

Minutes of a Special Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Wednesday, September 12, 1979 at 11:00 A.M.

Present: Allen M. Smith, Supervisor
George G. Young, Councilman
John Lombardi, Councilman
Francis E. Menendez, Councilman
Antone J. Regula, Councilman

Also present: Henry S. Saxtein, Town Attorney

Supervisor Smith called the meeting to order at 11:00 A.M. and recognized the presence of James Stark of the Farmers Exchange Company of Riverhead, Inc.

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 12th day of September, 1979, and do consent to the holding of such meeting for the purpose of adopting resolutions relative to Bonds, Sewer hook-up, and any other matters that may come before the Board.

DATED: September 12, 1979

TOWN BOARD MEMBERS
TOWN OF RIVERHEAD, NEW YORK

Allen M. Smith

Supervisor

John Lombardi

Councilman

George G. Young

Councilman

Francis E. Menendez

Councilman

Antone J. Regula

Councilman

COMMUNICATIONS

Farmers Exchange Company of Riverhead, Inc., 9/12/79 - requesting permission to establish a Potato Flume in the old Howell Trucking building on Raynor Avenue and permission to hook up to the Town Sewer System. Filed.

Supervisor Smith: Explained that word has been received that Grade "B" potatoes from the local area may be barred from the market by the USDA, losing a two to three million dollar market value to the area. A solution is hooking up a potato flume operation to the Riverhead Sewer District to save the crop for this season's market. The water used will be about two or three thousand gallons per day. It was generally agreed that other market areas, specifically those to the south of Long Island, are pressing for the exclusion of Long Island potatoes from the market to increase demand. A possibility of the exclusion of Grade "A" potatoes was mentioned.

James Stark: Twenty-four thousand acres of potatoes are grown on Long Island, eight tenths of which are grown on farms in Riverhead and eastward. Holzmacher, McLendon & Murrell will provide the design for the necessary pump which will pump about ten to fifteen gallons per minute.

RESOLUTIONS

#443 APPROVES THE APPLICATION OF JAMES STARK FOR A SEWER CONNECTION TO RIVERHEAD SEWER DISTRICT

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

WHEREAS, James Stark has applied to this Town Board for permission to connect the E.W. Howell Building to the Riverhead Sewer District for the purposes of establishing and operating a potato flume, and

WHEREAS, this Town Board has reliably informed that the United States Department of Agriculture is about to bar "B" grade potatoes from shipment off of Long Island unless the same are "dirt free", and

WHEREAS, no facility exists on Long Island to process "B" potatoes, as will be required by the United States Department of Agriculture, and

WHEREAS, the "B" potato market constitutes two to three million dollars of this fall's production, and

WHEREAS, the Town Board's consulting engineers, Holzmacher, McLendon and Murrell, have advised the Board that the water from said flume is acceptable to the Riverhead Sewer District,

NOW, THEREFORE, be it

RESOLVED, that this Town Board does approve the

RESOLUTIONS - continued

application of James Stark for a sewer connection to the Riverhead Sewer District, subject to the approval of our consulting engineers and the Sewer District Superintendent.

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

The resolution was thereupon declared duly adopted.

#442 AUTHORIZING THE TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE RE: HORTON AVENUE DRAINAGE

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

RESOVLED. that the Town Clerk be and she hereby is authorized to advertise for sealed bids for Horton Avenue Drainage Facilities, RIVT 79-15, on September 13, 1979, which bids are to be received on October 4, 1979 at 11:00 A.M.

NOTICE TO BIDDERS

Notice is hereby given that SEALED PROPOSALS for the Construction of Storm Drainage Facilities will be received by the Town of Riverhead at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York, until 11:00 A.M., Pre-vailling time on Thursday, October 4, 1979 at which time and place they will be publicly opened and read aloud for the following contract:

CONSTRUCTION OF STORM DRAINAGE FACILITIES AT HORTON AVENUE

Plans and Specifications may be obtained at either the Town Clerk's office and/or the offices of the Consulting Engineers, HOLZMACHER, McLENDON & MURRELL, P.C., Room 208, 560 Broad Hollow Road, (Route 110), Melville, New York 11747. or 40 West Main Street, Riverhead, New York 11901, upon deposit of Twenty-Five Dollars (\$25.00) for each set furnished.

Deposits for plans and specifications will be refunded to bidders who return plans and specifications within ten (10) days in good condition; other deposits will either be partially or not refunded if the plans and specifications have not been returned in good condition within thirty (3) days after bids have been opened.

Each proposal must be accompanied by either a Bid Bond or Certified Check in the amount of five percent (5%) of the total bid, made payable to Allen M. Smith, SUPERVISOR, TOWN OF RIVERHEAD, as assurance that the bid is made in good faith.

The right is reserved to reject any and all bids, to

RESOLUTIONS - continued

waive any informalities and to accept the lowest responsible bid which, in the opinion of the Town Board, is in the best interests of the Town.

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

The resolution was thereupon declared duly adopted.

#444 AUTHORIZING SPLIT OF BOND ISSUANCE FOR SANITARY LANDFILL MACHINERY

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

WHEREAS, this Town Board has heretofore authorized the issuance of certain bonds for the purchase of machinery for the Sanitary Landfill, and

WHEREAS, Thomas Rothman, Esq., bond counsel, has advised the Supervisor that the authorized bonds may be split and sold on private sale to those banks which would bid the same at less than six percent (6%), and

WHEREAS, Suffolk County National Bank and North Fork Bank & Trust Company have bid six percent (6%) each, for one-half of the total issue,

NOW, THEREFORE, be it

RESOLVED, that said proposal sale to North Fork Bank & Trust Company and Suffolk County National Bank is hereby approved at the rate of six percent (6%), for a period of ten (10) years, and be it

FURTHER RESOLVED, that the wording of this resolution shall be subject to change and/or modification upon submission of different and further wording by Thomas Rothman.

RESOLUTION DATED SEPTEMBER 12, 1979

A RESOLUTION FIXING THE DETAILS AND AUTHORIZING THE SALE OF \$163,750 STATUTORY INSTALLMENT BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY PART OF THE COST OF THE PURCHASE OF MACHINERY AND APPARATUS FOR USE AT THE SANITARY LANDFILL IN AND FOR SAID TOWN.

WHEREAS, by bond resolution dated May 15, 1979, the Town Board of the Town of Riverhead, Suffolk County, New York, authorized the issuance of \$223,250 serial bonds of said Town to pay part of the cost of the purchase of machinery and apparatus for use at the Sanitary Landfill, in and for said Town; and

WHEREAS, it is now desired to authorize the issuance of \$163,750 statutory installment bonds of such Town of Riverhead to pay part of the cost of the aforesaid purchase of machinery and apparatus; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

RESOLUTIONS - continued

Section 1. The \$163,750 serial bonds described in the preambles hereof shall be issued and sold in the form of two typewritten statutory installment bonds, to be designated substantially SANITARY LANDFILL (SERIAL) BOND, 1979, A, and SANITARY LANDFILL (SERIAL) BOND, 1979, B. Said bonds shall each be dated September 13, 1979, shall be in the denomination of \$81,875 each, shall provide for the payment of such principal sum of \$81,875 in ten equal annual installments, payable \$8,187.50 on September 13 in each of the years 1980 to 1989, both inclusive, and shall bear interest at the rate of six per centum (6%) per annum, payable September 13, 1980, and annually thereafter on September 13. Both principal of and interest on such statutory installment bonds will be payable in lawful money of the United States of America at The Suffolk County National Bank, in Riverhead, New York, as to Sanitary Landfill (Serial) Bond, 1979, A, and at the North Fork Bank & Trust Company, in Mattituck, New York, as to Sanitary Landfill (Serial) Bond, 1979, B. Such statutory installment bonds shall be signed in the name of said Town of Riverhead, Suffolk County, New York, by its Supervisor, sealed with its corporate seal, and attested by its Town Clerk. Such statutory installment bonds shall be in typewritten form and shall be in substantially the following form, to-wit:

Statutory
Installment
Bond

UNITED STATES OF AMERICA
STATE OF NEW YORK
COUNTY OF SUFFOLK
TOWN OF RIVERHEAD

\$81,875

SANITARY LANDFILL (SERIAL) BOND, 1979, A

The Town of Riverhead, in the County of Suffolk, a municipality of the State of New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this bond the principal sum of EIGHTY-ONE THOUSAND EIGHT HUNDRED AND SEVENTY-FIVE DOLLARS (\$81,875) in ten equal annual installments, payable \$8,187.50 on September 13 in each of the years 1980 to 1989, both inclusive, and to pay interest on the unpaid balance of such principal sum at the rate of six per centum (6%) per annum, payable on September 13, 1980, and annually thereafter on September 13 in each year from the date of this bond until it matures. Interest will not be paid on any installment of principal or of interest, after the due date thereof. Both the installments of principal of and the interest on this bond will be paid to the bearer of this bond in lawful money of the United States of America at The Suffolk County National Bank, in Riverhead, New York. Notations of principal and interest payments shall be made on a sheet attached hereto and made a part of this bond.

RESOLUTIONS - continued

This bond is a statutory installment bond, the principal sum of which is Eighty-one Thousand Eight Hundred and Seventy-five Dollars (\$81,875) and is issued pursuant to Section 62.10 of the Local Finance Law and pursuant to a resolution entitled:

"BOND RESOLUTION DATED SEPTEMBER 12, 1979.

A RESOLUTION FIXING THE DETAILS AND AUTHORIZING THE SALE OF \$163,750 STATUTORY INSTALLMENT BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY PART OF THE COST OF THE PURCHASE OF MACHINERY AND APPARATUS FOR USE AT THE SANITARY LANDFILL IN AND FOR SAID TOWN."

duly adopted by the Town Board of the Town of Riverhead, Suffolk County, New York, on the 12th day of September, 1979, and pursuant to other proceedings of the Town Board of said Town duly had and taken in all respects authorizing the same. This bond may not be converted into either a coupon or a registered bond.

The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged for the punctual payment of the installments of principal of and the interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution and statutes of the State of New York to exist, to have happened and to have been performed precedent to and in the issuance of this bond, exist, have happened and have been performed, and that this bond, together with all other indebtedness of such Town is within every debt and other limit prescribed by the Constitution and laws of such State.

IN WITNESS WHEREOF, the Town of Riverhead, Suffolk County, New York, has caused this bond to be signed by its Supervisor, and its corporate seal to be hereunto affixed and attested by its Town Clerk, and to be dated as of the 13th day of September, 1979.

TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK

By _____
Supervisor

(SEAL)
ATTEST:

Town Clerk

9/12/79

RESOLUTIONS - continued

783.

Statutory
Installment
Bond

UNITED STATES OF AMERICA
STATE OF NEW YORK
COUNTY OF SUFFOLK
TOWN OF RIVERHEAD

\$81,875

SANITARY LANDFILL (SERIAL) BOND, 1979, B

The Town of Riverhead, in the County of Suffolk, a municipality of the State of New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this bond the principal sum of EIGHTY-ONE THOUSAND EIGHT HUNDRED AND SEVENTY-FIVE DOLLARS (\$81,875) in ten equal annual installments, payable \$8,187.50 on September 13 in each of the years 1980 to 1989, both inclusive, and to pay interest on the unpaid balance of such principal sum at the rate of six per centum (6%) per annum, payable on September 13, 1980, and annually thereafter on September 13 in each year from the date of this bond until it matures. Interest will not be paid on any installment of principal or of interest, after the due date thereof. Both the installments of principal of and the interest on this bond will be paid to the bearer of this bond in lawful money of the United States of America at The North Fork Bank & Trust Company, in Mattituck, New York. Notations of principal and interest payments shall be made on a sheet attached hereto and made a part of this bond.

This bond is a statutory installment bond, the principal sum of which is Eighty-one Thousand Eight Hundred and Seventy-five Dollars (\$81,875) and is issued pursuant to Section 62.10 of the Local Finance Law and pursuant to a resolution entitled:

"BOND RESOLUTION DATED SEPTEMBER 12, 1979.

A RESOLUTION FIXING THE DETAILS AND AUTHORIZING THE SALE OF \$163,750 STATUTORY INSTALLMENT BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY PART OF THE COST OF THE PURCHASE OF MACHINERY AND APPARATUS FOR USE AT THE SANITARY LANDFILL IN AND FOR SAID TOWN."

duly adopted by the Town Board of the Town of Riverhead, Suffolk County, New York, on the 12th day of September, 1979, and pursuant to other proceedings of the Town Board of said Town duly had and taken in all respects authorizing the same. This bond may not be converted into either a coupon or a registered bond.

The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged for the punctual payment of the installments of principal of and the interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution and statutes of the State of New York to exist, to have happened and to have been performed precedent to and in the issuance of this bond, exist, have happened and have been performed, and that this bond, together with all other indebtedness of such Town is within every debt and other limit prescribed by the Constitution and laws of such State.

IN WITNESS WHEREOF, the Town of Riverhead, Suffolk County, New York, has caused this bond to be signed by its Supervisor, and its corporate seal to be hereunto affixed and attested by its Town Clerk, and to be dated as of the 13th day of September, 1979.

TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK

By _____
Supervisor

(SEAL)
ATTEST:

AMOUNT

DATE RECEIVED

RECEIVED BY

\$8,187.50

\$8,187.50

\$8,187.50

\$8,187.50

\$8,187.50

\$8,187.50

\$8,187.50

\$8,187.50

\$8,187.50

\$8,187.50

INTEREST PAYMENTS

AMOUNT

DATE RECEIVED

RECEIVED BY

\$-----

\$-----

\$-----

\$-----

\$-----

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\$-----

\$-----

RESOLUTIONS - continued

Section 2. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law.

Section 3. The faith and credit of said Town of Riverhead, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 4. All other matters except as provided herein relating to such statutory installment bonds, shall be determined by the Supervisor of said Town.

Section 5. Pursuant to the provisions of paragraph b of Section 63.00 of the Local Finance Law, as last amended, said statutory installment bonds are hereby sold at private sale to The Suffolk County National Bank, in Riverhead, New York, as to Sanitary Landfill (Serial) Bond, 1979, A, and The North Fork bank & Trust Company, in Mattituck, New York, as to Sanitary Landfill (Serial) Bond, 1979, B, at par and accrued interest, if any, it being hereby determined that

RESOLUTIONS - continued

the total amount of bonds sold by said Town at private sale in accordance with the provisions of said paragraph b of Section 63.00 of the Local Finance Law for its current fiscal year, including the statutory installment bonds herein authorized, is not in excess of \$500,000. The receipt of the Supervisor shall be a full acquittance to the purchaser of such statutory installment bonds, who shall not be obliged to see to the application of the purchase money.

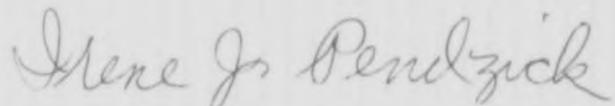
Section 7. This resolution shall take effect immediately.

The vote, Regula, Yes, Lombardi, 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.

IJP/vlv



Irene J. Pendzick, Town Clerk