

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, September 20, 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
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 Young offered the following resolution which was seconded by Councilman Menendez.

RESOLVED, That the Minutes of the Town Board Meeting held on September 6, 1977, be approved as submitted.

On the question, Supervisor Smith stated that he recalls at the beginning of the September 6, 1977, Town Board Meeting, that he had asked if there was anyone here from Beverly Hills and whether they had a petition for waiver of the road dedication regulations prepared. No one stood up. Also at that time he had instructed the Town Clerk to forward the Wildwood Acres and the Timber Park Petitions to Mr. Horton. The Minutes of the September 6th, 1977 Meeting do not reflect this. He asked if anyone else recalls this.

Councilwoman Tomlinson said she recalls that the Supervisor said just that.

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

RESOLVED, That the Minutes of the September 6, 1977 Town Board Meeting be amended to reflect the fact that the Supervisor had made reference to referring the Wildwood Acres and Timber Park Petitions for waivers to Mr. Horton.

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

The resolution was thereupon declared duly adopted.

With the adoption of the aforesaid resolution containing modification to the Town Board Minutes of September 6, 1977, the Town Board agreed that the motion offered by Councilman Young and seconded by Councilman Menendez be amended to accept the Minutes of the Town Board Meeting of

September 6, 1977 with the modification.

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

The resolution was thereupon declared duly adopted.

BILLS

Bills were submitted on abstracts dated September 20, 1977 as follows:

General Town	\$38,023.03
Highway Item #1	\$ 9,528.06
Highway Item #3	\$ 3,124.66
Highway Item #4	\$ 4,883.15
Capital Reserve Fund	\$ 15.11
Special Districts	\$11,873.87
Federal Revenue	\$ 35.00
Community Development	\$ 3,230.89
Capital Projects	\$ 2,883.13

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

RESOLVED, That subject to complete audit, the following bills be approved for payment:

General Town	\$38,023.03
Highway Item #1	\$ 9,528.06
Highway Item #3	\$ 3,124.66
Highway Item #4	\$ 4,883.15
Capital Reserve Fund	\$ 15.11
Special Districts	\$11,873.87
Federal Revenue	\$ 35.00
Community Development	\$ 3,230.89
Capital Projects	\$ 2,883.13

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

The resolution was thereupon declared duly adopted.

REPORTS

Recreation Department, Month of August, 1977. Filed.

PETITIONS

SITE PLAN - Leigh Realty Co. Inc., to erect a new shopping center sign at the Roanoke Shopping Plaza, Route 58. Filed.

PETITIONS - continued

EXTENSION OF SPECIAL PERMIT - Broad Cove, Inc., to construct multiple family dwellings, apartment houses and garden apartments. Filed.

SPECIAL PERMIT - Riverhead Airpark, Inc., to utilize the facilities of a general aviation airport. Filed.
Referred to the Planning Board for recommendation and report.

COMMUNICATIONS

Alex E. Horton, Highway Supt.-to Riverhead Planning Board - dated September 12, 1977 relating to Wyl-lyn Estates, Baiting Hollow. Filed.

Andy McGuire, et alii, requesting light be installed outside of home located on 17th street, Wading River, Pole No. 7 is already erected. Mrs. McGuire has a heart condition and a serious diabetic condition. Filed.

Referred to Councilwoman Tomlinson.

Nine (9) Communications supporting continuation of Riverhead Airport from the following:

Barry Leoine, President, Sperry vision Corp.
John L. Bagshaw - Real Estate
Morris Segal, Segal Bag Co., Inc.
G. J. Heingartner, President, Kinney Chevrolet Olds, Inc.
Arthur Davis, Sr.
Irwin Garsten, President, Garsten Motors, Inc.
Jesse H. Jackson, Riverhead Auto Parts, Inc.
Henry W. Francke, Sr., Francke Studio
A. Lawrence Galasso, Larry's Lighthouse Marina, Inc.

Walter Lech, advising that the sidewalk in front of his store on 421 Pulaski Street is in bad condition. Parts of the concrete have elevated and a few pedestrians had had falls. Filed.

Add to Curbs & Gutters Project.

Alex E. Horton, 9/16/77, advising that he anticipates doing the following blacktopping in the Town of Riverhead:

1. Jamesport Avenue and Circle Drive, Jamesport
2. Parker Road to north Wading River Road, Wading River
3. Griffing Avenue north of Railroad Avenue
4. East End of Railroad Avenue. Filed.

COMMUNICATIONS - continued

Town of Brookhaven, advising that a proposed amendment to the Code of the Town of Brookhaven, Article XXXIII, Section 85-230 will be the subject of a Public Hearing at Brookhaven Town Hall, on October 4, 1977 at 11:15 A.M.

The proposed amendment is in reference to visibility at intersections. Filed.

Supervisor Smith: "We have one late starter that was handed to us about ten minutes ago. The letterhead of the Town Supt. of Highways, dated 9/20/77.

To whom it may concern,

I, Alex E. Horton, as Superintendent of Highways, Town of Riverhead, Suffolk County, New York, agree to maintain the existing and currently traveled road at Timber Park, Calverton, New York to the following extent:

- a) Grade with the existing contour of the roads;
- b) Fill in potholes;
- c) Clear snow from the roads.

The roads at Timber Park, Calverton, New York, as set forth on the map of Timber Park filed in the Office of the Suffolk County Clerk on March 17, 1948 as map number 1615 includes the following to the extent that they are now opened and traveled:

Sunnyline Road
Timber Drive
South Path
Oldstone Road
Penny Road
Wildwood Road

This consent is made pursuant to Subsection 8 of the Town Board Rules of the Town of Riverhead for opening of highways, and is subject to the approval by the Town Board of the Town of Riverhead.

Alex E. Horton
Supt. of Highways"

Supervisor Smith asked Mr. Horton to hand the original letter to the Town Clerk for filing.

Supervisor Smith: "Mr. Horton we have referred to you also the Wildwood Acres application and you're going to act on that."

Alex E. Horton, Supt. of Highways: "I'm going to have that one ready for the next meeting."

Supervisor Smith: "You're going to have it for the next meeting?"

Alex E. Horton, Supt. of Highways: "We need a map and we want to know what roads are concerned."

Supervisor Smith: "All right. Mr. Peretta is the man who submitted that one and you ask Mr. Peretta if you need additional information so that you can make the determination that's required of you pursuant to Subsection 8. Now, Mr. Horton, you and I have exchanged a series of correspondence over the past few months with reference to sumps. I've asked you on several different occasions in writing what sumps you want cleaned. You said this morning in my room that you want all the sumps cleaned. Is that correct?"

Alex E. Horton, Supt. of Highways: "I said they all needed cleaning - they haven't been cleaned for the past six years or so."

Supervisor Smith: "And your recommendation to the Town Board is to clean all the sumps in the Town of Riverhead."

Alex E. Horton, Supt. of Highways: "It would be impossible especially after today's rain."

Supervisor Smith: "Which ones do you want done, Mr. Horton?"

Alex E. Horton, Supt. of Highways: "Well we have a couple on Sound Avenue, that are really a must."

Supervisor Smith: "This is the one opposite Mr. Hartmann's?"

Alex E. Horton, Supt. of Highways: "Some on the Town line."

Supervisor Smith: "Whereabouts?"

Alex E. Horton, Supt. of Highways: "On the Town line east of Sound Avenue on the left-hand side going east."

Supervisor Smith: "This is up by the LILCO property?"

Alex E. Horton, Supt. of Highways: "Well past there. Around that area."

Supervisor Smith: "Do you have any others that need to be dredged?"

Alex E. Horton, Supt. of Highways: "You can't do any more because the rainy season is coming in now."

Supervisor Smith: "Those are the two that you want done?"

Alex E. Horton, Supt. of Highways: "Yes."

Supervisor Smith: "Thank you very much. Is there anyone that wishes to address the Town Board on any matter other than those that are on the agenda for special permits for tonight?"

Wickham Tyte, East Main Street, Riverhead: "The thing I wanted to mention just as a suggestion to the Town Board, as you know, last night they had a third vote on the school budget and it was defeated. So we will have an austerity budget operation for this current year and I'm not here to discuss the merits of what should or shouldn't pass, but it does bring up certain problems, so I would urge the Town Board inasmuch as they have the ability to do certain things to help the situation in this coming year.

Number one, of course, I think you probably use the police force for the safeguard for the kids as they come to school. But along that line, it occurred to me also that many of the danger points, areas where there are no sidewalks - in other words, if children are walking on sidewalks, they're not endangered by automobile traffic. So my thought there would be - it's my understanding that you have a fund for building sidewalks that you can draw on and this standing fund that you have and I would say that I think it would be nice if you folks on the Board were to get together with the school and the Police Department and find out where it might be helpful for the safety of the children."

PERSONAL APPEARANCES - continuedWickham Tyte - continued

"And, then, of course, I think the idea of where many people, will be unhappy that they don't have sports - to that degree in which the Recreation Department can pick up some of the slack. I think you ought to look into it and see at what point the Town could supply opportunity for sports - it might no longer exist in the school system. As long as the children have these things, they won't be suffering too greatly even if it's under a different arrangement. So I would recommend as one interested in the well-being of the children, I among other things have some grandchildren who go to the system, but I don't say that just because of any family thing, but I do think this is an area in which you folks would be beneficial."

Supervisor Smith: "Thank you, Sir."

Supervisor Smith recessed the meeting to hold a Public Hearing.

PUBLIC HEARING - 8:00 P.M.

Town Clerk submitted affidavits of posting and publishing Public Notice calling Public Hearing for September 20, 1977 at 8:00 P.M. on the matter of the use of funds to which the Town of Riverhead may become entitled in the fiscal year 1978.

The affidavits were ordered to be placed on file.

Supervisor Smith then made the following statement:

"Ladies and gentlemen the Federal Government has established certain rules - not only for what we call General Revenue Sharing Monies, but for pretty much of the federal programs that we pursue on your behalf to bring some of the federal tax dollars that you send to Washington back here. Essentially the rules either on this particular program or any other program require what I call a double-barrelled hearing process which says that this evening or the first hearing of the two we listen to you in the audience about what you feel might be an acceptable program.

Then sometime between now and the next Town Board Meeting, there will be formulated a proposal by the Town Board after having listened to you for your consideration at that time. In the past we have spent money on drainage, we have set money aside for Police Officer's Salaries, we have litigated the LILCO Transmission Line Case, we have built a Town Hall in which you sit.

These are just part of the programs I would tell you that you could ask for anything. I would also tell you that there are guidelines for the expenditure of the funds. Rather than get you involved in ticky-tacky of what is a legitimate expense, you tell us what you want and we'll sift out after having listened to what you said in the minutes, that we will read those expenditures that are permitted and those expenditures that are not permitted by law."

PUBLIC HEARING - continued

COMMUNICATION

Town Clerk read the following communication from Molly Roach as follows:

"Town Board
Gentlemen,

In regard to low income housing, I am fervently against our local government becoming landlord. Housing czars and housing projects have been utter failures throughout the nation.

Moreover - buying, fixing, renting are free enterprise functions not governmental. Robert Scheiner's concept of government supplying and policing our homes sounds like government in the bedroom and bureaucracy in bloom. When did this trend occur in Riverhead; how? Please abandon this plan.

(Mrs.) Molly Roach
Calverton" Filed.

Supervisor Smith: "Mrs. Roach is one month and two hearings late. I note what she says. I wish that I had the money to take Mrs. Roach to the senior citizens complex that I visited in Middletown, New York where people on social security can live inclusive of utilities for \$67.00 a month guaranteed. I wonder if she would concur that that is wasteful or something of that nature. That is not necessarily what we propose to do, but I have noted her letter and we will keep it in mind as we proceed."

COMMUNICATION

Town Clerk read the following communication from Deborah Meier as follows:

"Town Board of Riverhead
Gentlemen,

The Board of Wading River Fire Commissioners requests the Town Board to consider the use of revenue sharing money to buy the Community Center in Wading River (Wildwood) from the Wading River Fire District.

This money would be used in the construction of a new sub-station in Wading River.

A prompt reply we would appreciate.

By Order of Fire Commissioners

Sincerely yours,
Deborah Meier" Filed.

James A. Corwin, 513 Howell Court, Riverhead; "Mr. Smith, gentlemen, ladies, I'm here on behalf of the trustees of the Riverhead Free Library of which I am privileged to serve with them. And in the matter of the use of the Federal Revenue Sharing Funds, I should like to read this letter that was mailed to you, Mr. Smith. I think it was very clearly indicated what the trustees have in mind."

PUBLIC HEARING - continued

James A. Corwin then proceeded to read the letter sent to the Supervisor.

"Mr. Allen Smith, Supervisor, Town Hall, East Main Street, Riverhead, New York.

Dear Mr. Smith:

The guidelines for the use of revenue sharing funds, lists libraries as a priority. Riverhead Free Library Trustees wish that you and the Town Board would consider designating some revenue sharing funds for the installation of a Spartan Book Detection System for the Library.

Riverhead Free Library like many other public libraries finds that increasing numbers of books are being stolen. Unfortunately, the lost materials are usually new books, periodicals and non-circulating reference volumes. Beyond the cost of replacement the loss of high-demand materials causes inconvenience to patrons and embarrassment to the library staff. In recent years, a good solution to the problem has been developed in the form of an electronic book detection system.

Many libraries including those at Islip, Levittown, and Comsewogue public libraries and Smithtown High School and Suffolk Community College, report losses have been cut to a minimum with these systems in use. We are anxious to provide better protection to Riverhead's growing book collection.

After examining several manufacturers equipment, we have decided that the Spartan Book Detection System sold by the 3M Company would best meet our needs. The cost of the proposed installation by 3M would total \$14,770.00, and there would be some small charges for installing electrical outlets.

Since this proposal is not included in the Library Budget, we are hopeful that some revenue sharing funds may be directed to this need. A copy of the proposal by 3M Company is available for your examination.

We thank you for your consideration.

Sincerely yours,

Muriel Reeve
Immediate past president
of the Trustees"

Theresa E. Maeurer of Northville Road, Wading River; "There is a severe drainage problem there. I think you are aware of it. I have the photographs with me in case you're interested in seeing them again. But the problem is becoming progressively worse, not better. I don't know if you're aware that we have built up the property to above-street level now and the amount of water that is collecting there is coming in "lake proportions".

PUBLIC HEARING - continuedTheresa E. Maeurer - continued

People have to be helped when they cross there. Today I was told that the Town truck tried to pass through there twice and he was just shaking his head back and forth - it was becoming intolerable. I suggest that some money be used to solve this problem."

Supervisor Smith: "You want a continuation of the drainage fund that we established before?"

Theresa E. Maeurer: "Yes."

Paul Sisson, Fishel Avenue, Riverhead; "I'd like to mention two items. Since we're just mentioning drainage, I would think there are some drainage problems on Maple Avenue and Union Avenue. I've been living in Riverhead since 1959 and the young lady just mentioned about lakes - there are lakes there every time it rains - whether it's a downpour or not, so we consider drainage there to be a primary problem.

Secondly, I'm a bicycle rider and I'd like to see in the parking areas perhaps bicycle racks or bicycle paths and perhaps even a bicycle rack in front of Town Hall."

Supervisor Smith: "Thank you Mr. Sisson. I would tell you that the two lakes at Union and Maple has been something I have pursued since January of 1976 with the County of Suffolk. That which we suspected before is true which is the County Collection System that brings all the water to the one spot and at that location instead of the water going into the drains, it comes out off the drains and into the Town roads.

We've been listening to promises about the County fixing what is a problem that they have created, but I haven't seen any real work getting done there lately. Anybody else?"

Emma Karch, Riverhead; "Just one question on this second hearing, you want us to tell you what we want. When you come up with your ideas, will you submit them so that we can have a hearing on that or doesn't it work that way?"

Supervisor Smith: "Yes Ma'am. It will be at 8:00 P.M. on October 4, 1977."

Emma Karch: "The only thing I'll say is that I think that those are the things you would be doing with tax dollars. I mean not to spend just because the money comes in, right? Your priorities will be very important, I think."

PUBLIC HEARING - continued

Supervisor Smith: "For instance, at the moment, five of the Police Officers are paid for out of general revenue sharing monies."

Emma Karch: "There was just a little humor at the School Board Meeting the other night. I suggested that the revenue sharing funds were really originally set to alleviate the tax burden on the people. Maybe some of those monies could be given to the School Boards, maybe that's where it really belongs in the first place."

Supervisor Smith: "I'm sure Mr. Ross would be very happy to have them."

Emma Karch: "Could I ask a question now?"

Supervisor Smith: "Yes Ma'am."

Emma Karch: "This I don't know - it may be out of line. Mr. Corwin asked for something for the library. Could he tell please how much is in their expansion fund at the time being because on their austerity budget \$30,000 is put in every year. Where is that money or what is it being used for?"

Supervisor Smith: "I think we've seen a disappearing act. I don't see Jim here still."

Emma Karch: "I don't know if this is the proper place, but I didn't know where to get the answer."

Supervisor Smith: "I have been told and I am not an expert on their affairs now would I pretend to be - that they have a capital reserve fund for eventual capital reserve fund for eventual capital expenditures and they put \$30,000 aside each year in that fund. I don't know the truth of that, but that's what I'm led to believe."

Emma Karch: "It's a good number of years and it should be a couple of hundred thousand dollars, yet on their statement of income revenues I should think that should be doing quite a bit of interest or something. I see nothing on their statement for the year in their report. I've been going after this for a long time - I asked Mr. Danowski the last time, he's on the Board and I thought maybe he could get the information for me. It's bothered not only me, but a lot of people."

Peter S. Danowski, Jr., Town Attorney: "I think Emma would be happy to know we should receive an invitation to their next Board Meeting. In fact, any person you want to bring."

PUBLIC HEARING - continued

Emma Karch: "Well I don't want to go, but I just . . ."

Peter S. Danowski, Jr., Town Attorney: "I want you to be there though."

Supervisor Smith: "I'm sure any of you would be welcomed there as you're welcomed here."

No one else wishing to be heard and no further communications received thereto, Supervisor Smith declared the hearing closed at 8:15 P.M.

PUBLIC HEARING - 8:15 P.M.

Town Clerk submitted affidavits of posting and publishing Public Notice calling Public Hearing for September 20, 1977 at 8:15 P.M. on the matter of the petition by Wickham C. Tyte, Sr., to occupy an existing store at 1008 East Main Street, Riverhead, as a farm produce store, pursuant to the provisions of Section 108-48 (B) (9).

The affidavits were ordered to be placed on file.

Supervisor Smith made the following statement:

"This is a hearing for those of you that don't know Mr. Tyte, he was the gentleman that spoke earlier. He's had for many years a set of stores on East Main Street, they have been used for various and sundry purposes. They are in the Industrial Zone and he wished to use them for the sale of produce or open one of the stores for the sale of produce. Is there anyone that wishes to address this particular use this evening either for or against?"

No one wishing to be heard and no communications received thereto, Supervisor Smith declared the hearing closed at 8:16 P.M., and re-opened the meeting.

PERSONAL APPEARANCES

Supervisor Smith: "We will now listen to anyone who wishes to discuss any topic in general."

Dr. Alfred Smith: "On this dog enumerator deal - several questions. I know it's been going on for a long time - how much does it cost us, where does the money come from and of what value?"

Supervisor Smith: "It is a matter that is provided for by State Law. We get a fee of 25¢ out of every

PERSONAL APPEARANCES - continued

dog license that is issued. Miss Block and I have differed in the past with reference to this matter. I have been a supporter of licensing your pooch one time for his life and that we don't go through all this business over and over again. But it is a requirement of statute that we license animals in the Township of Riverhead and this is the procedure that is outlined by State Law, Doctor."

Dr. Alfred Smith: "What is the relationship? They come to my house and ask me if I have a dog. Nobody checks on whether I have a license?"

Helene M. Block, Town Clerk: "When you don't get a license after the census has been taken, you get a notice from us and a telephone call and then a summons is sent to you if you don't come in and get your license."

Dr. Alfred Smith: "Is it worth it?"

Helene M. Block, Town Clerk: "No."

Supervisor Smith: "That's one opinion."

Helene M. Block, Town Clerk: "No it isn't worth it - it really isn't. There's a lot of work and we get so little revenue."

Dr. Alfred Smith: "How much does it cost us?"

Supervisor Smith: "It costs too much."

Helene M. Block, Town Clerk: "The State requires it Dr. Smith, and we must do it."

Supervisor Smith: "I would say to you Doctor, that the Township of Babylon that has a computer system that we could adopt. Should we follow that particular road we'd grind out the entire dog census in two days on the machine."

Helene M. Block, Town Clerk: "But there are new owners and new residents too and the computer doesn't pick those up."

Supervisor Smith: "It's a case of old dogs and new tricks, right Miss Block?"

Helene M. Block, Town Clerk: "Yes it is. I'm the old dog and you're the new trick."

Richard Benedict, Fanning Blvd., Riverhead: "I believe some of the women from our neighborhood were down talking to Mrs. Tomlinson about some - it's a private road,

PERSONAL APPEARANCES - continued

it's getting worse year by year. It was paved one time but the Town didn't take it. So the road is getting continuously worse. We'd like the potholes fixed - it's still salvageable.

We've lived there about fourteen years. The man we bought the property from paved the road - he left the fifty foot right-of-way, water district came through - I don't know who authorized it, but the Water District came through, tore up the road, the sides of the road didn't fix it very well, put a very thin coating down and we have yet to find out who authorized the Water District to come down the private road."

Supervisor Smith: "I believe Mr. Fanning gave the Water District an easement."

Richard Benedict: "Then the road belongs to him. He should patch it."

Supervisor Smith: "Yes sir."

Richard Benedict: "We haven't been able to get that done in 14 years or snow plows or anything else."

Councilwoman Tomlinson: "Mr. Benedict, I spoke to Mr. Tooker who is Mr. Fanning's Attorney and Mr. Fanning is very willing to give the roads to the Town, dedicate them to the Town, but he doesn't want to spend ten cents."

Richard Benedict: "This has been going on for 14 years."

Councilwoman Tomlinson: "I understand that. Well Mr. Tooker is going to speak to him about drawing up all the necessary papers. I already spoke to Mr. Horton and he thought that the roads weren't that bad and he just might take them, but he didn't say yes."

Richard Benedict: "It's salvageable. At least now to do the potholes before winter, it may last a while."

Supervisor Smith: "Sir, I'd like to introduce you to Mr. Michael Peretta, who's in the blue suit and Mrs. Sharon Wendelken who's in the red suit and they have a set of forms that you can use and they'll show you how to do it."

Richard Benedict: "They also have more people in their area."

Supervisor Smith: "All right. We'll take as many signatures as you can get. You get it in here and we'll refer it to you Mr. Horton as we do with the others."

PERSONAL APPEARANCES - continued

Richard Benedict: "That's what I'm asking, what is the requirement?"

Supervisor Smith: "If you want to come in and sit with them - they'll show you how to do it."

Supervisor Smith recessed the meeting to hold a Public Hearing.

PUBLIC HEARING - 8:30 P.M.

Town Clerk submitted affidavits of posting and publishing Public Notice calling Public Hearing for September 20, 1977 at 8:30 P.M., on the matter of the petition by Riverhead Savings Bank and American Sign and Indicator Corporation to install and operate two (2) time and temperature signs on the walls of Riverhead Savings Bank.

The affidavits were ordered to be placed on file.

Supervisor Smith made the following statement: "The Riverhead Savings Bank and the particular sign corporation are proposing to modify and change the time and temperature clocks that currently exist in the Riverhead Savings Bank. Is there anyone here to speak for or against the proposal?"

Peter Angiporti and Dan Roll of American Sign and Indicator Corporation appeared before the Town Board.

Peter Angiporti: "Does the Town Board understand the nature of what we're proposing?"

Supervisor Smith: "I think, gentlemen, what you should do is state what you are proposing so that the audience has an appreciation of what you propose."

Peter Angiporti: "What we are proposing is to take down the existing time and temperature signs that aren't working and replace them with new time and temperature signs. Also in our proposal we propose to take down the existing illuminating red identification signs directly above them - the ones that say Riverhead Savings Bank. This as was indicated by the Planning Board, was an eyesore and we're in favor of that."

Supervisor Smith: "And it is correct then that the Riverhead Savings Bank and the Officers, Directors of the same have agreed that the limited nature of the proposal that we have before us is strictly in time and temperature

PUBLIC HEARING - continued
display without any neon lighting with descriptive words,
etc."

Peter Angiporti: "That's correct."

Supervisor Smith: "And the time intervals of
the change of this clock or clocks that comply with what
is provided for in the ordinance."

Peter Angiporti: "Yes they can be varied to
comply."

Supervisor Smith: "They can or will."

Peter Angiporti: "They will."

Supervisor Smith: "Thank you. Does anybody
have any question that they wish to put or comment that
they wish to make with reference to this special permit
application?"

Councilwoman Tomlinson: "Mr. Angiporti, what
guarantee have we got that your time and temperature clock
will work? This one hasn't worked for years."

Peter Angiporti: "The time and temperature signs
are leased and they're leased with 100% maintenance on them
and our company has 6,000 placed throughout the Country.
And our reputation can speak for itself."

Councilwoman Tomlinson: "You don't handle Marine
Midland, do you?"

Peter Angiporti: "No we don't."

Supervisor Smith: "Any other questions from the
audience, and or comments for the record on this hearing?
We thank you gentlemen."

Dan Roll: "Excuse me, Mr. Smith, just for the
record, in our petition to the Town Board the section
authorizing time and temperature signs requires a special
permit - special permit according to ordinance shall be
issued for a period of one to three years. I just want
to remind you that we are asking for a five-year special
permit or a three and two set-up."

Supervisor Smith: "We recognize that difficulty
with the ordinance, and quite frankly, we are considering
amending the ordinance to take care of that particular
provision. It was written in the ordinance such that you
or anybody else who obtained a special permit would act
upon the same within five years. It was not meant to mean
that the use was limited for three years. What we are
after is that if you wanted to build something we wanted

PUBLIC HEARING - continued
you to build it. We didn't want a lot of special permits kicking around that some guy would resurrect twenty years from now and say ah ha, now I want to put up my clock."

Dan Roll: "Thank you."

No one else wishing to be heard and no communications having been received thereto, Supervisor Smith declared the hearing closed at 8:35 P.M., and recessed the Meeting for ten minutes.

The meeting re-convened and Supervisor Smith recessed the meeting to hold a Public Hearing.

PUBLIC HEARING - 8:45 P.M.

Town Clerk submitted affidavits of posting and publishing Public Notice calling Public Hearing for September 20, 1977 at 8:45 P.M., on the matter of the petition of Charles K. Martin, Charles H. Jurgens, Herman C. Jurgens and Fred E. Jurgens to construct and operate a golf course on property known as "Johnston Estate," Manorville.

The affidavits were ordered to be placed on file.

Supervisor Smith made the following statement: "Ladies and gentlemen - those of you that have been living here longer than the rest of us know where this property is. It is to the south of the Grumman Air Facility. It is what used to be one of the cranberry bogs in Town - this rather large lake as you look at the display, it is on the left. The gentlemen who are applying to the Town Board for a special permit need to come before us because the golf course in part of its stretching across this particular piece of land goes from one zone to the next and in one zone it is permitted and in another zone it is only permitted by special permit. You see two 18-hole golf courses.

I would tell you that this entire proposal has been the subject of extensive hearings - many months ago now with reference to our Freshwater Wetlands Act and we had a joint hearing with the State Hearing Officer. We examined almost to the extreme the impact of what is proposed here upon the Wildlife of the area and the result was so many months after the hearings were conducted, a decision was cut by the commissioner of the Department of Environmental Conservation permitting the construction of the golf course essentially in the format that you see it

PUBLIC HEARING - continued
Supervisor Smith - continued

up here.

I would tell you that the Conservation Advisory Council which has been formed by this Town Board and has become very active in the past year and a half, has made several recommendations with reference to conditions with reference to this particular proposed use. We now come to the special permit aspects of this golf course or two golf courses. The application has been on file for any of you that had wanted to examine it in detail. We have both the Attorneys and the experts of the applicants present to answer any questions. Is there anyone who chooses to address the Town Board with reference to this particular special permit application?"

Frank J. Mack, Esq., Huntington; "The supervisor has I think very fairly capsulated the purpose of the application. Mr. Martin is here, Mr. Charles Jurgens is here with respect to meeting the standards of the ordinance with respect to the zoning and planning considerations. We have a qualified expert in the event the Board has any question. Mr. Johnston, the present owner of the "Johnston Estates", we're prepared to answer - as you said we as a result of lengthy hearings have received all prior approvals. Particularly DC and the Planning Board, I understand, has also approved this. We submit the application as merited."

Supervisor Smith: "Is there anyone that wishes to address the Town Board with reference to this particular application?"

Councilman Menendez: "Mr. Mack, one question. I've heard it rumored to me that there's a good possibility that you fellows might be getting these two golf courses lined up to go when golf courses are practically starving to death around here. Is there any possibility that you fellows might have a little deal down the road to sell this thing to the County for a park, because if you do, it means some more of our land off the tax rolls?"

Frank J. Mack: "I have two of the principals here and I can state of my own knowledge that there is no truth to that rumor if such a rumor is afloat. If the Supervisor will remember at the Public Hearings which lasted for three days, this was one of the questions we had to answer. And the County Legislature has no funding. There's nothing in the capital budget.

The County is unable to acquire this land. The purpose of our acquiring it - the beneficial aspects from the Freshwater Wetlands standpoint is that the lake will be preserved and the diking which control the streams in the bogs will be able to be refurbished and, therefore, preserving Swan Lake."

PUBLIC HEARING - continued

Supervisor Smith: "Is it also true, Mr. Mack for the purposes of the record that your principals have engaged generally in this kind of recreational type of thing. You own other golf courses and they have not sold the golf courses to anybody."

Frank J. Mack: "Not at all. Mr. Martin is primarily a golf course construction person, but he together with the other applicants here own and operate three courses now in the County and have for a number of years.

Indian Hills, a standard 18-hole golf course in Northport, Spring Lake, a 27-hole standard golf course in Middle Island, and the Heatherwood Course in Port Jefferson Station, on the by-pass. So they are people who for years have been in golf course construction, golf course operation, golf course maintenance, and they intend to operate this course themselves with other members of their family, and I believe they're here to so state."

Supervisor Smith: "Thank you, Mr. Mack."

Arthur Greenberg, Park Street, Wading River; "My statement would more or less be in line with what was said here before and that is the fact that - I'm a golfer and I wouldn't mind having a golf course there. However, I play at the Flagg, I'm not a member, but they're hardly able to keep their heads above water and I was just wondering in the construction of more golf courses, whether they would be able to make it pay for themselves."

William Nohejl: "I also golf at Flagg. But I also golf at Spring Lake and I also golf at Heatherwood and there's no comparison.

I can understand why Spring Lake and Heatherwood are foregoing golf courses. They are upkeep, maintained, and done to the utmost. If I was able to get to Spring Lake rather than go to Flagg. I would go but I can't get starting time or get on the tees over at Spring Lake because they're so busy and they're so popular. I believe that these gentlemen are foregoing businessmen and will do a good job."

No one else wishing to be heard and no communications received thereto, Supervisor Smith declared the hearing closed at 8:55 P.M.

PUBLIC HEARING - 9:00 P.M.

Town Clerk submitted affidavits of posting and publishing Public Notice calling Public Hearing for September

PUBLIC HEARING - continued

20, 1977 at 9:00 P.M. on the matter of the petition of the South Jamesport Boat Marina, Inc., for a restaurant and snack bar in South Jamesport - pursuant to provisions of Section 108-48 (B) (9).

The affidavits were ordered to be placed on file.

Supervisor Smith made the following statement:

"Is there anyone here to speak on behalf of the applicant. This was a particular special permit application that was filed for the installation of certain additional facilities and uses at the South Jamesport Boat Marina.

The Planning Board asks certain additional information of the applicants as to location, detailed information on the nature of the use and that information was never supplied. We give everybody their day in Court prepared or not.

Is there anybody that wishes to address the Town Board who is not in favor of the application or otherwise wishes to comment?"

Antonio DeGrasse, 8 Legend Lane, South Jamesport;

"It's unfortunate that I wasn't able to hear what the proposal is or what the specifics are, but because I live in the area and I'm fairly close to the Boat Marina. I'm kind of opposed to it. There are motorcycles and some are hondas and whatever at 3 o'clock in the morning when people empty out of some of the other places in the area and I think it would be an additional strain on the people who are trying to sleep.

If you have that restaurant, I assume about 300, maybe 500 feet away from Peconic Bay Blvd. that road and it's scenic, it's nice. I like to jog there in the morning and it's peaceful and I would hope that you would keep it that way. I spend a lot of time getting my money together to get to South Jamesport, I would hate to get there and see it deteriorate. Maybe that's strong language. As it is there was some housing put in recently that I was opposed to and I found that I couldn't do anything about it. It was also-aluminum houses put up and as I said before, the reason why I moved there, it was beautiful, it's old, it's traditional, and I hope that the Board would find it in their wisdom to maybe keep some part of the Town the way it was."

Supervisor Smith: "Thank you sir. Is there anyone else that chooses to address the Town Board with reference to this particular application?"

PUBLIC HEARING - continued

No one else wishing to be heard and no communications having been received thereto, Supervisor Smith declared the hearing closed at 9:04 P.M., and re-opened the Meeting.

PERSONAL APPEARANCES

Supervisor Smith: "We will come back to that portion of the agenda where we will listen to anybody who wishes to speak on any topic?"

Maribeth Andresen, Church Lane, Aquebogue; "I should have said this before. This is with the federal revenue sharing monies. I think that we have a problem in Riverhead now that we're on austerity and we have a lot of kids walking through the streets of Riverhead. Just driving through today in the rain, it was very apparent we have bad flooding areas and we also have a lot of places that are lacking signs and good adequate clean-up of roads after the rains. Sand deposits and so forth. I think we have to get after the Highway Department and try to maintain our roads in the side areas where the kids can walk when they're walking home from school. It might be a good place to put some money."

Councilman Young: "Wickham Tyte was here earlier and he suggested we put some sidewalks in and Franie and I were talking about it. Maybe we could build some cheap sidewalks out of blacktop or tar and put them in the rural areas within three miles of the school and it might not cost us so much. It is just a suggestion of the way we might use some of that money."

Maribeth Andresen: "To get the kids off the roads itself especially where in a lot of places there aren't any easements. You got high levels to get off of or you're on people's property."

Councilman Young: "Up in Wading River in one narrow road they have built blacktop sidewalks which are cheaper to build and adequate to give the kids a place to walk so they're not out in the road."

Maribeth Andresen: "I think it's a really good idea."

Supervisor Smith: "Thank you. Anyone else under the general portion of our agenda?"

Robert Krudop, Riverhead; "It's been delightfully peaceful in the last two weeks with respect to the lack of additional aircraft activity in the north area of Riverhead."

PERSONAL APPEARANCES - continued

Supervisor Smith: "Thank you Mr. Krudop.

I would give you a plug if I may sir. We applaud your taking that old structure and sprucing it up and putting it to good use. I think it's the kind of thing we want to see more in the Town with your business."

Mario Simeola, Crows Nest Drive, Riverhead;

"I'm a pilot, ex-army pilot, L 4 artillery observer, wounded in the pacific. Some people are objecting to an airport. If it was war time, I'm pretty sure you would want us in your front yard. But since it's peace, we want peace. We don't think that we are doing too much damage to the residents. The residents, if we are, we would like to be approached and things could be rectified, maybe change run-ways - do anything to bring this thing back to Riverhead. I enjoy flying and there are many people around here that enjoy it and I think that we are being deprived of this thing.

I have a plane that I had to move to Brookhaven and I pay taxes here. Why shouldn't I be able to fly here? Brookhaven is making money from me for a tie down. Now I think that some of this business could be brought to Riverhead with the decent facility which we could have right here. That's all I have to say. I'm sorry I'm trembling, but that's it."

Supervisor Smith: "Thank you Mr. Simeola. We haven't lost a witness yet. There's no need to be nervous. Anybody else?"

Allen Harrison, West Middle Road, Calverton;

"I would just like to say that I'm in favor of re-opening the airport and I can't see how an airport can be dangerous of this small size and of the small airplanes flying there. In general aviation probably has a better safety record than any other form of transportation. And also I can't see how it can be any more dangerous than having crop dusters fly over your house maybe twenty to fifty feet while spraying the fields in the area.

Those helicopters really have no regulation as far as forbidding them to do this they can come over - I can see how it can be profitable to farmers - instead of spraying by regular means with tractors and all. But I just can't see how an airport could be more dangerous than this. And also the airplanes flying today can't really necessarily be more noisy than some of the farm vehicles that we have around here lacking proper muffler systems and things like that, because it just doesn't seem worth-while fixing it.

I would like to say that I'm a certified flight instructor and I've got maybe 800 hours of flying now - I'm pretty young, I've been through this enough and I can

PERSONAL APPEARANCES - continued

really say that it's pretty safe business. I'm still alive and I don't think it's any real big deal."

Supervisor Smith: "Thank you Mr. Harrison. Anyone else that wants to get into this particular act?"

Supervisor Smith recessed the Meeting for five minutes and the meeting reconvened and Supervisor Smith recessed the meeting to hold a Public Hearing.

PUBLIC HEARING - 9:15 P.M.

Town Clerk submitted affidavits of posting and publishing Public Notice calling Public Hearings for September 20, 1977 at 9:15 P.M., on the matter of the petition of Peconic Excavators, Inc., to operate a gasoline service station, Route 25, Riverhead.

The affidavits were ordered to be placed on file.

Supervisor Smith made the following statement: "The particular property that is involved in this particular special permit application is found on the south side of West Main Street, Route 25 just immediately to the west of where Route 25 goes over the railway tracks. That's a little west of Forge Road, a little west of Kroemer Avenue. It is an existing or better yet a pre-existing gas station use. The applicant wishes to maintain that status as a pre-existing use as a gas station and store certain machinery that is used in the heavy construction. It is essentially the operation that those of you who have driven past there in the last few months have noted that location.

The Planning Board has recommended the granting of this particular permit on a specific time limit. I believe the time limit was two years and specifically not more than four pieces of machinery are stored on the outside of the building.

Is there anyone that wishes to address the Town Board with reference to this particular application before the Town Board? If there is no one that wishes to address the Town Board on this matter, we will deem all the papers and proceedings held before the Planning Board read into this record and we will decide it upon that record."

No one wishing to be heard and no communications having been received thereto, Supervisor Smith declared the hearing closed at 9:20 P.M., and re-opened the meeting.

PERSONAL APPEARANCES - continued

Supervisor Smith: "Now we have fifteen more minutes. More airports - any of that? Anyone wish to pick up on any new matter that we haven't discussed to this point.

I would speed up this entire process for you, but it is a requirement of law that we hold these public hearings at the times that they are provided for in public notices. If we were to move them ahead and leave here let's say in the next fifteen minutes and somebody showed up at 9:45 P.M. on the hearing for Broad Cove, they would have a legitimate right and would turn over any action we might do. So I cannot speed up the process."

Harry Rambo, 612, East Main Street; "On the airport matter - I got here a little late. I understand the matter was read at the calendar and you said something about going to the Planning Board. I'd like some information as to what is the procedure now. I'm involved. I have an aircraft grounded at the airport and I'd like to know what is going to happen as it goes to the Planning Board. Do we have any access to the Planning Board to be at that hearing?"

Supervisor Smith: "You most certainly do. Is Mr. Fairley around? Is this going to be on the first meeting in October?"

Miles Fairley: I don't know. I haven't seen the agenda, Allen."

Supervisor Smith: "All right. There is a possibility that the special permit application that has been filed by Mr. Brush will be on the agenda of the Planning Board for it's October Meeting. That meeting is held the first Thursday in the month. I realize it's a chore to read the legals, but this week or next week you see a long series of public notices in the paper. One will have Mr. Fairley's name on the bottom of it.

I would also add that no matter what the Planning Board does whether it says grant it, don't grant it, turn it east, west and grant it - whatever happens, the whole matter will come back here for a special permit hearing before this Town Board at a future date. And that is the record that is important."

Harry Rambo: "In other words, if the Planning Board didn't see any use for an airport, the Town Board could still approve the airport."

Supervisor Smith: "That possibility exists."

PERSONAL APPEARANCES - continued

Harry Rambo: "That's what I mean. Thank you very much. That's what I wanted to know. We have our 2,000 signatures of people that approve the airport and I would like to be at the Planning Board, so they have some information to plan on. There are a lot of things maybe they're not cognizant of, at this time, and it may effect their decision as well as the Town Board decision."

Supervisor Smith: "Yes sir. You will be more than welcome and that meeting will be here in this room and chaired by Mr. Fairley."

Harry Rambo: "Thank you."

Supervisor Smith: "Anybody else on any other new or different matter?"

Michael Peretta, Wading River; "As regards to federal funding, about two meetings ago, I spoke about transportation for senior citizens. If we could go along with something like that, we'd deeply appreciate it."

Supervisor Smith: "Yes Sir. It's been noted before and quite frankly, we are working on it. Anybody else on any new or different matters?"

Supervisor Smith recessed the meeting for five minutes.

The meeting re-convened and Supervisor Smith recessed the meeting to hold a Public Hearing.

PUBLIC HEARING - 9:30 P.M.

Town Clerk submitted affidavits of posting and publishing Public Notice calling Public Hearing for September 20, 1977 at 9:30 P.M., in the matter of Nathan Serota for special permit for a shopping center in the Hamlet of Wading River - pursuant to provisions of Parking and Lot Schedule Chapter 108.

The affidavits were ordered to be placed on file.

Supervisor Smith made the following statement:
"Ladies and gentlemen, the particular shopping center that is proposed here is the shopping center that is on the south east corner of the intersection of the Wading River - Man-orville Road and New York State Route 25A. It is a permitted use at that particular location. What the gentleman comes before us this evening for, is two specific provisions that can be varied by the Town Board specifically

PUBLIC HEARING - continued

these are the provisions with reference to parking and the provisions with reference to the rear lot distances.

Essentially, what we are doing is we are requiring more planting rather than asphalt on this particular shopping center and because we require more planting, we cut down some of the parking spaces. We think that what is provided for is sufficient and similarly, there's a planting design for the rear of the building and that cuts down the rear lot lines.

Is there anyone that wishes to address the Town Board on this particular application?"

No one wishing to be heard and no communications having been received thereto, Supervisor Smith declared the hearing closed at 9:35 P.M., and re-opened the meeting.

Supervisor Smith: "I would point out that that one has been subject to many other hearings that other people have turned out and addressed the Town Board at those times."

Supervisor Smith recessed the meeting for five minutes.

The meeting re-convened and Supervisor Smith recessed the meeting to hold a Public Hearing.

PUBLIC HEARING - 9:45 P.M.

Town Clerk submitted affidavits of posting and publishing Public Notice calling Public Hearing to be held on September 20, 1977 at 9:45 P.M., on the matter of the petition of Broad Cove, Inc., to extend special permit granted September 2, 1975, to erect condominium units in the Hamlet of Aquebogue, pursuant to Section 108-27.

The affidavits were ordered to be placed on file.

Supervisor Smith made the following statement:
"You have before you this evening ladies and gentlemen a matter that was subject to extensive hearings some time ago. The particular property that is involved here is on the southerly side of Hubbard Avenue. It is to the east of where County Road 105 overpass goes over Hubbard Avenue and at that time there were extensive hearings and Broad Cove, which is the Celic family, at that time had a contract with a gentleman named Leonard G. Sucsy for the erection of certain condominiums at that location which is next to the Peconic Bay."

PUBLIC HEARING - continued
Supervisor Smith - continued

"We have before us an application for renewal of that special permit. Mr. Robert Celic, who is in the room, has renewed the application on behalf of the corporation. He recites that the only condition that has changed is that Mr. Sucsy is no longer what is called a contracted vendee of the property. In all other respects, the proposal is the same. If there is anyone who would like to address the Town Board with reference to this particular application either for or against, they should speak now?"

Is there anyone present in the room who would like to address the Town Board with reference to the renewal of the application of the - permission to build these condominium units along Peconic Bay?"

No one wishing to be heard and no communications having been received thereto, Supervisor Smith declared the hearing closed at 9:48 P.M., and re-opened the meeting.

RESOLUTIONS

AUTHORIZES BIDS FOR SNOW FENCE AND POSTS - HIGHWAY DEPARTMENT

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

RESOLVED, That the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids on 10,000 feet of Snow Fence, and 1,500 Snow Fence Posts, for use of the Town of Riverhead Highway Department, and be it

RESOLVED, That specifications and forms for bidding be prepared by the Superintendent of Highways, and bids to be returnable up to 11:00 A.M., on Tuesday, October 11, 1977, and be it further

RESOLVED, That the Town Clerk of the Town of Riverhead be and is hereby designated to open publicly and read aloud on Tuesday, October 11, 1977, at 11:00 A.M., at the Town Clerk's Office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation, "Bid on Snow Fence and Posts".

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

The resolution was thereupon declared duly adopted.

APPOINTS DOG ENUMERATORS FOR 1978 DOG LISTS

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

BE IT RESOLVED, That pursuant to Section 108 of the Agriculture and Markets Law, the following be and are

RESOLUTIONS - continued

hereby appointed Dog Enumerators, effective September 20, 1977, for the purpose of preparing a list for the year 1978, of persons owning or harboring dogs in the Town of Riverhead, and to be compensated on a fee basis, pursuant to Section 123, Article 7 of the aforesaid Law.

Mrs. Celia McKay, Rt. 2, Box 144, Middle Road, Riverhead, New York 11901
 Mrs. Joan Edwards, 405 Elton Street, Riverhead, New York 11901
 Mrs. Lois West, P.O. Box 69, Wading River, New York 11792
 Mrs. Barbara Grattan, 427 Ostrander Avenue, Riverhead, New York 11901
 Mrs. Marie Dunleavy, 100 Kings Drive, Riverhead, New York 11901
 Mrs. Patricia Hamill, 37 Hubbard Avenue, Lot #59, Riverhead, New York 11901
 Mrs. Susan Phillips, 527 Howell Ct., Riverhead, New York 11901 #103-36-2819
 Mrs. Elaine Kamerman, 94 Kings Drive, Riverhead, New York 11901
 Michael Peretta, Box 29, Wading River, New York 11792
 Theodore John McAlevy, Box 46, Wading River, New York 11792

AND BE IT FURTHER RESOLVED, That the aforementioned Dog Enumerators be paid mileage allowance of 15¢ per mile by the Town of Riverhead.

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

The resolution was thereupon declared duly adopted.

CALLING PUBLIC HEARING RE USES OF GENERAL REVENUE SHARING FUNDS

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

RESOLVED, That the Town Clerk be, and she hereby is, authorized to publish and post the annexed Notice of Public Hearing relative to Federal Revenue Sharing Funds.

PUBLIC NOTICE

PLEASE TAKE NOTICE that, pursuant to the provisions of the Town Law and Public Law 94-488 (commonly known as "General Revenue Sharing" or "State and Local Fiscal Assistance"), the Town Board of the Town of Riverhead will hold a public hearing at its regular meeting to be held on the 4th day of October, 1977, at 8:00 P.M., o'clock, at the Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all those persons wishing to address the Town Board on a proposal to be presented by said Board at that time and place for the use of funds in the fiscal year 1978.

PLEASE TAKE FURTHER NOTICE that, in prior fiscal years, said funds have been used for drainage, police services, construction of municipal buildings, and for other municipal purposes. All person wishing to address the Town Board should appear at the above-stated time and place.

Before roll call vote, Supervisor Smith made the following statement: "We had this evening the first

RESOLUTIONS - continued

of two hearings that deals with the expenditure of federal revenue sharing funds in the year 1978. We have not developed at this time a program for the expenditure of these funds. We are here this evening to listen to you. What this resolution sets up is the second hearing which under the federal statutes requires that we must take what we have heard tonight and reduce it to a program of work for your consideration at the next meeting."

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

The resolution was thereupon declared duly adopted.

AUTHORIZES BIDS FOR GRADING, PAVING, ETC. EAST AVE. & MAPLE AVE.

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

BE IT RESOLVED, That the Town Clerk is hereby authorized to publish and post the annexed advertisement for bids.

ADVERTISEMENT FOR BIDS

Sealed proposals for the construction to improve by grading, paving and other miscellaneous work, a parking area lying between East Avenue and Maple Avenue at Riverhead, New York, will be received by the Town Clerk for the Town Board of the Town of Riverhead, at 200 Howell Avenue, Riverhead, New York until 11:00 A.M., on October 3, 1977 at which time and place they will be publicly opened and read.

The Information for Bidders, Form of Bid, Form of Contract, General Conditions, Supplemental General Conditions, Specifications and Plans may be examined at the office of the Town Clerk at the Town Hall, 200 Howell Avenue, Riverhead, New York and copies thereof may be obtained upon the payment of a deposit of \$10.00, which will be refunded to any bidder, who returns the plans and specifications in good condition within thirty (30) days following the award of the Contract or the rejection of the bid.

Each bidder must deposit with his bid a certified check in an amount of not less than five (5%) percentum of the total bid price payable to the order of the Supervisor of the Town of Riverhead, or a bond with sufficient sureties, to be approved by the Supervisor of the Town of Riverhead, in the penal sum of not less than five (5%) percentum of the total bid price. Such check or bid bond will be promptly returned to all except the lowest bidder after the formal opening of bids. The check or bid bond of the successful bidder will be returned within two days after the contract has been executed. The successful bidder, upon his failure or refusal to execute and deliver the contract and bond required within ten (10) days after he has been notified of the award of the contract to him, shall forfeit to the Town Board, as liquidated damages, for such failure or refusal, the security deposited with his bid.

RESOLUTIONS - continued

The Town Board reserves the right to waive any informalities in or to reject any or all bids.

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

The resolution was thereupon declared duly adopted.

AUTHORIZES REIMBURSEMENT FOR REGISTRATION AND OUT-OF-POCKET EXPENSES FOR ATTENDANCE AT DOUBLE-ENTRY ACCOUNTING SCHOOL

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

RESOLVED, That Christine Fuchs be reimbursed for tuition and out-of-pocket expenses incurred in attending New York State Department of Audit and Control Training School for Double-Entry Accounting on August 30, September 1, 7, 8, and 20, 1977.

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

The resolution was thereupon declared duly adopted.

AUTHORIZES BID FOR SURPLUS SCRAP METAL - HIGHWAY DEPARTMENT

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

RESOLVED, That the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids on surplus scrap metal now located at the Riverhead Town Highway Department.

RESOLVED, That specifications and forms for bidding be prepared by the Superintendent of Highways, and bids to be returnable up to 11:15 A.M., on Tuesday, October 11, 1977, and be it further

RESOLVED, That the Town Clerk of the Town of Riverhead be and is hereby designated to open publicly and read aloud on Tuesday, October 11, 1977, at 11:15 A.M., at the Town Clerk's Office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation, "Bid on Surplus Scrap Metal."

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 the entire Town Board and unanimously adopted.

RESOLVED, That the Supervisor be and is hereby authorized to sign and otherwise proclaim the following proclamation for 4-H week and United States Marine Band Day.

PROCLAMATION

WHEREAS, the 4-H program of Cooperative Extension since its beginning 75 years ago has contributed much to the health and welfare of the Nation and has encouraged many

RESOLUTIONS - continued

young people to choose careers which help improve family and community living; and

WHEREAS, during this week 4-H members, leaders and families will observe National 4-H Week with the theme: "4-H - Freedom to be."

WHEREAS, 4-H members put into practice the skills and science they learn as they develop their talents through 4-H projects and strive to "learn for living;"

WHEREAS, in these changing time young people, who are the citizens of tomorrow, must discover and acquire the virtues of responsibility, thoughtfulness, morality and understanding;

WHEREAS, the more than 500 volunteer adult 4-H leaders are organizing their 4-H Clubs for the 1977-78 year, many others are organizing clubs for the first time; and

WHEREAS, the nearly 74,000 boys and girls participating in 4-H programs throughout Suffolk County soon will be taking their places in society by establishing homes of their own and joining the ranks of community leaders.

NOW, THEREFORE, I, ALLEN M. SMITH, Supervisor of the Town of Riverhead, in recognition of the fine achievements of 4-H members and their families do hereby proclaim the week of October 2-8, 1977 as

N A T I O N A L 4 - H W E E K

Supervisor Smith then stated: "For those of you that don't realize what's about to happen on Sunday, there's many events going on in Town. If you are interested, Pop Warner Football starts on Sunday. There's going to be a dedication of the 1815 little schoolhouse that's in the Corwin and Benjamin historic area and lastly that evening you can take part in a real treat. The Marine Band is coming to Riverhead it's going to play twice at Mercy High School. Once at 2:00 and once at 8:00. It's excellent music and the proceeds are going to a great cause.

The other one is not as intimate. It is 4-H month or week, however, you want to refer to it. I'm sure those of you that have been involved in 4-H know the good work that's being done by them in the community and their special programs are being put on by 4-H during this entire period."

AUTHORIZES EXPENSES FOR TRIP TO ALBANY RE: STATE HISTORIC PRESERVATION PAPERS

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

RESOLUTIONS - continued

RESOLVED, That Rita Peters be and is hereby authorized to travel to Albany for the purposes of serving certain papers and attendance to the Office of the State Historic Preservation Office and that she be advanced \$150.00 to be accounted for upon her return.

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

The resolution was thereupon declared duly adopted.

AUTHORIZATION FOR SUPERVISOR AND TOWN ATTORNEY TO COMMENCE ACTION AGAINST NYS DEPARTMENT OF EQUALIZATION AND ASSESSMENT

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

RESOLVED, That the Supervisor and the Town Attorney be and they hereby are authorized to take those steps necessary to prosecute an action against the New York State Department of Equalization and Assessment by reason of the establishment of the Final Equalization Rate of the Town of Riverhead for the tax year 1977-78.

Before the roll call vote, Supervisor Smith made the following statement: "Again on this particular resolution for those of you that attend regularly know that an on-going battle that I first had as Town Attorney and now as Supervisor and that Mr. Danowski has been helping us with, with reference to what we claim as the unfairness of the way the State Board of Equalization and Assessment handles the Town of Riverhead. What it means in effect is you pay more than your share of County Taxes, and it means further that the School District gets less aid for certain types of state reimbursement programs.

Mr. Danowski and I feel that we proved when we went to Albany the last time that there was an error factor in part of the sampling that they did that could have meant that they were off by as much as 32 billion dollars in our true value. We've been trying to handle and get relief from these people - all sorts of different ways and we think the only recourse now is to sue. That lawsuit will be filed by Miss Peters in Albany tomorrow."

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

The resolution was thereupon declared duly adopted.

APPOINTS AUGUST M. GROSSMAN TO POSITION OF SERGEANT IN RIVERHEAD POLICE DEPARTMENT

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

RESOLVED, That August M. Grossman be and is hereby appointed to the position of Sergeant in the Riverhead Police

RESOLUTIONS - continued

Department, at an annual salary of \$19,826.00, effective September 25, 1977, on the provisional and stipulation that his acceptance of the appointment as Sergeant on the Riverhead Police Department constitutes his agreement to establish a bona fide residence within the Township of Riverhead within six months of this appointment and that his salary shall be in accord with the existing contract by the Riverhead Town Board and the PBA.

The vote, Lombardi, Yes, Councilwoman Tomlinson made this comment before voting: "Several weeks ago I did oppose the creation of this position, but you know it was approved and I'm going to vote YES to Mr. Grossman because on the basis of two interviews he was very qualified, and I'd like to say Officer Dunleavy would have been very qualified. He handled himself extremely well in the interview and Officer Foote has a very promising future with the Police Department, but at this time, I will vote for Mr. Grossman, YES."

Menendez, Yes, Young, Yes, and Supervisor Smith made this comment before voting: "I'm going to vote YES, and I'm going to second what Mrs. Tomlinson says about the Police Officers that are currently on the list for promotion. It's almost too bad we can't regard what we've seen there in different ways than we are currently doing it. But we have to pick one and this particular gentleman is at the top of the list and appears to be well qualified to perform the functions that we've detailed for the Fifth Sergeant."

The resolution was thereupon declared duly adopted.

ABOLISHES PATROLMAN'S POSITION PRESENTLY HELD BY AUGUST M. GROSSMAN

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

WHEREAS, August M. Grossman has been appointed to fill the newly created position of 5th Sergeant in the Riverhead Police Department

BE IT RESOLVED, That the Patrolman's position presently held by August M. Grossman be and is hereby abolished.

The vote, Lombardi, Yes, Tomlinson, Yes, Councilman Menendez made this comment before casting his vote: "I shall vote on this in part to keep Mrs. Tomlinson happy and also because it is a meaningless resolution. I say this because we already have two vacancies in the Force, and this will make three. Then there's a possibility that maybe one of our Officers may transfer to the Southampton Police Department, that makes four vacancies. So I vote YES."

Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

Councilwoman Tomlinson: "Doc Menendez, thank you. Don't do it to make me happy. I'm very happy anyway."

Councilman Menendez: "Oh just because I love you Jessie, that's all."

Supervisor Smith: "I think it's possibly in order, Mike. We've had other newly appointed officials of the Town of Riverhead - stand up and take a bow - from Dog Enumerators on up. Meet our Fifth Sergeant, he's back there."

The newly appointed Sergeant stood up and was applauded.

James Reed, Aquebogue; "Mr. Supervisor, Members of the Board, I noticed in the resolution appointing Patrolman Grossman to Sergeant there was reference made with his moving into Town. Can you tell me is there a policy on this for Police Officers?"

Supervisor Smith: "Yes, Sir there is."

James Reed: "Then is that policy for the future? I know the Board tried to make it retroactive."

Supervisor Smith: "And it was subject to extensive litigation in that unique form that is known as arbitration. And the arbitrator's report - I can't recall the exact language - gives the residency requirement with reference to Police Officers, a prospective application and not a retrospective application."

James Reed: "But the policy for hiring in the future, is that you prefer or insist they live in the Township."

Supervisor Smith: "Yes, Sir."

I have before me a letter from Rudolph M. Kammerer, Commissioner of Public Works in response to our latest correspondence with reference to the intersection of Cross River Drive and Northville Turnpike. He writes to me in part:

In order to provide more positive traffic control and improve the safety characteristics, this department with your concurrence will install a temporary traffic signal at the intersection of County Road 105 - Cross River Drive with County Road 43 - Northville Turnpike to operate as a flashing signal, etc.

And asks me to sign the contract which says we will maintain the light once it is installed."

RESOLUTIONS - continuedAUTHORIZES SUPERVISOR TO EXECUTE CONTRACT WITH COUNTY OF SUFFOLK FOR MAINTENANCE OF TRAFFIC SIGNAL

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

RESOLVED, That the Supervisor of the Town of Riverhead be and is hereby authorized to execute a contract with the County of Suffolk for maintenance of traffic signals at the intersection of Cross River Drive - County Road 105 and Northville Turnpike - County Road 43.

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

The resolution was thereupon declared duly adopted.

Dr. Alfred Smith: "Allen, is that a traffic signal or just as a what?"

Supervisor Smith: "It's better than what's there at the moment. They are recommending a flasher at this particular point - the exact design of it. We have also instructed part of what Miss Peters is going to Albany on tomorrow is the General Town-Wide Lighting problem - call it a problem - it's good fortune, not necessarily a problem. And it deals with historic districts and the type of fixture and all the rest of that stuff, but part of the General Town-Wide Lighting thing we have instructed our engineers to investigate the possibility of lighting that intersection and lighting it rather well.

So they're going to be looking into that as part of the General Town-Wide Lighting thing, which is part of the public, a million seven hundred thousand dollars worth of Public Works Contracts that we have gotten."

William Nohejl, Wading River; "In reference to this resolution that you just passed, about this blinker light, I would have liked to make a comment before you had passed the resolution. Why settle for a blinker light? Why not go for the traffic light?"

Supervisor Smith: "We're after a traffic light. We've been after a traffic light. There's a traffic study that has been done after that last resolution Bill, and it talks of the installation of a blinker light to accustom people to the traffic control device at that location for the installation of a full-stop type of light."

Councilman Young: "It suggests that perhaps a stop light at the present time would cause more accidents than it would cure, because the people are accustomed to going by there so fast."

RESOLUTIONS - continued

Supervisor Smith: "The report invisions a change of the blinker light into a full-stop."

William Nohejl: "Now I'm willing to bring an instance in Wading River, which is just the opposite. Before the blinker light in Wading River, we were accustomed to stopping, then going. Then that traffic light was put up there and almost caused a tremendous amount of accidents because of the way that we were accustomed to doing it. I went through it two or three times and a number of other people did also. They said we never knew it was a traffic light there now. I think it works just the opposite way too."

Supervisor Smith: "Mr. Nohejl, if you would read the report to some degree, we have to rely upon traffic engineers and people of that type and read it and then if you wish to say more, I'll give you the opportunity to step forward."

William Nohejl: "Yes, because that is a very dangerous intersection, and I feel as though you're only settling half way for that."

PERSONAL APPEARANCES

Supervisor Smith: "All right. Read the report and see if that clears things up for you. Anybody else on general problems?"

We're not going to close the Town Board Meeting quite yet, we may be prepared to act on something that occurred earlier in the evening. Mr. Prusinowski, before you leave, I'd like to speak to you on another matter. Mr. Hartmann while I'm looking in this old file, did you want to speak?"

Robert Hartmann, Sound Avenue; "First thing I'd like to say is I come to a fair amount of Town Board Meetings, and I see people after people there leaning over - they can't reach the mike. It's too tall, it's too short. Why couldn't you have one fastened right to this here with a flexible job. It's so easy to suit everybody and they'll be heard very well. Plus it can still be slipped out if somebody wants to walk around. I did enough of that today.

I've heard a lot of comments about the airport. This thing has been going on for a long time, when there was no need for it to be going on a long time. We thought the matter was resolved years ago and it still keeps springing up. I don't intend to get into a long wrangle on anything. I just hear a lot of people coming up here and speaking for it and I don't want anybody to think that there isn't any opposition to it.

Many years ago, when we had a hearing on it and it was defeated, most all the residents and landowners in the area around it, signed petitions and voiced their objections

Robert Hartmann - continued

against the airport, and we have a petition at this time. I don't have it to present tonight, but most all of those people feel the same way about the same problem. Nothing has changed in their minds and the problem is still there, the same as it was before and I don't know why it dragged on so long.

I commend the Town Board now for finally taking some action and closing it down. No matter what any of these flyers may think of me or anyone else - I've heard property rights being discussed. Well believe me there is nobody in the Town of Riverhead that feels any stronger in their heart about property rights of anyone and that I mean sincerely.

I don't think anybody has a right to go tell somebody else what they're going to do, or what they're going to do with their property, unless what they want to do will have an effect on the property rights of others. Now when a man owns a piece of property, he acquires certain rights with that. He has a privilege of paying taxes on it. That goes without saying. But when he owns a piece of property, he inherits certain rights with that property. No more, no less than anybody else. No matter if he has ten square feet or ten square miles. Or if he owned it for fifty years or he owned it for fifty minutes. There is no differential there. Property rights is a universal thing for everybody. It's just the same as living and dying. That's the American way.

I wouldn't say the whole case, but most of the case — most of the case in a nutshell is that the proposed and past use of this so-called airpark was abusing the property rights of others. Now it was turned down by the Town Board and yet little by little over the years it cropped up again and continued. People there have just had enough of it. If it wasn't right then, I can't see where it's right now. Nothing has changed there. If anything changed, I think, I think it changed for the worse. So that's about all I want to say right now, but I think you're going to hear a lot more."

Supervisor Smith: "Thank you Mr. Hartmann. Is there anyone else?"

Ladies and gentlemen the Town Board appears to be in a position to make a decision with reference to the waiver of rules and regulations for the dedication of public highways in the Town of Riverhead, as the same is brought before the Town Board pursuant to said rules has been forwarded to the Highway Superintendent is recommending to the Town Board that the same be taken over in accordance with his letter dated September 20, 1977 which has been filed with the Town Clerk this evening."

RESOLUTION

ACCEPTS CERTAIN ROADS ON SUBDIVISION MAP - "TIMBER PARK"

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

WHEREAS, Prior to the Subdivision Regulations within the Town, a subdivision map was accepted for filing, known as "Timber Park", and that said subdivision has been sold to individual owners, and the subdivider no longer is available or responsible to either the Town or the purchasers and that, as a consequence, there exists a substantial safety hazard with reference to the roads shown on said subdivision, specifically that numerous school children are exposed to inordinate dangerous public traffic on Route 25, and that the school buses cannot be used upon the subdivision's road because of their poor condition, and

WHEREAS, This Board recognizes the problem caused by pre-existing subdivision is not isolated to Timber Park, and consistent with good planning this Board will continue to identify and accept such roads into the Town Highway System on an ordered selection by this Board, and

WHEREAS, The Timber Park Community has presented a plan of phased acceptance of the roads in Timber Park and the United States Navy has preliminarily agreed to discuss with the Town Board the use of certain lands contiguous with these roads for drainage purposes, and

WHEREAS, This Town Board by a resolution dated November 16, 1976 did attempt to accept the roads that are subject of this resolution into the Town Highway System, and as a result of that resolution, William Haugaard brought an action against the Town Board of the Town of Riverhead, and the Superintendent of Highways of the Town of Riverhead to nullify said action, and

WHEREAS, The aforesaid lawsuit resulted in a decision of Mr. Justice Thom, dated June 7, 1977, which refers in part to Subsection 8 of rules and regulations, wherein he makes reference to an application for a waiver, and

WHEREAS, The residents of Timber Park have submitted to the Town Board an application for a waiver as is provided for in Subsection 8 of the rules and regulations, for the dedication of Public Highways in the Town of Riverhead, and the same has been referred to the Town Highway Superintendent, and he has by letter, dated September 20, 1977 determined that the relief should be granted and has notified this Board of his decision indicating that relief as requested should be granted to a limited extent as set forth in his letter of September 20, 1977

NOW THEREFORE, BE IT RESOLVED, That this Town Board does hereby accept your dedication, those roads, shown on a certain file subdivision map, entitled "Timber Park", filed in the Office of the Clerk of Suffolk County, March 17, 1948 as File No. 1615, shown thereon as Sunnyline Road, Timber Drive, South Path, Oldstone Road, Penny Road, Wildwood Road, exclusive of the two cul-de-sacs shown at the east and west end of the Oldstone Road on the proviso that the acceptance

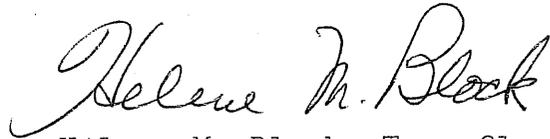
RESOLUTION - continued

of said roads will only require the grading of said roads to existing contours, the filling of potholes, and the clearing of snow from said roads at this time, and that said roads shall be maintained in the same manner as all other Highways in the Town of Riverhead in the future.

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 10:10 P.M., to meet on October 4, 1977 at 7:30 P.M.



Helene M. Block, Town Clerk

HMB/vlv