriate members of Congress.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, That these funds deposited with the Town Board, pursuant to the Subdivision Regulations now totalling \$26,217.57, be transferred from Special Trust Funds, Parking and Playground District, to T-37 Trust and Agency, Parks and Playgrounds, and that Appropriation 7610.42, totalling \$42,500.00, be reduced by \$8,000.00, and that the same be transferred to Appropriation 7610.12.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

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

WHEREAS, The Town Board of the Town of Riverhead has obtained a signed contract for 1975/1976 Housing and Community Development Act, and

WHEREAS, This Board has unsuccessfully negotiated for a contract purchase of the Morrell property,

NOW, THEREFORE, BE IT RESOLVED, That the Town Attorney be and he hereby is authorized and directed to commence condemnation proceedings, pursuant to the Suffolk County Improvement Act, and that the Town Clerk be and she hereby is authorized to publish any requisite notices, and to call a public hearing on said condemnation, and that Alden W. Young is hereby retained to prepare a Taking Map for said property, and that H. Lyndon Hallock be retained to provide an additional appraisal of said property, and that Chicago Title Insurance Company be retained to perform a title search on said property.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

WHEREAS, On April 10, 1976, many citizens of the Town of Riverhead participated in the Second Annual Townwide Clean-up Day, and

WHEREAS, This Town Board wishes to give recognition and thanks to all those involved,

NOW, THEREFORE, BE IT RESOLVED, That this Board does thank each participant in the Town-wide Clean-up effort, and be it

FURTHER RESOLVED, That special thanks be conveyed to Miles H. Fairley for acting as Chairman of this effort.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

WHEREAS, Each year considerable time, effort and expense is spent by various officers within the Town for the annual registration of dogs, and

WHEREAS, Wisdom of such annual registration is questionable,

NOW, THEREFORE, BE IT RESOLVED, That this Town Board does support the efforts of the Town Clerks Association to obtain passage of legislation providing for the long-term registration of dogs.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

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

WHEREAS, The Town of Riverhead is being sued by Suffolk Outdoor Advertising Co., Inc., and

WHEREAS, The thrust of said suit is to nullify the efforts of this Board to erase the visual blight occasioned by billboards erected by the plaintiff and their members,

NOW, THEREFORE, BE IT RESOLVED, That the Town Attorney is hereby authorized and instructed to answer said suit, and that he is authorized to take those steps necessary to defeat the claims of the plaintiffs.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, The County Executive has sought authorization to increase the county sales tax, and

WHEREAS, The Town Board of the Town of Riverhead feels that such increase be improvident.

NOW, THEREFORE, BE IT RESOLVED, That this Board hereby opposes any increase in the county sales tax.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That this Board does hereby give its approval to the conducting of a "Good Old Days" sale by the Downtown Merchants Association, to be held on July 15, 16 and 17, 1976.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

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

WHEREAS, A hearing will be held in Albany, New York, on April 29, 1976, to determine the equalization rate for the Town of Riverhead for the following year,

NOW, THEREFORE, BE IT RESOLVED, That the Town Attorney, Supervisor and/or Assessors be authorized to attend said hearing in Albany on that date, and that the Town Attorney and Supervisor be authorized to remain in Albany on the following day (April 30, 1976) to conduct further business with the State Comptroller, and be it

FURTHER RESOLVED, That should time permit, the Board authorizes Joseph Saland to aid in the preparation for the Equalization and Assessment hearing, and that he be paid a fee therefor, upon voucher.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

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

RESOLVED, That the Town Board hereby objects to the following proposed Bill in the New York State Senate and the New York State Assembly:

S.	221	AN ACT to amend the navigation law in
A.	157	relation to the definition of the
		navigable waters of the State.

Said bill amends Navigation Law, Section 2, subd. 4, with the effect of including tidewaters in Nassau and Suffolk Counties within the definition of "navigable waters of the State", giving the state jurisdiction over bays and inlets.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, That the Town Board does hereby approve the Duty Statement classified "Town Building and Zoning Administrator" and establishes a salary therefore of \$12,000.00 for future action by the Department of Civil Service and this Board.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, That Richard McGregor and Joseph Loughlin be and they are hereby designated as Constables for the Town of Riverhead;

RESOLUTIONS - continued:

and that all powers attendant thereto are subject to the supervision of the officers of the Police Department of the Town of Riverhead.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

There being no further business on motion and vote, the Meeting adjourned at 9:27 P.M., to meet on Tuesday, May 4th, 1976 at 7:30 P.M.

A handwritten signature in cursive script, reading "Helene M. Block". The signature is written in dark ink and is centered on the page.

HMB/mhj

Helene M. Block, Town Clerk