

Minutes of the Town Board Meeting of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, March 1, 1977 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  
Absent: 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.

Supervisor Smith: "Before we call for the resolution to approve the Minutes, I would call to everyone's attention, especially the members of the Press, if you could publicize it. The Department of Environmental Conservation has cut a Special Permit that applies to any and all persons whose docks, pilings, and things of that nature that have been destroyed by reason of ice damage. They can repair the docks, replace the pilings, etc., without making application to the State Department of Environmental Conservation for a permit if they will file a statement or letter with the Department of Environmental Conservation prior to April 25th, stating the location of the work and the work to be performed. We can avoid a lot of problems with some of our citizens if they would observe this rule and save themselves the teachers task of filing for these permits."

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

BE IT RESOLVED, That the Minutes of the Meetings of the Town Board of the Town of Riverhead, held on January 25th and February 15th, 1977, be approved as submitted.

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: March 1, 1977

Building Department, month of February, 1977

Police Department, month of February, 1977

Recreation Department, Parking Permits Report for 1976.

Filed.

OPEN BID REPORT - PORTABLE RESUSCITATOR ASSEMBLY  
- POLICE DEPARTMENT

After being duly advertised the following bids for Portable Resuscitator Assembly for the Police Department were opened by the Town Clerk on Monday, February 28, 1977 at 11:00 A.M:

ACCURATE FIRE & SAFETY  
100 Merrick Road  
Lynbrook, New York 11563

Approximate date of delivery: Three (3) Weeks

Cost of Resuscitator with all specifications: \$350.70 each

TOTAL: \$3,507.00

Filed.

G. E. PICKERING, INC.  
263 Glen Cove Avenue  
Sea Cliff, New York 11579

Approximate date of delivery: 2-6 Weeks after receipt of Purchase Order

Cost of Resuscitator with all specifications: \$3,941.00

Filed.

PETITIONS

FOR SPECIAL PERMIT - Arthur and Therese Southworth -  
to erect a single family dwelling - Wading River,  
Referred to Planning Board.

COMMUNICATIONS

Melanie Johnson, submits resignation as Clerk-Typist in Office of Town, Clerk effective March 4, 1977 and respectfully requests all benefits due or to become due in accordance with negotiations with the CSEA Contract and the Town of Riverhead. Filed.

Perry B. Duryea to Commissioner of Environmental Conservation, dated 2/15/77 relating to damages done to docks and piers caused by the lengthy cold spell and the possibility that the issuance of a general permit might be necessary. Urgently requesting the decision on a general permit so that if legislation is necessary that it be submitted to the legislature with all due haste. Filed.

New York District, Corps of Engineers, dated February 15, 1977 relating to Public Notice No. 8828 on application of Board Cove, Inc., 119 Hubbard Avenue, Riverhead, N.Y. to dredge, stabilize and maintain an existing Earth Embankment at Terry's Creek, Flanders Bay, Great Peconic Bay, Aquebogue, Town of

COMMUNICATIONS - continued

Riverhead.

Any criticisms or protests regarding the proposed work should be prepared in writing and mailed to the Corps of Engineers Office prior to March 17, 1977, otherwise it will be presumed that there are no objections. Filed.

Town of Brookhaven Zoning Board of Appeals, dated February 15, 1977 relating to proposed application of Suffolk County Federal Savings and Loan Association for variance - Special Permit. Filed.

Ray McCoy, Jr., tenders his resignation as Bingo Inspector, effective February 24, 1977. Filed.

Stephen Glose, Chairman Riverhead Democratic Committee and James C. Beebe, Chairman Riverhead Republican Committee, dated February 18, 1977 - requesting the Town Board to consider and approve the use of Riverhead Town Hall as a polling place for Election District #9, the Election District in which the Town Hall is located. Filed.

Residents of Penny's Drive, Timber Park, Calverton, dated 2/24/77, requesting one street light on Pole #6 - (South Penny's Drive), giving reasons that there have been thefts, also there are ice and pot holes resulting in hazardous walking conditions. Filed.

Referred to Lighting District Chairman.

Eliot Barth, Secretary, Washington Engine Co. #2, Riverhead Fire Department, dated 2/22/77, stating that a discussion was held by the Washington Engine Company #2 in reference to requests made to the Town Board to lower the Fire Limits of the New York State Building Code that were adopted many years ago and further stating that it is the Company's feelings that the Town Board "stand firm" with the present Fire Limits of the Building Code. Filed.

Secretary of Jamesport Fire Department, dated 2/25/77, advising that the men of the Jamesport Fire Department are unanimously against the proposed changes in the Riverhead Town Fire Code. Filed.

After the reading of the letters from the Fire Departments Supervisor Smith made the following comment: "The two letters from the two Fire Departments are not directed at any action proposed by the Town Board of the Town of Riverhead. There was a general discussion in the Press of suggestions of some citizens that quite possibly the fire limits be lessened and it is not currently the intention of this Board to make any change in those fire limits. I would assume, therefore, that the letters are in response to the newspaper articles.

And the other one was with reference to Mr. Duryea, he was at that time requesting the issuance of a general permit and what I said at the beginning was the general permit has been issued."

UNFINISHED BUSINESS

Decision on request of Minerva Kahn for Special Permit Supervisor Smith: "We have advised Mr. Kahn to take that matter before the Zoning Board of Appeals under the theory of a use variance which can be limited to a specific use and a specific period of time. We understand that that particular parcel has in the past had a use variance."

PERSONAL APPEARANCES

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

RESOLUTIONS

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

RESOLVED, That the resignation of Melanie H. Johnson, as Clerk-Typist in the Town Clerk's Office, effective March 4, 1977, be and is hereby accepted with regrets.

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 Supervisor be and is hereby authorized to execute Release relating to the Jamesport Marina, and

FURTHER RESOLVED, That said Release be filed in the Office of the Town Clerk.

Supervisor Smith then stated: "It's a stipulation of settlement of the action by Mr. and Mrs. Barrett against the Town Board of the Town of Riverhead relating to the franchise lease of the Town Marina in South Jamesport that occurred last summer."

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.

RESOLVED, That a Public Hearing be held before this Town Board on the 15th day of March, 1977, at 8:30 P.M., and the Town Clerk be and she is hereby authorized to publish and post the annexed Public Notice hereof.

ENVIRONMENTAL QUALITY REVIEW ACTLOCAL LAW NO. 1 - 1977

A local law of the Town of Riverhead, pursuant to Article 8 of the New York Environmental Conservation Law providing for environmental quality review of actions which may have a significant effect on the environment.

RESOLUTIONS - continued

BE IT ENACTED by the Town Board of the Town of Riverhead, as follows:

1. (a) Unless the context shall otherwise require, the terms, phrases, words and their derivatives used in this local law shall have the same meaning as those defined in section 8-0105 of the Environmental Conservation Law and Part 617 of Title 6 NYCRR.

(b) "County", "city", "town", "village" shall mean the Town of Riverhead.

2. No decision to carry out or approve an action other than an action listed in section 3 (b) hereof or Section 617.12 of 6 NYCRR as Type II action, shall be made by the Environmental Quality Review Board or by and department, board, commission, officer or employee of the Town until there has been full compliance with all requirements of this local law and Part 617 of Title 6 NYCRR, provided, however, that nothing herein shall be construed as prohibiting

(a) the conducting of contemporaneous environmental, engineering, economic feasibility or other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action which do not commit the Town to approve, commence or engage in such action, or

(b) the granting of any part of an application which relates only to technical specifications and requirements, provided that no such partial approval shall entitle or permit the applicant to commence the action until all requirements of this local law and Part 617 of Title 6 NYCRR have been fulfilled.

3. (a) Consistent with Part 617 of Title 6 NYCRR and the criteria therein, the following actions, in addition to those listed in section 617.12 of Title 6 NYCRR as Type I actions, are likely to have a significant effect on the environment.

(b) Consistent with Part 617 of Title 6 NYCRR and the criteria therein, the following actions, in addition to those listed in section 617.12 of Title 6 NYCRR as Type II actions, are not to have a significant effect on the environment.

4. For the purpose of assisting in the determination of whether an action may or will not have a significant effect on the environment, applicants for permits or other approvals shall file a written statement with the Environmental Quality Review Board setting forth the name of the applicant; the location of the real property affected, if any; a description of the nature of the proposed action; and the effect it may have on the environment. In addition, applicants may include a detailed statement of the reasons why, in their view, a proposed action may or will not have a significant effect on the environment. Where the action involves an application, the statement shall be filed simultaneously with the application for the action. The statement provided herein shall be upon a form prescribed by resolution by the Environmental

RESOLUTIONS - continued

Quality Review Board, and shall contain such additional relevant information as shall be required in the prescribed form. Such statement shall be accompanied by drawings, sketches and maps, if any, together with any other relevant explanatory material required by the Environmental Quality Review Board.

5. (a) The Environmental Quality Review Board shall render a written determination on such application within fifteen (15) days following receipt of a complete application and statement, provided however, that such period may be extended by mutual agreement of the applicant and the Environmental Quality Review Board. The determination shall state whether such proposed action may or will not have a significant effect on the environment. The Environmental Quality Review Board may hold informal meetings with the applicant and may meet with and consult any other person for the purpose of aiding it in making a determination on the application.

(b) The time limitations provided in this local law shall be coordinated with, to the extent practicable, other time limitations provided by statute or local law, ordinance or regulation of the Town.

6. Every application for determination under this local law shall be accompanied by a reasonable fee set forth in this section to defray the expenses incurred in rendering such determination. The fees shall be as follows: (left blank)

7. If the Environmental Quality Review Board determines that the proposed action is not an exempt action, not an action listed in section 3 (b) hereof or Section 617.12 of Title 6 NYCRR as a Type II action and that it will not have a significant effect on the environment, the Environmental Quality Review Board shall prepare, file and circulate such determination as provided in section 617.7 (b) of Title 6 NYCRR and thereafter the proposed action may be processed without further regard to this local law. If the Environmental Quality Review Board determines that the proposed action may have a significant effect on the environment, the Environmental Quality Review Board shall prepare, file and circulate such determination as provided in 617.7 (b) of Title 6 NYCRR and thereafter the proposed action shall be reviewed and processed in accordance with the provisions of this local law and Part 617 of Title 6 NYCRR.

8. Following a determination that a proposed action may have a significant effect on the environment, the Environmental Quality Review Board shall, in accordance with the provisions of Part 617 of Title 6 NYCRR;

(a) in the case of an action involving an applicant, immediately notify the applicant of the determination and shall request the applicant to prepare an environmental impact report in the form of a draft environmental impact statement or

RESOLUTIONS - continued

(b) in the case of an action not involving an applicant, shall prepare a draft environmental impact statement.

If the applicant decides not to submit an environmental impact report, the Environmental Quality Review Board shall prepare or cause to be prepared the draft environmental impact statement, or in its discretion notify the applicant that the processing of the application will cease and that no approval will be issued. The Environmental Quality Review Board may require an applicant to submit a fee to defray the expense to it of preparing a draft environmental impact statement or reviewing same if it is prepared by the applicant. Such fees shall be determined as follows: (left blank)

9. Where more than one agency is involved in an action, the procedures of sections 617.4 and 617.8 of Part 617 of Title 6 NYCRR shall be followed.

10. Actions undertaken or approved prior to the dates specified in Article 8 of the environmental conservation law for local agencies shall be exempt from this local law and the provisions of Article 8 of the environmental conservation law and Part 617 of Title 6 NYCRR, provided, however, that if, after such dates the Environmental Quality Review Board modifies an action undertaken or approved prior to that date and the Environmental Quality Review Board determines that the modification may have a significant adverse effect on the environment, such modification shall be an action subject to this local law and Part 617 of Title 6 NYCRR.

11. The Environmental Quality Review Board shall consist of three (3) members: One (1) each from the Riverhead Town Planning Board, the Zoning Board of Appeals, and the Conservation Advisory Council.

12. This local law shall take effect immediately upon filing with the Secretary of State.

BE IT FURTHER RESOLVED, That any person desiring to be heard on the aforesaid Local Law #1 of 1977 shall appear at the time and place above specified.

Supervisor Smith then stated: "The Environmental Quality Review Act is legislation at the State Level that is similar to the legislation relative to the Freshwater Wetlands Act and it requires certain evaluations of actions by government and or the private sector be subject to the filings of an Environmental Impact Statement and in our community what we intend to set up when the law becomes effective June 1st, a three-member panel of the various boards dealing with Planning, Zoning and Conservation in the Town of Riverhead to perform this function."

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 and moved its adoption:

RESOLUTION DETERMINING THE TERMS, FORM AND DETAILS OF ISSUANCE OF \$142,500 PUBLIC IMPROVEMENT SERIAL BONDS-1977 OF THE TOWN OF RIVERHEAD, IN THE COUNTY OF SUFFOLK, NEW YORK, AND PROVIDING FOR THEIR PUBLIC SALE.

Recitals

WHEREAS, the Town of Riverhead (the "Town"), in the County of Suffolk, New York, has heretofore duly authorized, sold and issued its bond anticipation notes in the aggregate principal amount of \$276,000 in anticipation of the sale of its serial bonds in said aggregate principal amount heretofore duly authorized to be issued for various public improvements of the Town, as hereinafter more fully described, and said bond anticipation notes have been renewed and portions thereof have been redeemed and redemption thereof provided therefor to the extent of \$133,500 from sources other than the proceeds of sale of bonds in anticipation of which said notes have been issued, from time to time, all pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"); and

WHEREAS, the Town Board of the Town now deems it to be in the public interest and desirable to proceed with the sale and issuance of said serial bonds to the extent that payment of said bond anticipation notes from sources other than the proceeds of sale of the bonds in anticipation of which said notes have been issued has not been heretofore made or provided for, namely, \$142,500 aggregate principal amount of serial bonds, pursuant to the Law;

NOW, THEREFORE, BE IT

RESOLVED BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD IN THE COUNTY OF SUFFOLK, NEW YORK, AS FOLLOWS:

Section 1. Of the \$125,000 serial bonds of the Town, authorized to be issued pursuant to the bond resolution, entitled:

"Bond Resolution dated October 15, 1968. A resolution authorizing the issuance of \$125,000 serial bonds of the Town of Riverhead, New York, to pay the cost of the increase and improvement of the facilities of the Riverhead Water District, in said Town,"

adopted by the Town Board of the Town on the date therein referred to, \$20,000 serial bonds shall be issued, being the unredeemed balance of said authorization, bond anticipation notes in the principal amount of \$125,000 having been heretofore issued in anticipation of the sale of the bonds and redemption thereof provided therefor to the extent of \$105,000 from a source other than the proceeds of sale of bonds, and shall mature in the principal amount of \$6,750 on April 1, 1978,

## RESOLUTIONS - continued

\$4,000 on April 1, 1979, \$4,250 on April 1, 1980 and \$5,000 on April 1, 1981.

Section 2. Of the \$5,000 serial bonds of the Town, authorized to be issued pursuant to the bond resolution, entitled:

"Bond Resolution of the Town of Riverhead, New York, adopted March 16, 1971, appropriating \$5,000 for the construction of lateral sewers in and along portions of James Avenue and Madison Street, in Riverhead Sewer District, in said Town, stating the estimated maximum cost thereof is \$5,000, and authorizing the issuance of \$5,000 serial bonds of the Town to finance the appropriation,"

adopted by the Town Board on the date therein referred to, \$2,000 serial bonds shall be issued, being the unredeemed balance of said authorization, bond anticipation notes in the principal amount of \$5,000 having been heretofore issued in anticipation of the sale of the bonds and redemption thereof provided therefor to the extent of \$3,000 from a source other than the proceeds of sale of the bonds, and shall mature in the principal amount of \$750 on April in each of the years 1978 and 1979 and \$500 on April 1, 1980.

Section 3. Of the \$55,000 serial bonds of the Town, authorized to be issued pursuant to the bond resolution, entitled:

"Bond Resolution of the Town of Riverhead, New York, adopted April 20, 1971, appropriating \$55,000 for the construction of a water system in Extension No. 11-F of Riverhead Water District, in said Town, stating the estimated maximum cost thereof, is \$55,000, and authorizing the issuance of \$55,000 serial bonds of said Town to finance said appropriation," adopted by the Town Board on the date therein referred to, \$43,500 serial bonds shall be issued, being the unredeemed balance of said authorization, bond anticipation notes in the principal amount of \$55,000 having been heretofore issued in anticipation of the sale of the bonds and redemption thereof provided therefor to the extent of \$11,500 from a source other than the proceeds of sale of the bonds, and shall mature in the principal amount of \$4,000 on April 1, 1978, \$4,500 on April 1, 1979 and \$5,000 on April 1 in each of the year 1980 to 1986, inclusive.

Section 4. Of the \$91,000 serial bonds of the Town, authorized to be issued pursuant to the bond resolution, entitled:

"Bond Resolution of the Town of Riverhead, New York, adopted August 7, 1973, appropriating \$91,000 for the increase and improvement of facilities of Riverhead Sewer District, in said Town, and authorizing the issuance of \$91,000 serial bonds of said Town to finance said appropriation," adopted by the Town Board on the date therein referred to, \$77,000 serial bonds shall be issued, being the unredeemed balance of said authorization, bond anticipation notes in the principal amount of \$91,000 having been heretofore issued in anticipation of the sale of the bonds and redemption thereof provided thereof to the extent of \$14,000 from a source other

RESOLUTIONS - continued

than the proceeds of sale of the bonds, and shall mature in the principal amount of \$6,000 on April 1, 1978, \$5,750 on April 1, 1979, \$5,250 on April 1, 1980 and \$5,000 on April 1 in each of the years 1981 to 1992, inclusive.

Section 5. Said \$20,000 bonds, said \$2,000 bonds, said \$43,500 bonds and said \$77,000 bonds, hereinabove described and referred to in Sections 1 to 4 hereof, respectively, shall be combined, for the purpose of sale, into a single issue of serial bonds in the aggregate principal amount of \$142,500 and each of said bonds shall be designated "PUBLIC IMPROVEMENT SERIAL BOND-1977."

Said bonds shall be dated April 1, 1977, shall mature in the principal amount of \$17,500 on April 1, 1978, \$15,000 on April 1 in each of the years 1979 to 1981, inclusive, \$10,000 on April 1 in each of the years 1982 to 1986, inclusive, and \$5,000 on April 1 in each of the years 1987 to 1992, inclusive, shall be of the denomination of \$5,000 each, except for bond numbered 1, maturing on April 1, 1978, of the denomination of \$2,500, shall be 29 in number, shall be numbered in order of maturities from 1 to 29, inclusive, and shall bear interest at a rate per annum necessary for the Town to sell said bonds, the bidder to name a single rate of interest in a multiple of one-hundredth of 1% or a multiple of one-eighth of 1%, the exact rate to be determined by the Supervisor upon the receipt of bids therefor, as hereinafter set forth, payable on April 1, 1978 and on October 1, 1978 and semi-annually thereafter on April 1 and on October 1 in each year until maturity.

Both principal of and interest on said bonds shall be payable in lawful money of the United States of America, at the Supervisor's Office, Town Hall, 200 Howell Avenue, Riverhead, New York.

Said bonds shall be coupon in form, registrable at the option of the holder as to both principal and interest at the office of the Town Clerk or at the office of the Registration Agent designated by the Town Board pursuant to Section 70.00 of the Law, shall be executed in the name of the Town by its Supervisor, shall have the corporate seal of the Town or a facsimile thereof, affixed, imprinted or otherwise reproduced thereon and attested by its Town Clerk and shall have the coupons attached to said bonds authenticated by the facsimile signature of its Supervisor.

Section 6. Said bonds shall be in substantially the following form.:

Coupon Bond Form - New York

(FORM OF BOND)	\$2,500
UNITED STATES OF AMERICA	\$5,000
STATE OF NEW YORK	
COUNTY OF SUFFOLK	
TOWN OF RIVERHEAD	

PUBLIC IMPROVEMENT SERIAL BOND-1977

RESOLUTIONS - continued

The Town of Riverhead, in the County of Suffolk, a municipal corporation of the State of New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this bond, or if it be registered to the person in whose name it is registered, on the first day of April, 19 , the sum of --Two Thousand Five Hundred--Dollars (\$2,500) ----Five Thousand----Dollars (\$5,000 ) and to pay interest on such sum at the rate of ( %) per annum, payable on April 1, 1978 and on October 1, 1978 and semi-annually thereafter on the first days of April and October in each year from the date of this bond until it matures upon presentation and surrender, as they severally mature, of the coupons therefor annexed hereto or, if this bond be registered, to the registered holder. Both principal and interest of this bond will be paid in lawful money of the United States of America, at the office of the Supervisor, 200 Howell Avenue, Riverhead, New York.

This bond may be converted into a registered bond in accordance with the provisions of the Local Finance Law constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law").

This bond is one of an authorized combined issue, the aggregate principal amount of which is \$142,500, the bonds of which are like tenor except as to number, denomination and maturity, such issue being the unredeemed balances of aggregate authorizations of \$276,000 bonds, is issued pursuant to the provisions of the Law, the bond resolutions adopted: on October 15, 1968, authorizing the issuance of \$125,000 serial bonds for the increase and improvement of facilities of the Riverhead Water District; on March 16, 1971, authorizing the issuance of \$5,000 serial bonds for the construction of lateral sewers in and along portions of James Avenue and Madison Street, in the Riverhead Sewer District; on April 20, 1971, authorizing the issuance of \$55,000 serial bonds for the construction of a water system in Extension No. 11-F of said Riverhead Water District; on August 7, 1973, authorizing the issuance of \$91,000 serial bonds for the increase and improvement of facilities of said Riverhead Sewer District; all in and for the Town, each adopted by the Town Board of the Town on the dates hereinabove referred to; and the resolution adopted by said Town on March 1st, 1977, combining the unredeemed balances of said aggregate authorizations of bonds, for the purpose of public sale, into a single issue of serial bonds in the aggregate principal amount of \$142,500.

Section 7. Said \$142,500 Public Improvement Serial Bonds-1977 of the Town, hereinabove described and referred to, together with the \$1,159,000 Special Districts Improvement (Serial) Bonds, 1977 of the Town to be issued pursuant to another resolution to be adopted by the Town Board and prepared by the law firm of Wilkie Farr & Gallagher (Skyes, Galloway & Dikeman), shall be sold upon sealed proposals to be received by the Super-

RESOLUTIONS - continued

visor of the Town, at his office in the Town Hall, 200 Howell Avenue, Riverhead, New York at 11:00 o'clock A.M. (E.S.T.), on March 22, 1977, pursuant to a Notice of Sale of said bonds, to be published at least once, not less than five (5) nor more than thirty (30) days prior to the date of said sale, in "THE DAILY BOND BUYER," a financial newspaper published and circulating in the City of New York.

Section 8. This resolution shall take effect immediately.

The adoption of the foregoing resolution was seconded by Councilman Menendez and duly put to a vote on roll call, which resulted as follows:

AYES: Supervisor, Allen M. Smith  
 Councilman, George G. Young  
 Councilman, Francis E. Menendez  
 Councilman, John Lombardi  
 NOES: Councilwoman, Jessie Tomlinson  
 NONE

The resolution was declared unanimously adopted.

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

RESOLVED, That Stanley G. Grodski, Recreation Superintendent, be and is hereby authorized to attend the New York State Recreation and Parks Society Convention to be held at Ellenville, New York, from April 24, 1977 to April 27, 1977, and that all necessary expenses incurred thereto be paid from the Recreation Fund.

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.

WHEREAS, Ray McCoy, Jr., was appointed Bingo Inspector to serve effective January 1, 1977, and  
 WHEREAS, Ray McCoy, Jr., has indicated his inability to serve

BE IT HEREBY RESOLVED, That the appointment of Ray McCoy, Jr., as Bingo Inspector made in a Town Board resolution under date of January 4, 1977, be and is hereby rescinded.

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 Clerk be, and she hereby is, authorized to publish and receive bids for road oil, parking meters, marina repairs, and bulkheading.

RESOLUTIONS - continued

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 Superintendent of Highways be and is authorized to pay time and one-half overtime compensation for snow removal and sanding operations for the period from February 8, 1977 to February 24, 1977 - a total of 320 hours in the amount of \$2,570.22 in accordance with personal services abstract submitted and filed in the office of the Town Clerk.

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 Supervisor be, and he hereby is, authorized to transfer Ten thousand 00/100 (\$10,000.00) Dollars from the Federal Revenue Sharing, General Fund, to Community Development fund.

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.

WHEREAS, the Legislative Aide attends multiple functions on behalf of the members of the Town Board and, at the direction of the Town Board, attends to the processing of permits, etc., that require travel expenses and other expenses on behalf of the Town Board,

NOW, THEREFORE, be it

RESOLVED, that the Legislative Aide be, and she is hereby, authorized to attend such conferences, meetings, etc., at the direction of the Town Board, and that she be reimbursed for her expenditures in attending said meetings, conferences, etc., upon submission of vouchers.

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, the Board of Elections, the Republican Town Leader, and the Democratic Town Leader have requested the use of the Town Hall for Election District No. 9,

NOW, THEREFORE, be it

## RESOLUTIONS - continued

RESOLVED, that this Board does hereby authorize the use of the Town Hall as a polling place for Election District No. 9.

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.

RESOLVED, that the Town Clerk be, and she hereby is, authorized to publish and post the attached Notice of Public Hearing relative to the application of Barr, et al.

## PUBLIC NOTICE

PLEASE TAKE NOTICE THAT, pursuant to the provisions of Section 108-3, SPECIAL PERMIT, and Section 108-15 of the Code of the Town of Riverhead, and a stipulation of Settlement heretofore executed between the Town Board of the Town of Riverhead, an action by Barr, et al. v. The Town of Riverhead, and a Special Permit of the Town Board of the Town of Riverhead granted by resolution on February 18, 1975, a Public Hearing and an application to renew said permit, dated February 1, 1977, a Public Hearing will be held before the Town Board of the Town of Riverhead, at 8:45 P.M. on March 15, 1977, before the Town Board of the Town of Riverhead, Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all those persons interested in the application of Mortimer Barr, et al., for an extension of the aforesaid Special Permit, which permit granted to the applicant the right to erect certain condominiums on land situated on the north side of Middle Road, easterly of Nadel Drive.

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

Supervisor Smith then stated: "This is a matter that has previously been on the Town Board Agenda and calls a Public Hearing for the next meeting."

The resolution was thereupon declared duly adopted.

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

WHEREAS, an application has been received from Bogdan Radonovich for a permit pursuant to the Freshwater Wetlands Ordinance of the Town of Riverhead, and

WHEREAS, the Conservation Advisory Council has recommended to the Town Board that a public hearing be held on said application,

NOW, THEREFORE, be it

RESOLVED, that the Town Clerk be, and she hereby is, authorized to publish and post the attached Notice of Public Hearing relative to the above-stated applicant.

RESOLUTIONS - continuedPUBLIC NOTICE

PLEASE TAKE NOTICE THAT, pursuant to the Freshwater Wetlands Ordinance of the Town of Riverhead, a Public Hearing will be held on the 15th day of March, 1977, at 9:00 o'clock in the evening, before the Town Board of the Town of Riverhead, Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all those persons interested in the application of Bogdan Radonovich affecting certain lands which may or may not be deemed wetlands situated on the south side of New York State Route 25 at Jamesport, New York, said parcel being approximately three hundred (300) feet east of the intersection of Circle Drive and Route 25.

Supervisor Smith then stated: "That's the land on the south side of 25 and Jamesport."

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

The resolution was thereupon declared duly adopted.

PERSONAL APPEARANCES

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

Mr. William Nohejl, Wading River: "Mr. Supervisor, what is the Town doing on the Army Corps of Engineers on the - you know what's coming up in the hearing relative to Jamesport?"

Supervisor Smith: "We have not filed as an intervenor on that particular matter."

Mr. William Nohejl: "Why not?"

Supervisor Smith: "You wish to argue with us and encourage us to join. We will consider your arguments. But I don't want to get into a debate with you."

Mr. William Nohejl: "I feel as though Riverhead should join in it for the simple reason it is affecting our immediate neighbor on the East End of the Island and it is being caused in the Riverhead Town."

Supervisor Smith: "And again, Mr. Nohejl as you and I have discussed between us for sometime, the Town has spent in the various proceedings involving LILCO, I don't know the last figure but I know it's in excess of \$150,000 to this point and that has come to be considered too. I don't know how much Southold or Southampton has spent to this point."

Mr. William Nohejl: "I just want it to go on record to say that the Farm Bureau is going to call for a hearing on that to protect our members in the Southold area and I'm rather disappointed that the Town of Riverhead isn't participating in it."

PERSONAL APPEARANCES - continued

Supervisor Smith: "We will note your disappointment and we'll consider it."

There being no further business on motion and vote, the Meeting adjourned at 7:58 P.M. to meet March 15, 1977 at 7:30 P.M.



HMB/vlv

Helene M. Block