

Minutes of an Adjourned Meeting of the Town Board of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, June 28, 1977 at 7:30 P.M.

Present:

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

Absent: Francis E. Menendez, Councilman

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

Supervisor Smith called the Meeting to order at 7:30 P.M. and the pledge of allegiance was recited.

RESOLUTIONS

Supervisor Smith: "What this long resolution says is that at various and sundry different times, we have authorized the execution of certain leases which are subject to publication and the statute says we must do so in ten (10) days so we ratify and confirm those resolutions and authorize a very long public notice with reference to all of these agreements"

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

WHEREAS, Section 90 of the Town Law provides, in part, that resolutions subject to permissive referendum shall be published within ten (10) days of said resolution, and

WHEREAS, This Board has heretofore passed several resolutions calling for said publications and said publications were not made within the ten (10) day period, and

WHEREAS, It is more economic to publish said resolutions as one notice and add therein one matter not heretofore the subject of an authorizing resolution,

NOW, THEREFORE, be it

RESOLVED, That the Town Clerk be, and she hereby is, authorized to publish and post the annexed notice, pursuant to the provisions of the Town Law and such other applicable statutes and ordinances as may be proper, and be it

FURTHER RESOLVED, That the Town Board does hereby adopt, ratify, and confirm all resolutions previously adopted by this Board with reference to leases and/or contracts with the Riverhead United Methodist Church, East End Arts and Humanities Council, Wilhermine Friszolowski, J-Ped Investors, Harold H. Fanning, and

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the Riverhead Parking District, and be it

FURTHER RESOLVED, That the Town Board does hereby authorize and direct the Supervisor to execute leases with the Riverhead Water District for properties commonly known as Stotsky Park and the Impound Area and surrounding properties; to let a lease to the Riverhead Fire District for the Tournament Area, and to sign and ratify agreements with the Long Island Lighting Company and New York Telephone Company for pole attachments for street lights.

## PUBLIC NOTICE

PLEASE TAKE NOTICE That pursuant to Section 220 of the Town Law, the Town Board of the Town of Riverhead by resolution adopted January 28, 1976, authorized the execution of certain contracts and leases which are subject to a permissive referendum upon petition as is provided by Section 90, et seq., of the Town Law. The aforesaid resolution authorized the following contracts, copies of which are available in the office of the Town Clerk for inspection during regularly scheduled business hours.

1. Pole attachment agreements between the Town of Riverhead and the New York Telephone Company and the Long Island Lighting Company. These agreements authorize and permit the Town of Riverhead to attach street lighting fixtures to telephone and lighting poles owned by the above-named utilities. These agreements provide for an annual fee, insurance and other necessary matters relating to pole attachments for street lighting purposes.
2. An agreement between the Town of Riverhead and the Riverhead Parking District No. 1. This agreement is required by the rules and regulations relating to an application by the Town of Riverhead for Bureau of Outdoor Recreation funding for the improvements along the Peconic River. This agreement provides for a non-exclusive right of use and occupancy by the Town of Riverhead for a period of twenty-five (25) years. The consideration for this agreement is the installation shown in an application to the Bureau of Outdoor Recreation.
3. An agreement between Harold H. Fanning and the Riverhead Water District. The Town Board, acting as the governing body for the Riverhead Water District and acting upon a study indicating the future needs of the Riverhead Water District, has contracted to buy certain vacant real property for the purposes of installing wells thereon. Said property is situated on Middle Road, southeasterly of the intersection of Middle Road and Northville Turnpike. The contract

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- price for this real property is Eighteen thousand and 00/100 (\$18,000.00) Dollars to be paid from the capital reserve fund heretofore established.
4. Lease between the Riverhead Water District and the Town of Riverhead. Heretofore, the Town Boards of the Town of Riverhead have made certain improvements to real property known as Stotsky Park and the Impound Area. Several leases reflecting the use and occupancy of these properties by the Town of Riverhead and the Riverhead Fire District referred to in the next agreement consolidates the aforesaid leases into one lease, running from the Water District to the Town of Riverhead for a term of Twenty-five (25) years, in consideration of which the Town of Riverhead shall make all improvements thereon and maintain the same. The description in said lease includes all lands of the Riverhead Water District between Pulaski Street and Route 58, and between Route 58 and the Town Highway Barn, exclusive of such lands or rights in lands necessary for the operation of the pump station and mains on said property by the Riverhead Water District.
  5. An agreement between the Town of Riverhead and the Riverhead Fire District. Pursuant to, and in furtherance of, the above-described lease between the Riverhead Water District and the Town of Riverhead, this agreement grants to the Riverhead Fire District a lease for a period of ten (10) years for lands known as the Tournament Area. This agreement provides for an annual rental to be paid in advance. The agreement is to run for ten (10) years.
  6. An agreement between the Town of Riverhead and J-Ped Investors Ltd. This agreement provides for the purchase of premises known as 67 Peconic Avenue. The premises would be acquired for the purposes of park improvement and in furtherance of the over-all downtown improvement program, known as Townscape. The purchase price is Twenty-eight thousand two hundred fifty and 00/100 (\$28,250.00) Dollars, to be paid for by the letting of a serial bond for a period of five (5) years.
  7. An agreement between Wilhermine Friszolowski and the Town of Riverhead. This agreement provides for a two (2) year lease of premises owned by Wilhermine Friszolowski on the easterly side of Peconic Avenue immediately to the north of the northerly exit from the Town Parking Area on to Peconic Avenue. The agreement commences July 1, 1977, and runs for a period of two (2) years. Consideration for said

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- lease is the payment of such taxes as are levied against said property on a pro rata basis. Said agreement contains an option to purchase said premises for a contract price of Fifteen thousand and 00/100 (\$15,000.00) Dollars. Subject to the same bonding provisions as is set forth above with reference to 67 Peconic Avenue, said option may be exercised and bonded for a period of five (5) years.
8. An agreement between the United Methodist Church of Riverhead, New York, and the Town of Riverhead. This lease runs for a period of ten (10) years, and covers property of said Church, situate to the north of the Church building between East Avenue and Maple Street. The consideration for said lease is the removal of a structure known as 134 East Avenue, and the building at said location of a municipal parking field, and the maintenance of the same for the period of the lease.
  9. An agreement between the East End Arts and Humanities Council and the Town of Riverhead. This agreement is made, pursuant to, and in furtherance of, a lease between the Town of Riverhead and Northville Industries Corp. for premises commonly known as the Corwin and Benjamin Houses. This lease specifically covers the structure known as the Corwin House. The contract is for a fixed period and contains an option to renew. The lease further provides for the deferment of operating expenses by the tenant for the period of its tenancy.

PLEASE TAKE FURTHER NOTICE That where the aforesaid agreements or contracts are at variance with contracts heretofore executed between the parties names, the contracts above-described and authorized by resolution, dated June 28, 1977, shall take precedence and shall be deemed to have merged with the latter agreements.

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

The resolution was thereupon declared duly adopted.

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

WHEREAS, Riverhead Raceway and/Speed-O-Rama, Inc., has applied for a Permit for display of fireworks to be held at: Riverhead Raceway, Route 58, Riverhead, New York, on the evening of the 1st day of July, 1977, rain date 8th day of July, 1977, and

WHEREAS, Said applicant has filed with the Town Clerk a

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Certificate of Insurance naming the Town of Riverhead with a coverage limit of \$500,000/\$500,000 for Public Liability and \$500,000/\$500,000 for Property Damage, and a sketch showing location where the fireworks are to be discharged by Zambelli Bros. Fireworks Company, Inc., the firm in charge of setting off said fireworks, and

WHEREAS, The Town Attorney has read and approved all papers filed in this connection, now, therefore

BE IT RESOLVED, That the Town Clerk be and is hereby instructed to issue a Fireworks Permit for the public display of fireworks, to: Riverhead Raceway and/ Speed-O-Rama, Route 58, Riverhead, New York for the evening of July 1, 1977, rain date July 8, 1977, and

BE IT FURTHER RESOLVED, That the issuance of said Permit is subject to conditions and provisions as contained in Section 405-Subd. 3 of the Penal Law of the State of New York.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Absent, 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 Christine Fuchs, be and she hereby is appointed to the position of Account Clerk from the Suffolk County Civil Service Certification of Eligibles dated June 23, 1977, to serve in the Office of the Supervisor, for a probationary period of eight (8) weeks, to be automatically renewed hereby to a probationary period of six (6) months, at an annual salary of Eight thousand four hundred ninety-eight and 16/100 (\$8,498.16) Dollars, effective July 4th, 1977.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Absent, 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 Kevin Blasko be, and he hereby is, appointed as a seasonal laborer, responsible to the Town Supervisor, at an hourly rate of Three and 50/100 (\$3.50) Dollars, and be it

FURTHER RESOLVED, That the Supervisor is directed and authorized to file the requisite forms and duty statement with the Suffolk County Department of Civil Service.

The vote, Lombardi, Yes, Tomlinson, Yes, Menenedez, Absent, 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 Lombardi.

RESOLVED, That the Supervisor be, and he hereby is, authorized to forward to the Department of Civil Service, County of Suffolk, Duty Statements for the position of Fifth Sergeant; Clerk of the Works for the demolition of a structure on East Avenue; laborers' statements for the aforesaid demolition; secretary to the Town Board; and messenger.

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

The resolution was thereupon declared duly adopted.

Supervisor Smith: "For the purpose of tonight's meeting - on the record - we better put it in the form of a resolution.

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

We hereby authorize and direct the Town Attorney to prepare, file, and serve specifications pursuant to Section 75 of the Civil Service Law, the State of New York with reference to the incumbency of Victoria Vourakis.

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

The resolution was thereupon declared duly adopted.

After the vote, Supervisor Smith made the following comment: "With reference to that particular matter, it is the intention of the Board to appoint a hearing officer in this matter. We will probably do that at our next meeting or at such time an answer is served at such specifications."

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

BE IT RESOLVED, That Howard T. Tuthill, RD 2, Box 893P, Riverhead, New York, be and is hereby appointed a member of the Board of Assessment Review to fill the vacancy created by Joseph Celic, effective July 5, 1977 and expiring December 16, 1978 and to be compensated at a salary of \$50.00 per day from the Board of Review Budget.

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

The resolution was thereupon declared duly adopted.

Supervisor Smith asked if anyone wished to be heard and no one responded.

There being no further business on motion and vote, Supervisor Smith declared the Meeting closed at 7:40 P.M. to meet July 5, 1977 at 7:30 P.M.



Helene M. Block, Town Clerk