

Minutes of a Special Meeting of the Town Board of the Town of Riverhead, held at the Town Hall, 200 Howell Avenue, Riverhead, N. Y., on Friday, March 5th, 1976, at 11:00 A. M.

Present:

Allen M. Smith, Supervisor

Francis E. Memendez, Councilman

John Lombardi, Councilman

Jessie Tomlinson, Councilwoman

Absent: George G. Young, Councilman

Also present: Peter S. Danowski, Jr., Town Attorney.

WAIVER OF NOTICE AND CONSENT OF SPECIAL 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 11:00 A. M., on the 5th day of March, 1976, and do consent to the holding of such meeting for the purpose of discussing a proposed Noise Ordinance and any other matters and business that may come before the Board.

Dated: March 5th, 1976

TOWN BOARD MEMBERS
TOWN OF RIVERHEAD, NEW YORK

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

Filed.

Supervisor Smith stated as follows: "Miss Block, as the first official item of business on the Agenda for this morning, the four members present have signed a notice of consent to a Special Meeting. I would like the record to reflect that yesterday, in speaking with Mr. George Young, and realizing the difficulties that he might have being here at 11 o'clock, he stated that he would sign the waiver for me in advance. At that time, I'm sure he came to your office. Is it a correct statement that he appeared in your office to sign the waiver, but the form was not available?"

Miss Block: "That's right."

Supervisor Smith: "All right. So that you all know that for the meeting to be effective this morning, Mr. George Young will have to show up and sign the waiver for us and I'm sure he will. "

RESOLUTION

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

RESOLVED, That the Town Attorney be and he hereby is authorized and instructed to take steps necessary to obtain an order to show cause directing L. I. M. A. to show cause why it should not be enjoined from its proposed operation on the easterly side of West Middle Road and be it further

RESOLVED, That the Town Attorney, Town Clerk and Supervisor be authorized to prepare and publish a Notice and a proposed Noise Ordinance for a public hearing to be held March 23, 1976 at 7:45 P. M. , at 200 Howell Avenue, (Town Hall) Riverhead, N. Y.

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

The resolution was thereupon declared duly adopted.

PERSONAL APPEARANCES

Supervisor Smith asked if anyone wished to be heard on this matter, before the vote was taken.

Maribeth Andresen asked Supervisor Smith to explain what he was going to propose.

Supervisor Smith stated that the Town of Riverhead had no noise ordinance at the time, but the Town Board was considering the Noise Ordinance of the Town of Southampton and also the Noise Ordinance of Birmingham, Alabama.

Mrs. Andersen asked if it would be published in the paper next Thursday, so that they would have a chance to study it.

Supervisor Smith explained some of the considerations that the Board was taking, in light of drawing up an ordinance that would best suit the Town of Riverhead itself.

Unidentified Lady: asked if it would be the kind of ordinance that would be enforced with sophisticated equipment and the extra people, or would it be a law that would go this way and that way.

Supervisor Smith stated that he didn't like the "this way and that way" laws and that was what he was trying to avoid.

Unidentified Lady #1 (inaudible)

Supervisor Smith explained that her question was in reference to what had been or might have been done in the past concerning the noise from the racetrack vs. residents of Glenwood. He went on to say that the people of Glenwood quite

PERSONAL APPEARANCES continued:

possibly had a tortious action - an invasion of their rights to quiet enjoyment of their leasehold and that they could, as a force, have started an injunctive lawsuit, and further added that apparently his advice had not been taken.

Unidentified Lady #2 asked for an explanation of the "show cause order" and then asked if the noise ordinance would be needed right away, if the Town could stop the progress of the Motor Cross Racetrack?

Supervisor Smith explained the due course of a "show cause order" and further stated that anything to do with the noise ordinance would be discussed on the 23rd, during the public hearing.

RESOLUTIONS

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

RESOLVED, That the Supervisor be and he hereby is authorized to forward the following Duty Statements and or requests to Suffolk County Civil Service for their action:

(a) Highway - reclassifications of positions now held by Carl Haupt, Russell Fleischman, John Griffin, Felix Rutkowski and John Condzella.

(b) Request a copy of the duty statement for Police Chief for possible revision of the same and a further statement clarifying Chief Palmer's status as provisional Chief.

(c) File a duty statement for the position now held by Sherwood Johnson.

(d) File a duty statement for the temporary position now held by Shirley Skeeter.

(e) File a duty statement for a position to be created to manage the physical operation of the new Town Hall including repairs, landscaping, maintenance, etc.

(f) Call for review of the position now held by Jane McBride.

(g) File a duty statement combining positions now or formerly held by Reverend Adinolfi and Joseph Burger.

(h) File a revised duty statement for the position now held by Edward R. Munson.

(i) File a duty statement for the position held by Peter Danowski.

(j) Revise duty statement for position now held by Sophie O'Kula.

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

The resolution was thereupon declared duly adopted.

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

RESOLVED, That Shirley Skeeter be hired as a temporary employee as of March 1, 1976, for a period of 30 days at a bi-weekly salary based upon a yearly salary of \$6,336.00, and that any extension of this period only be made after compliance with the Civil Service Law and the CSEA Contract.

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

The resolution was thereupon declared duly adopted.

RESOLUTION

Supervisor Smith offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That the Town Clerk be and is hereby authorized to publish and post a Notice of Public Hearing to be held March 23rd, 1976, at the Town Hall, 200 Howell Avenue, Riverhead, N. Y., at 7:30 P. M. to hear all those persons interested in the revision of the Parking Ordinance so as to eliminate the stop sign at the northerly intersection of Penny's Landing Road and Sound Shore Road at the "no parking" area on Meetinghouse Creek Road, south of Harbor Road.

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

The resolution was thereupon declared duly adopted.

PERSONAL APPEARANCES - continued:

Maribeth Andresen, asked questions on the Motor Cross Racetrack, concerning speed of cycles on the track, additional parking for increased membership and possible permanent or partial damage done to hearing on different age groups, due to the decibel level of the motorcycles. She then talked about the dangers of having concessionaires in tents as opposed to a permanent facility, rest room facilities and policing of the area, and continued by talking about the number of traffic accidents involving motorcycles and stated she would have more definite information by the end of the week.

Supervisor Smith stated that all of these health, safety and welfare questions will be dealt with in the "show cause order."

Mrs. Andresen then talked about the crowded conditions in the Central Suffolk Emergency Room in the summer time and suggested several locations nearer Smithtown.

Robert Pekar, Middle Road, Calverton, spoke on the problem of noise from the racetrack and the implication that the track will have on the Town and the destruction that can follow. He then added that Manor Road was not designed for a through road and the fact that it would not hold up under the heavy traffic that would result from this racetrack.

Supervisor Smith then talked about the different areas of zoning in the Town and stated that if people wanted to know what Riverhead will look like in the future, they should just look to the west toward Brookhaven.

Extensive discussion followed.

Maribeth Andresen asked when Mr. Kessler would have the show cause order.

Supervisor Smith stated that he wouldn't have it, the Town Attorney had it. He then told Mrs. Andresen that he would have to discuss technical questions after he closed the meeting.

There being no further business on motion and vote, the Meeting adjourned at 12:00 Noon.



Helene M. Block, Town Clerk