

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, October 19, 1976 at 7:30 P.M.

Present:

Allen M. Smith, Supervisor
George G. Young, Councilman
Francis E. Menendez, Councilman
John Lombardi, Councilman
Jessie Tomlinson, Councilman

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.

Supervisor Smith spoke on one preliminary matter relating to the Wading River Community Center. He stated he hoped that an alleged tactic to get the Senior Citizens to vote for the Community Center Substation was not true, and added that the Town needs the Community Center

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

BE IT RESOLVED, That the Minutes of the Meeting of the Town Board of the Town of Riverhead, held on October 5, 1976, and the Minutes of the Special Town Board Meeting, held on October 12, 1976, be approved as submitted.

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

The resolution was thereupon declared duly adopted.

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined the following bills submitted on Abstracts dated October 19, 1976:

General Repairs No. 1	\$ 3,922.38
Machinery No. 2	\$ 4,715.70
Miscellaneous No. 3	\$18,432.57

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

BE IT RESOLVED, That the following bills submitted on Abstracts dated October 19, 1976, be approved for payment:

General Repairs No. 1	\$ 3,922.38
Machinery No. 2	\$ 4,715.70
Miscellaneous No. 3	\$18,432.57

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

The resolution was thereupon declared duly adopted.

REPORTS

Police Department, month of September, 1976. Filed.

Recreation Department, month of September, 1976. Filed.

OPEN BID REPORT - TWO NEW HYDRAULIC SPREADERS

After being duly advertised the following bids for two new hydraulic spreaders for use of the Town of Riverhead Highway Department, were opened by the Town Clerk on October 18, 1976 at 11:00 A.M:

CAPITOL HIGHWAY MATERIALS, INC.
Route 6
Baldwin Place, New York 10505

Delivered Price of Two (2) New Hydraulic Spreaders: \$ 4,990.00
Above price include all parts & Labor for Installation on Highway Department Trucks.

Delivery Date: 3 weeks A/R/O

Filed.

TRIOUS, INC.
369 Duffy Avenue
Hicksville, New York 11802

Delivered Price of Two (2) New Hydraulic Spreaders: \$ 6,138.00 - Flink Model HD43
Above price to include all parts & Labor for Installation on Highway Department Trucks.

Delivery Date: 30-45 days A/R/O

Filed.

PETITION

22 signatures protesting deplorable situation at 414 East Main Street - Welfare Motel Complex.

Filed.

COMMUNICATIONS

96 communications signed by Wading River taxpayers urging the abandonment of the proposed substation.

Filed.

L.I. Cablevision Corp., dated 10/7/76 submitting memorandum from New York State Commission on Cable Television-Indication of Facilities of the plant serving Riverhead.

Filed.

Adelaide Fick, dated October 7, 1976, urging continued Police Protection and Ambulance Services.

Filed.

New York State Commission on Cable Television - Notice of Proposed Rulemaking issued October 4, 1976, in the matter of Pole attachments and related agreements involving cable television systems and public utilities.

Filed.

Secretary, Wading River Fire District, dated 10/13/76, advising that the Wading River Fire District elects to terminate the lease with the Town of the premise situated on the south side of North Wading River Road (known as the Wading River Community Center) and asking that the premises be vacated as of December 6, 1976.

Filed.

COMMUNICATIONS - continued

State of New York Public Service Commission submitting Notice on Public Hearings to be held on Care 27078 - LILCO - Gas rate increase - Nassau County Executive Building - Mineola, New York on Wednesday, November 3, 1976 at 1 P.M.

State Office Buidling, Hauppauge, New York, Thursday, November 4, 1976 at 10 A.M. Suffolk County Center, Riverhead, New York, Friday, November 5, 1976 at 10 A.M.

Supervisor Smith addressed Dr. Alfred Smith on another preliminary matter relating to the boat ramp at the Iron Pier stating as follows: "You and I have had and you and the Board have had a continued saga of the boat ramp. We've discussed in your capacity as representative of the citizens group up there, that putting in the boat ramp at this point in time when the only fishing left is some black fishing and bass fishing might be counter productive and then it would be altered during the Spring. So we are pretty much agreed to do it in the Spring and let the permit last through that period of time."

PERSONAL APPEARANCES

Marie Hoff: "In reference to the letter which you recieved from Wading River Fire Commissioners, I do hope that it's not the kind of threat that it may appear to be and since a referendum is mandated in this matter, I'm hoping that when the vote is in, the Commissioners will read what the people have to say from that vote. If the proposal is turned down that they will proceed in a fashion which is appropriate for people who are our Fire Commissioners and Trustees of our property."

Supervisor Smith asked if anyone else wished to speak and the following responded.

Unidentified man asked Supervisor Smith to explain a letter from the Fire District relating to the Community Center.

Supervisor Smith replied "There is a facility known commonly as the Wading River Community Center which is actually in Wildwood Hills on North Wading River Road on the south side. It is a facility that for some period of years has been used by the Town of Riverhead and the citizens of that area. As a Community Center, they vote there, they have meetings there, etc., etc., and it is managed under a lease agreement by the Recreation Department. It is proposed or has been proposed by the Board of Fire Commissioners of the Wading River Fire District that a substation be built at that location at the old school house. I believe it should be removed and a new substation for the Wading River Fire District be created at that location. It was proposed so many months ago that the Town lease a second floor Community Room for similar uses to that which currently exist and we have said yes we are interested in that. A proposed lease to that effect was sent to the Commissioners but rejected by them and what it comes down to right now is, there is a referendum by the citizens of the Wading River Fire District to determine whether or not the substation will go forward. Unfortunately, it doesn't alter the letter which we have gotten that says you can't use it anymore, as of December 6, 1976."

PERSONAL APPEARANCES - continued

Ray Mauro, P.B.A. Counsel, Shoreham, "We've been serving as Labor Counsel to the Police Department for the last year, it was with a little bit of a surprise that I heard that there's going to be or proposed to be some five to ten lay-offs of Town Police. I sat back in my chair when I first heard about it and shook my head. I certainly recognize lay-offs as a problem. New York City lost a considerable amount of their police force during last year. City of Long Beach lost a considerable amount of its police force, and City of New Rochelle.

In each instance, incidentally, it was said they were cutting people from the top to put more men on the street. In each instance there have been consistent accounts of both fire and police, accounts of incidents of citizens being killed, property being destroyed, stolen, mutilated all primarily because of the fact there are no men in the street but now we hear about the Town of Riverhead. We went through the negotiating process, we went through the fact finding process and at least on one occasion Mr. Ganim, the individual from Buffalo, made the statement, "Well fellows if we do win we're just going to have lay-offs here."

Now I see this is something that's terribly unfair to Labor. Well that's one thing I'm used to playing by all the rules and by some of the rules that may be off the table. But I think it's terribly unfair to the citizens of the Community of this Town to be even considering laying off police. During the fact finding hearing which basically said that police officers in the Town of Riverhead should earn approximately the same salary as a police officer within the County of Suffolk working one of the problems - crime areas.

Some of us may have read this recent article that came out in Newsday indicating that Riverhead tops the east end in crimes per capita. Also it should be considered that during the fact finding proceedings I think we successfully proved to the fact finder to go off in another tangent wasn't just another fact finder. He was the Regional Director of the Public Employment Relations Board, who recognized that this was a sensitive problem. That Riverhead is a sensitive area.

I think we justified to him the very simple fact that Riverhead including the Suffolk County Police District which is the area policed by Suffolk County has the second highest amount of crime in all the indexed areas in the entire area of Suffolk. It is the second busiest department within the County in numbers on per capita activity. It is the busiest and this is what Mr. Applewait used to justify the fact finder. He used that to justify the fact that although they should be compensated at the same rate as Suffolk County they're going to have to work more days which they do and have historically done. This is even though, you're talking about lay-offs, even though your Chief of Police sat here in this room and testified and cross examined during those hearings that this department is at this time before speaking about lay-offs some ten to fifteen men short. Ten to fifteen men short!

Now you have situations I assume you all know, that I think border on neglect where you have three people on the street during a midnight tour for this entire Town. It is physically impossible for three men to police this Town. You're talking about cutting it back further. You're talking about cutting back protection of people in this room.

PERSONAL APPEARANCES - continued

I wonder if you're going to answer the person who comes up to this microphone some day and says that because of a failure to respond to an emergency call a child suffocated, an individual died of a heart attack, or a store was robbed, or some body God forbid was murdered, or mugged, or raped because of the fact that there is no one to respond.

If you cannot afford a Police Department than do away with it and bring in the Suffolk County Police. It's that simple. You know full well that we proved this to the fact finder and we'll prove it to the arbitrator that on a budget basis you individuals save the taxpayers of this Town by underpaying the police fifty cents on the dollar. It costs approximately one half in Police tax rate, what it would cost to bring the County in. We proved it to the Regional Director of PERB we'll prove it to an arbitrator. But you're being totally arbitrary in saying we're gonna play a negotiating game by cutting back men. You're talking about cutting back men that's five men - ten men. You're talking about the several thousand residents of this Town and I understand that you did make an addition to many of your public statements, Mr. Smith, concerning lay-offs, indicating that it was in negotiations. And where you did say you'll sit down and you'll negotiate. The P.B.A. has unanimously voted to reject any type of negotiations concerning this and to go ahead to arbitrations. You did make the statement you would listen to your public. I have here the signatures of 3,681 residents (filed with the Town Clerk) of this Town, voting residents, of this Town. All above the age of 18 that I'd like you to peruse pleading with you to save the Riverhead Police Department. You should not be talking about cutting the department, you should be talking about expanding it."

Supervisor Smith: "If you read what's proposed, you realize the number of men on the street is not being cut back one man. That what we're talking about, Ray, you've gotten on your soap box I'm gonna get on mine, is taking five guys with guns and taking them out from behind that telephone and microphone and placing civilians in their place as is done in the other east end departments, and you know it. We're talking about adding this protection that we're making, about giving your police officers that salary that was recommended by Mr. Applewait and that's what necessitates economies in other areas.

We're planning to pay your men the dough should arbitration say we have to because I think in part your firm has argued that it has been unreasonable for the Nassau County People not to have planned the budget that way so we're taking your advice and we're planning that way. And you talk about bringing Suffolk County in here. If Federal Revenue Sharing doesn't come in amounts sufficient to cover Nos. 6 through 10 you're going to have Suffolk County in here, because we're paying for these Seventh Squad Detectives and we're gonna bring them here and take those four guys that are detectives and we're gonna put them back out on the beat - so there isn't any reduction in force.

PERSONAL APPEARANCES - continued

Now there's one last thing. We've been trying to do some good things in other areas in this Town, such as drainage, and a few parks and a few other things that haven't been done in past years because what we've been doing is paying police salaries - to keep those five guys that are Nos. 6 through 10 on. We're gonna probably use up all of Federal Revenue Sharing for salaries and we're prepared to do that. And we're trying to fix some drainage and we're trying to do some other things that need doing around here. This is not the bottomless pit. I think the comment of your fact finder that this place has to go broke before the ability to pay is proved to have a limit is inane and I'm not going down that particular road."

Mr. Mauro: "You read a different report than I read. But as far as police protection is concerned I'm sure the P.B.A would be willing to sit down with you if you're willing to listen, to look at the charts, to show where the police protection would be lacking. They've had times when the men on the desk had to move from the desk onto the street because of the lack of police protection and you cannot put a signal monitor on the street to protect the citizens of this Town. It's that simple. And it's that critical when you are down to three men."

Supervisor Smith: "We disagree."

Frances Vitollo, President, Wildwood Acres Association, "Our Association represents a Community of 300 families. At our meeting on October 9th, there was an expression of complete disapproval of the proposed Wildwood Fire Substation. It was the feeling of our members that if a substation is necessary it should be a single purpose facility, and the present Community Center should be returned to the Town for the Recreation Department Management. Because this Board may be involved with the lease negotiations with the Fire Commissioners, we thought you should know of the negative reaction of our community."

Supervisor Smith replied "Other people have spoke of this at the past meeting and we understand."

Bill Vitollo Wading River Fire Department, "I'm a member of the Wading River Fire Department. I know a lot of people are against that substation. We need a substation in Wading River, people are telling us to put it up by Hulse's Landing or Sound Avenue. We went for land - we can't find land. Me as a member, I'm not for the substation to where they want it. But we need a substation. If anyone wants to stop down there and see what our trucks look like you've got to open the door to get around the trucks of the firehouse. We need the room that's all. If you people can find us land somewhere else on Hulse's Landing or Sound Avenue we are willing to go for it."

At this time Supervisor Smith recessed the meeting to hold a Public Hearing.

PUBLIC HEARING - 8:00 P.M.

The Town Clerk submitted affidavits of publishing and posting Public Notice calling Public Hearing for October 19, 1976 at 8:30 P.M., on Local Law No. 8-Amending Local Law No. 2-Chapter 101 "Vehicles and Traffic", Article V, "Parking, Standing and Stopping, Section 101-10 "Parking Prohibited". That following be deleted: Mill Road - Both sides - Between a point 100 feet northerly and a point 100 feet southerly of County Road No. 58.

The affidavits were ordered to be placed on file.

Thereupon Supervisor Smith declared the Hearing open and asked if anyone wished to be heard.

No one wishing to be heard and no communications having been received thereto, Supervisor Smith declared the Hearing closed at 8:02, and re-opened the Meeting.

PERSONAL APPEARANCES - continued

Robert Pekar: "In reference to parking, in July or late June, it was discussed at one of the meetings here, I'll call it the A & P Shopping Center, the fire zones, the no parking and so forth. It was said then, that the Town Board would look into what the police could do about prohibiting parking in the fire zones. Nothing has been done. I remember the gentlemen, representing the concern there, said that they weren't going to do any changes to the facility until after the 4th of July. They haven't done anything up to now."

Supervisor Smith: "We're looking forward to them doing those things that are provided for in their special permit, which I give you, have not been done, such as the one-way thing and the landscaping that is called for there. Quite frankly, what we have to do is hold a hearing on it to incorporate it into the ordinance which we have not done in part, because those islands have to be put in. If it's not going to be done through the spring, we'll probably hold the hearing, sometime in the foreseeable future. Let's put it that way."

Barbara Gallo, Broad Avenue, Aqueobogue, "At the last meeting you kept mentioning \$ 190,000 for the five policemen and you said you didn't know what the increase and the assessed valuation is. Do you know now? You said then, you would find out?"

Supervisor Smith: "Give me your figures again. You want me to assume."

Mrs. Gallo: "You said at the last meeting, you were going to notify the man right there. You were gonna tell him what the increase per assessed valuation is for that \$ 190,000 that you kept stressing all night long. Now what is it?"

Supervisor Smith: "You're not talking about..."

Mrs. Gallo: "The five patrolmen..."

Supervisor Smith: "I think you got your figures wrong. You're talking about the \$ 133,000 --- The reason..."

Mrs. Gallo: "I just want to know what the increase is, that's all."

Supervisor Smith: "You want me to deal with an increase. The reason I don't answer the question at this moment, is because you want me to give you figures and increases, before the budget hearing, before the final figures are settled. For me to tell you what those figures will be we have to make up our minds whether the \$ 133,000 will remain in Revenue Sharing. If it comes out of Revenue Sharing and gets put into the budget, it results in a figure. If the other five police officers, that's police officers Nos. 6- through 10, if the police officers 1 through 5 come back in, that will result in an additional expense of approximately \$ 1,000,000."

PERSONAL APPEARANCES - continued

Now what is not settled at this point and hopefully will be settled by the budget hearing, which will occur on November 3rd, is the CSEA Negotiations for next year. The figures that you see in the budget that is currently proposed and will be the subject of the hearing on November 3rd are probably not the figures that will finally be held. You want precise answers as to how much the increase will be. You can't deal in abstraction. That's what I'm telling you. If you want precise answers on how each one of those rates will be affected per 100 of valuation, when we reach that hearing on November 3rd that's when I can give you those figures and hopefully I will have the CSEA Negotiations settled by that time."

Mrs. Gallo: "You will have that November 3rd."

Supervisor Smith: "That's a budget hearing. That's what a budget hearing is for."

William Rowe, 119 Sound Avenue, Baiting Hollow; "You were going to call me on the phone with those figures. Now you can't give them tonight."

Supervisor Smith: "I had hoped quite frankly, Sir, that I would have been able to wrap up negotiations with the CSEA on the 12th, which was prior to this meeting."

William Rowe: "With all your confusing talk up there, if a person has a house worth \$20,000 or if a person has a house worth \$50,000 and he's got so much tax on each place, whatever it may be, what is it going to cost for these men to stay? I live in Baiting Hollow. I'm way out of Town and have a half a dozen kids: Mr. Mauro talks about kids suffocating. I have to think about the fact that I'm way out of Town and it takes a man a while to get up there and get back down to the hospital. I don't think you're considering the well-being of the public. I'm sorry, but that's the way I feel."

Supervisor Smith: "You are entitled to that opinion, Sir."

William Rowe: "I still can't get a figure!"

Supervisor Smith: "Come to the budget meeting on November 3rd."

William Rowe: "You can't take a stab at a \$20,000 house or a \$50,000 house? Is it going to cost me \$7.00 a year, is it going to cost me \$50.00 or \$3.00 or what! If it's a \$100 it's well worth it to me. I don't know how the other people feel, but it's well worth it. I'm not getting an answer that we can understand, at least, that I can understand with your Revenue Sharing etc."

Supervisor Smith: "This, Sir is a topic for the budget hearing. You say that you are ready to pay \$100 additional in town taxes next year?"

William Rowe: "I'm not ready, but I'll scrape it up somehow!"

Supervisor Smith: "Now there are other people that do not necessarily concur with you. The place to discuss that matter is at the Hearing on November 3rd at 8:00 P.M."

PERSONAL APPEARANCES - continued

William Rowe: "Is it possible that it will be too late then?"

Supervisor Smith: "No. The budget must be adopted and passed by November 15th, and that's when it becomes too late."

William Rowe: "I hope for the best - I care for my family."

RESOLUTIONS

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

RESOLVED, That Highways bills submitted on abstract dated October 19, 1976 as follows:

Machinery Item 3: Gar Wood-New York Truck Equipment, Inc., bills dated October 6, 1976 totalling \$804.40; Municipal Machinery Co., Inc., bills dated September 30 and October 5, 1976 totalling \$1,623.29; and Riverhead Brake Service, bill dated October 4, 1976 for \$815.71; be and the same are hereby approved for payment.

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

The resolution was thereupon declared duly adopted.

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

BE IT RESOLVED, That the bid for the purchase of Two (2) New Hydraulic Spreaders for use of the Town of Riverhead Highway Department, be and is hereby awarded to CAPITOL HIGHWAY MATERIALS, INC., Route 6, Baldwin Place, New York 10505, at a cost of \$4,990.00, subject to its bid and specification form filed in the office of the Town Clerk, and

FURTHER RESOLVED, That the acceptance of said bid is subject to the approval of the Suffolk County Superintendent of Highways/Suffolk County Commissioner of Public Works.

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

The resolution was thereupon declared duly adopted.

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

WHEREAS, Doris Edwards was previously appointed as Probationary Clerk effective April 19, 1976, and

WHEREAS, she has satisfactorily completed her six months probationary period, now

THEREFORE BE IT RESOLVED, That Doris Edwards be and is hereby appointed Clerk in the Assessor's Office on a permanent basis, effective October 19, 1976, to be compensated at the rate of \$6,336 per annum and payable bi-weekly.

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

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

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

RESOLVED, That due to the fact that Election Day falls on the same day as the regularly scheduled Town Board Meeting, that the first November Meeting of the Riverhead Town Board be held on Wednesday, November 3rd, 1976 at 7:30 P.M., and

BE IT FURTHER RESOLVED, That the Town Clerk is hereby authorized to publish Notice of the aforesaid meeting in the News-Review, and to post a copy of the same on the signboard maintained by the Town Clerk.

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

The resolution was thereupon declared duly adopted.

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

RESOLUTION OF TOWN BOARD
APPROVING
PRELIMINARY BUDGET AND
CALLING PUBLIC HEARING THEREON

RESOLVED, That this Town Board does hereby prepare and approve as the preliminary budget of this Town for the fiscal year beginning on the 1st day of January, 1977, the itemized statement of estimated revenues and expenditures hereto attached and made a part of this resolution, and be it

FURTHER RESOLVED, That such preliminary budget shall be filed in the Office of the Town Clerk where it shall be available for inspection by any interested person at all reasonable hours, and be it

FURTHER RESOLVED, That this Board shall meet at 8:00 o'clock P.M., on the 3rd day of November, 1976, for the purpose of holding a public hearing upon such preliminary budget, and be it

FURTHER RESOLVED, That the Town Clerk give notice of such public hearing in the manner provided in Section 108 of the Town Law, and that such notice be published and posted in substantially the following form:

NOTICE OF HEARING UPON PRELIMINARY BUDGET

NOTICE is hereby given that the preliminary budget of the Town of Riverhead, for the fiscal year beginning January 1st, 1977, has been completed and filed in the Office of the Town Clerk, at the Town Hall, 200 Howell Avenue, Riverhead, New York, where it is available for inspection by any interested person at all reasonable hours.

FURTHER NOTICE is hereby given that the Town Board of the Town of Riverhead will meet and review said preliminary budget and hold a public hearing thereon, at the Town Hall at 8:00 o'clock P.M., on the 3rd day of November, 1976, and that at such hearing any person may be heard in favor of or against the preliminary budget as compiled or for or against any item of items therein contained.

Pursuant to Section 108 of the Town Law, the proposed salaries of the following town officers are hereby specified as follows:

Supervisor	\$23,000.00
4 Councilmen (each)	\$ 8,855.00
Town Clerk	\$18,000.00
Superintendent of Highways	\$18,000.00

BE IT FURTHER RESOLVED, That such notice shall be published twice in the NEWS-REVIEW, the official newspaper of the Town of Riverhead, the first publication to be on the 21st day of October, 1976,

RESOLUTIONS - continued

and the second publication on any day subsequent thereto and before the day of such hearing.

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

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by the entire Town Board and unanimously adopted.

PROCLAMATION

WHEREAS, the five Eastern Towns and parts of Brookhaven are now served by the East End Arts and Humanities Council, and

WHEREAS, this Town Board recognizes the huge and demanding task that is performed by the corps of hardworking volunteers, and

WHEREAS, this Town Board recognizes that the Council provides this Township with a sorely needed source of information and knowledge concerning the arts and humanities, including, but not limited to exhibits, films, music, theatre, and workshops/lectures, and

WHEREAS, recognizing the need for further volunteers and/or contributions, and recognizing the efforts of this group, present and in the past,

NOW, THEREFORE, be it

RESOLVED, that the week of October 25, 1976, be and hereby is, proclaimed East End Arts and Humanities Council Week.

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

Resolution Calling Public Hearing to Create T.O. "Licensing of Pawnbrokers" to be Adopted as Chapter 72 of the Code of the Town of Riverhead, New York,

BE IT RESOLVED, that the Town Clerk be and hereby is authorized and directed to publish the following notice of Public Hearing:

PLEASE TAKE NOTICE, that a Public Hearing will be held on November 3, 1976 at 8:45 P.M., at the Town Hall, Town of Riverhead, 200 Howell Avenue, Riverhead, New York on the following proposed Ordinance:

"CHAPTER 72 - PAWNBROKERS"

72-1 LEGISLATIVE INTENT.

By adoption of this Chapter the Town Board of the Town of Riverhead declares its intent in so doing to be the regulate control and the activities of pawnbrokers, in accordance with the Authority set out in Article 5 of the General Business Law of the State of New York. Said Article shall govern the conduct of such business.

72-2 DEFINITION

The word "pawnbroker" contained in this section shall be construed so as to include any person, partnership, or corporation: (1) loaning money on deposit or pledge of personal property, other than securities of printed evidences of indebtedness; of (2) dealing in the purchasing of personal property on condition of selling back at a stipulated price; or (3) designated or doing business as furniture storage warehouseman, and loaning and advancing money upon goods, wares or merchandise pledged or deposited as collateral security.

RESOLUTIONS - continued

72-3 LICENSE REQUIRED

No person, corporation, partnership or firm shall carry on the business of a pawnbroker, within the Township of Riverhead, without obtaining a license therefore as hereinafter provided.

72-4 ELIGIBILITY FOR LICENSE

Any person, unless otherwise prohibited by law, producing satisfactory evidence of their good character.

72-5 ISSUANCE AND EXPIRATION OF LICENSES.

The Town Clerk may from time to time grant, under his hand and the official seal of his office, to such citizens as he shall deem proper and who shall produce to him satisfactory evidence of their good character, a license authorizing such citizen to carry on the business of a pawnbroker, which license shall designate the house in which such person shall carry on said business, and no person, corporation, partnership or firm shall carry on the business of a pawnbroker without being duly licensed, nor in any other house than the one designated in said license, under a penalty of one hundred dollars for each day he or they shall exercise or carry on said business without such license or at any other house than the one so designated. Any person receiving such license shall pay therefore the sum of two hundred fifty dollars yearly, and every such license shall expire one year from the date thereof, and may be renewed on application to the Town Clerk each and every year on payment of the same sum and upon performance of the other conditions herein contained. Every person so licensed shall, at the time of receiving such license, file with the Town Clerk a bond to the local authorities, to be executed by the person so licensed and by two responsible sureties, in the penal sum of ten thousand dollars, to be approved by such Town Clerk, which bond shall be conditioned for the faithful performance of the duties and obligations pertaining to the business so licensed, and the Town Clerk shall have full power and authority to revoke such license for cause.

72-6 CONDUCT OF BUSINESS.

Every pawnbroker shall conduct his business in conformity with Article 5 of the General Business Law of the State of New York.

ANY PERSON DESIRING TO BE HEARD ON THE PROPOSED ORDINANCE SHOULD APPEAR AT THE TIME AND PLACE SPECIFIED.

Dated: October 19, 1976

BY ORDER OF THE TOWN BOARD, TOWN OF RIVERHEAD, NEW YORK
HELENE M. BLOCK, TOWN CLERK

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes. The resolution was thereupon declared duly adopted.

Mr. Nohejl: "I want to know what the status of the Wading River Shopping Center is?"

Supervisor Smith: "We have a resolution on it tonight. We've gotten revised site plans in accordance with the recommendations of the citizens committee, etc. If you like to see them, we can take a short break in a moment before we come to that resolution."

RESOLUTIONS - continued

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

WHEREAS, this Town Board had on August 20, 1976, previously approved a site plan for the construction of a shopping center, entitled Wading River Shopping Plaza, and

WHEREAS, the applicant has filed on October 12, 1976, a further site plan with the proposed additional building with the dimensions of 4,000 square feet.

NOW, THEREFORE, be it

RESOLVED, that the Town Board having reviewed the plans, with the additional building included to the site plan, filed October 12, 1976, is hereby approved, subject to the Town Board having full and complete authority to further condition any building with reference to the following topics: garbage, disposal, archways, and walks.

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

The resolution was thereupon declared duly adopted.

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

WHEREAS, a Special Permit Application for a non-nuisance industry by Carol Sowinski at Edgar Avenue, Aquebogue, New York, was filed on August 3, 1976, and a Hearing was held by the Planning Board on September 2, 1976, and

WHEREAS, upon recommendation of the Planning Board, a Hearing was held by the Town Board of the Town of Riverhead on October 5, 1976,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Riverhead grants the Special Permit Application of Carol Sowinski for a non-nuisance industry per Article 12, Industrial B District, Chapter 108, Section 108-48, Paragraph B-2, at Edgar Avenue, Aquebogue, New York, in accordance with the application filed with this Board and statements made by counsel and the applicant at Public Hearings and on the condition and stipulation that there is no outside storage of any materials of any description.

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

The resolution was thereupon declared duly adopted.

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

WHEREAS, a Special Permit Application for a gas service station and repair shop by Donald Fioto at Marcy Avenue and West Main Street, Riverhead, New York, was filed on August 3, 1976, and a Hearing was held by the Planning Board on September 2, 1976, and

WHEREAS, upon recommendation of the Planning Board, a Hearing was held by the Town Board of the Town of Riverhead on October 5, 1976,

NOW, THEREFORE, be it

RESOLVED, that the Special Permit Application of Donald Fioto to operate a gas service station and repair shop per Article 12, Industrial B District, Chapter 108, Section 108-48, Paragraph B-6, be granted on the condition that no more than two (2) motor vehicles shall be permitted to stand outside the confines of the garage building during night time hours and no such vehicle shall remain stored outside for more than seven consecutive days pursuant to the application filed with this Board and the statements made by the applicant and his counsel before this Board.

RESOLUTIONS - continued

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

The resolution was thereupon declared duly adopted.

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

RESOLVED, that the Town Clerk be, and she hereby is, authorized and directed to publish the following notice of Public Hearing:

PUBLIC NOTICE

PLEASE TAKE NOTICE that, on the 16th day of November, 1976, at 8:30 P.M. o'clock, a public hearing will be held before the Town Board of the Town of Riverhead, at the Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons in connection with Chapter 51 - GAMES OF CHANCE of the Code of the Town of Riverhead, as follows:

With respect to Chapter 51 GAMES OF CHANCE

The Town of Riverhead hereby declares that the raising of funds for the promotion of bona fide charitable, educational, scientific, health, religious, and patriotic causes is in the public interest and would thereby benefit all the residents of the Town of Riverhead.

The conducting of games of chance in the past, while also being illegal, was subject to exploitation by professional gamblers as well as by the undesirable elements of organized crime.

It is hoped that this Chapter of the Code of the Town of Riverhead will allow the bona fide authorized organization to raise funds in order that they may continue and expand their community service while at the same time insuring that the funds so raised will not be exploited and used for other purposes.

The Town of Riverhead hereby declares that the raising of funds for the promotion of bona fide charitable, educational, scientific, health, religious, and patriotic causes is in the public interest and would thereby benefit all the residents of the Town of Riverhead.

The conducting of games of chance in the past, while also being illegal, was subject to exploitation by professional gamblers as well as by the undesirable elements of organized crime.

It is hoped that this Chapter of the Code of the Town of Riverhead will allow the bona fide authorized organization to raise funds in order that they may continue and expand their community service while at the same time insuring that the funds so raised will not be exploited and used for other purposes.

- A. Town - shall mean the Town of Riverhead.
- B. Board - shall mean the New York State Racing and Wagering Board.
- C. Games of Chance - shall mean and include specific games of chance, in which prizes are awarded on the basis of a designated winning number or numbers, color or colors, symbol or symbols determined by chance, but not including games commonly known as "Bingo" or "Lotto" and also not including "slot machines", "bookmaking" and "policy" or "numbers games" as defined in Section 225.00 of the New York State Penal Law. No game of chance shall involve wagering of money by one player against another.

RESOLUTIONS - continued

- D. Authorized Organization - shall mean and include any bona fide religious or charitable organization or bona fide educational or service organization or bona fide organization of veterans or volunteer firemen which shall have as a dominant purpose one or more of the lawful purposes as defined in this chapter. Such organization shall be in existence and operating for this lawful purpose for a period of at least three (3) years immediately prior to applying for a license under this chapter. No political party shall be seen as an authorized organization.
- E. Lawful Purpose - shall mean and include one or more of the following purposes or causes:
- (1) shall benefit needy and deserving persons, in allowing for their religious or educational advancement, or relieving them from disease or distress or by aiding their physical well-being or by helping them to establish themselves as worthy and useful citizens or by enhancing their loyalty to the governments;
 - (2) those which shall initiate, perform or foster worthy public works or shall enable or further the erection or maintenance of public structures; and
 - (3) those which shall otherwise lessen the burdens borne by government or which are voluntarily undertaken by an authorized organization to augment or supplement service which government would normally render to the people.
- F. Authorized Games of Chance hall lessor - shall mean an authorized organization which has been granted a lessor's license pursuant to this chapter to lease a hall in which games of chance are to be conducted.
- G. Prize - shall mean a sum of money or item of merchandise or service which is awarded to one who wins a game of chance, and where those who do not win surrender their currency, at the conclusion of a single operation of a game of chance. No prize for any one participant in any one operation of such games of chance shall exceed one hundred (\$100) dollars. If a prize is awarded based on odds, only that portion in excess of the winning wager made shall be considered the prize. If merchandise or services are awarded as the prize, the value shall be seen as the actual cost of the merchandise or service.
- H. Authorized supplier of Games of Chance equipment - shall mean any person, firm, partnership or organization licensed by the board to sell or lease games of chance equipment or paraphernalia which meet the specifications and regulations established by the board. Nothing in this chapter shall prevent an authorized organization from purchasing common articles, such as cards and dice, from normal sources of supply of such articles or from constructing equipment and paraphernalia for games of chance for its own use. However, no such equipment or paraphernalia, constructed by an authorized organization shall be sold or leased to any other authorized organization, without the written authorization of the board.
- I. License period - shall mean the conduction of any type of game of chance on any one occasion which shall not exceed the period of six (6) consecutive hours. No series of prizes on any one license period shall exceed the sum of One thousand (\$1,000) dollars.

RESOLUTIONS - continued

J. Clerk - shall mean the Town Clerk of the Town of Riverhead .

Section 51-3 LICENSE APPLICATION

A. To conduct games of chance.

- (1) Each applicant shall file with the Clerk a written application, on a form to be supplied by the Clerk, duly executed and verified which shall contain the following information:
 - (a) the identification number issued to the applicant by the state racing and wagering board;
 - (b) the name and address of the applicant together with sufficient facts relating to the organization to enable the Clerk to determine whether or not the applicant is a bona fide organization;
 - (c) the date on which the applicant organization was incorporated or came into being;
 - (d) the names and resident addresses of its officers; the place or places where, the date or dates and the time or times when the applicant intends to conduct the games of chance;
 - (e) the amount of rent to be paid, or other consideration to be given directly or indirectly for each occasion for the use of the premises or hall of another authorized organization licensed under the provisions of this chapter to conduct games of chance or for the use of the premises or hall of an authorized games of chance hall lessor;
 - (f) all other items of expense intended to be incurred or paid in connection with the holding, operating and conducting of such games of chance and the names and addresses of the persons to whom, and the purposes for which they are to be paid;
 - (g) the purpose to which the entire net proceeds of such games of chance are to be devoted and in what manner; and
 - (h) a statement that no commission, salary, compensation, reward or recompense will be paid to any person for conducting such games of chance or for assisting therein except or otherwise provided by this chapter.
- (2) Each application shall designate not less than four (4) active and bona fide members of the applicant organization under whom the games are to be conducted and shall have attached to it a statement duly executed and verified by the members so designated, that they will be responsible for the manner in which the games are conducted with the terms of the license and any rules or regulations that may or may not be placed in effect by the board.

B. Authorized games of chance hall lessor.

- (1) Each applicant shall file with the Clerk a written application, on a form to be supplied by the Clerk, duly executed and verified which shall contain the following information:

RESOLUTIONS - continued

- (a) name and address of the applicant;
 - (b) designation and address of the premises or hall intended to be covered by the license sought and the owner thereof;
 - (c) a statement that the applicant in all respects is qualified as an "authorized organization" as defined by this chapter; and
 - (d) the proposed rent for one occasion.
- C. License application fee.

The fee for the filing of an application to obtain a license to conduct games of chance or to be an authorized games of chance hall lessor shall be twenty-five (\$25.00) dollars.

Section 51-4 APPLICATION INVESTIGATION.

- A. License to conduct games of chance.
- The Clerk shall make an investigation of the qualification of each applicant and the merits of each application. Such investigation shall include but shall not be limited to the following:

- (1) That the applicant is duly qualified and that all statements made on the applications are accurate.
- (2) That the members named in the application are in fact bona fide members of the organization.
 - (a) That they are of good moral character, and
 - (b) That they have not been convicted of a crime.
- (3) That it appears that the applicant is capable of conducting such games of chance in accordance with this chapter and that the proceeds will be used solely in accordance with this chapter.

- B. License for authorized games of chance hall lessor.
- The Clerk shall make an investigation of the qualifications of each applicant and the merits of each application. Such investigation shall include, but shall not be limited to the following:
- (1) Is the applicant an authorized organization to conduct games of chance;
 - (2) That the issuance of such a license is in the public interest;
 - (3) That the organization that is to use the premises or hall is a duly licensed authorized organization;
 - (4) That the funds received from the leasing shall be used for the lawful purpose of the organization;
 - (5) That it appears that the applicant is capable of conducting such games of chance in accordance with this chapter and that the proceeds will be used solely in accordance with this chapter.

Section 51-5 LICENSE FEES AND DURATION.

- A. License to conduct games of chance.
- The license fee shall be twenty-five (\$25.00) dollars for each license period.
- B. License as authorized games of chance hall lessor.
- The license fee shall be fifty (\$50.00) dollars for each license period that a duly licensed authorized organization leases the premises or hall. The license issued pursuant to this section shall be for one occasion only.
- C. No license issued pursuant to this chapter shall be effective for a period of time exceeding one (1) year.

RESOLUTIONS - continued

Section 51-6 TRANSFER OF FUNDS.

On or before the thirtieth (30th) day of each month, the Clerk shall transmit to the State Comptroller a sum equal to fifty percent (50%) of all authorized games of chance hall lessors license fees, and the sum of fifteen (\$15.00) dollars per license period for the conduct of games of chance collected by the Clerk during the preceeding month.

Section 51-7 DISPLAY OF LICENSE.

A. License to conduct games of chance.

Each license shall contain the name of the licensee, the address of the licensee, the names and addresses of the members under whom the games are to be conducted, the place and time when the games are to be conducted, the purpose the funds raised will be used for, that the net prize winning will not exceed the legal limit and what other items that may be required by the board.

Said license shall be conspicuously displayed at the place where the game is to be conducted at all times during the conduct thereof.

B. License to lease premises or hall.

The license shall contain the name and address of the authorized organization games of chance hall lessor, the address of the premises or hall to be leased, the permissible rent and any and all rules and regulations as may be stated by the board.

Said license shall be conspicuously displayed at the place where the game is to be conducted at all times during the conduct thereof.

Section 51-8 RESTRICTIONS ON CONDUCTING GAMES OF CHANCE.

A. No person or organization shall conduct games of chance or lease premises allowing them to be conducted unless first obtaining a license from the Clerk to do so.

B. Any rent charged for the leasing of a hall or premises to conduct games of chance shall be an absolute figure and may not be based on a percentage (%) rate of the total revenue.

C. Equipment if leased must be leased from an authorized dealer licensed by the board or from another authorized organization with the approval of the board.

D. The entire net proceeds received from the conduct of the games must be used for the lawful purposes of the authorized organization.

E. No single prize can exceed the amount of or value of one hundred (\$100.00) dollars.

F. No wager can exceed the amount of or value of ten (\$10.00) dollars.

G. No series of prizes on any one license period shall exceed the amount of or value of one thousand (\$1,000.00) dollars.

H. No person but a member of the authorized organization conducting the games, or its recognized auxiliary organization, shall participate in the management or operation of said games, nor shall any person be paid for providing this service.

I. No games of chance shall be conducted by an authorized organization more than twelve (12) times in a calendar year.

J. No games of chance shall be conducted except between the hours of noon and midnight, Monday through Thursday, and between the hours of noon Friday and Saturday to two (2) A.M. Saturday and Sunday. Games of chance will not be allowed to be held at any other times.

RESOLUTIONS - continued

- K. Subject to the provisions of the Alcoholic Beverage Control Law, beer may be offered for sale during the conduct of the games, but the offering of all other alcoholic beverages is prohibited.
- L. No person under the age of eighteen (18) years shall be allowed to participate in the games, take part in the management of the games nor be allowed on the premises during the conduct of the games.
- M. Not more than two (\$2.00) dollars shall be charged by any license for admission.
- N. Every winner and every prize shall be determined and awarded, as well as delivered, within the same calendar day as the game was conducted.
- O. No alcoholic beverage of any kind shall be awarded as a prize in any game of chance.
- P. No game of chance shall be advertised as to its location, except that one sign, in accordance with Ordinance 26 of the Town of Riverhead, may be displayed on the premises owned or occupied by a licensed authorized organization, and when an organization is licensed to conduct games of chance on premises of an authorized games of chance lessor, one additional such sign may be displayed on the premises in which the games are to be conducted.

Section 51-9 FINANCIAL STATEMENT

Within seven days after the conclusion of any license period, the authorized organization that conducted the games and the members who were in charge of such conduct, shall furnish the Clerk a statement signed by the members in charge, affirmed by them as true under the penalties of perjury, showing the amount of the gross income from the conduct of such games of chance, the expenses incurred, as paid, or to be paid, other than the prizes awarded for winning a game of chance, the name and address of each person the expenses were paid to or will be paid to, with a detailed explanation of the need for such expenditure, the description of the merchandise or service rendered, the net proceeds obtained from the conduct of the games and the uses for which said monies have been used or will be used, a list of all prizes offered and given, with the values thereof. It shall be the duty of the licensee to maintain and keep all books and records that are necessary to verify the particulars of the financial statement rendered.

Upon filing said financial statement with the Clerk, the authorized organization shall pay to the Clerk, in cash or certified check, an additional license fee based on a percentage of the net proceeds for the period covered by the statement. The percentage rate shall be based upon a schedule which shall be established by the board.

Section 51-10 EXAMINATION OF BOOKS AND RECORDS

The Clerk shall have the power to examine, or cause to be examined, the books and records of:

(a) any authorized organization which is presently or which has been licensed to conduct games of chance, as far as they might relate to the conducting of these games of chance and the disposition of the net proceeds derived therefrom. In addition, the Clerk may examine, or cause to be examined, any manager, officer, member or agent of the authorized organization, under oath, in relation to any matter which may be related to the conduct of the games of

RESOLUTIONS - continued

chance and the disposition of the net proceeds;

(b) any authorized games of chance hall lessors, so far as they might relate to the leasing of a hall or premises for games of chance and, in addition, the Clerk may examine or cause to be examined, any manager, officer, member or agent of the lessor, under oath in relation to such leasing and the disposition of the net proceeds derived therefrom.

Section 51-11 PROHIBITED ACTS

It shall be a violation of this chapter for any person, corporation, association or organization to:

(a) make any false statement in any application for any license authorized under this chapter;

(b) to pay or to accept payment, for the use of any hall or premises for conducting games of chance, an amount greater than the amount set forth in the license provided for by this chapter;

(c) fail to keep such books and records as shall fully and truly record and reflect all transactions connected with the conducting of games of chance or the leasing of the hall or premises for such purpose;

(d) falsify or make any false entry in any books or records relating to the manner of conduct of such games or chances, the rents received and the manner of disposition of the net proceeds.

(e) divert or pay any portion of the net proceeds of any games of chance to any person, association, corporation or organization except in the furtherance of one or more of the lawful purposes as set forth in this chapter.

(f) to violate any of the rules, restrictions or guidelines that are established and set forth in this chapter.

Section 51-12 PENALTIES

Any person, association, corporation, organization or member, officer, agent or employee of any such entity who shall be found, by a court of competent jurisdiction, to be in violation of any of the provisions of this chapter shall be deemed guilty of a misdemeanor and shall be subject to a fine not to exceed one thousand (\$1,000.00) dollars or a period of incarceration not to exceed one (1) year, or both.

In addition, any person, association, corporation or organization found guilty of violating the provisions of this chapter shall forfeit any license issued pursuant to this chapter and shall be barred and ineligible to apply for such a license pursuant to this chapter for at least a period of five (5) years from the date of such forfeiture.

Section 51-13 SEVERABILITY

If any provision of this chapter or the application thereof to any person, association, corporation or organization or set of circumstances shall be adjudged unconstitutional, or in violation of any other law, by any court of competent jurisdiction, the remainder of this chapter or the application thereof to any other person, association, corporation or organization or set of circumstances shall not be affected hereby.

RESOLUTIONS - continued

Section 51-14 EFFECTIVE DATE.

The provisions of this chapter shall not become effective until adopted by the Town Board of the Town of Riverhead, after a public hearing, and until the proposition, as approved by the Town Board of the Town of Riverhead shall be submitted to the Voters of the Town of Riverhead at a general or special election and approved by a vote of the majority of the qualified voters of the Town of Riverhead voting thereon. In no event will the provisions of this chapter be effective within the Town of Riverhead prior to January 1, 1977.

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

The resolution was thereupon declared duly adopted.

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

RESOLVED, that the claim of McCrosky/Reuter for services rendered from January 1, 1976, through June 30, 1976, in connection with the Community Development Act, in the sum of Two thousand two hundred ninety and 00/100 (\$2,290.00) Dollars be paid.

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

The resolution was thereupon declared duly adopted.

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

RESOLVED, that Lillian Murphy be, and she hereby is, granted, pursuant to the provisions of the Civil Service Law, a six-months' disability leave of absence. Said disability leave of absence having been based upon a letter report of Joseph A. Buda, M. D., of the Columbia-Presbyterian Medical Center.

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

The resolution was thereupon declared duly adopted.

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

WHEREAS, the Town of Riverhead has entered into a Consortium Agreement with the County of Suffolk and other Towns in the County of Suffolk, and

WHEREAS, said Agreement provides for certain public works to be performed in and around the Peconic River, and the performance of said Public Works Project is conditioned upon the obtaining of several different permits and reviews from the Department of Housing and Urban Development, Corps of Engineers, and Department of Environmental Conservation,

NOW, THEREFORE, be it

RESOLVED, that Donald A. Denis be, and he hereby is, retained as General Architect responsible for the design and progress of said work in accordance with a letter, dated September 21, 1976, and that the firm Young & Young be retained for the purposes of completing the

RESOLUTIONS - continued

engineering work necessary for the completion of the re-working of the Peconic River Parking Lot and that the firm of Holzmacher, McLendon & Murrell be used as consulting engineers for the purpose of doing such engineering work as is necessary for the completion of the Morell Project, and that all of the aforesaid architects and engineers shall be paid a reasonable fee for their services upon submission of vouchers.

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

The resolution was thereupon declared duly adopted.

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

RESOLVED, that the Town Board of the Town of Riverhead hereby adopts the assurances as stated within the Local Public Works Capital Development and Investment Program Application; and be it

FURTHER RESOLVED, that the Town Board of the Town of Riverhead assures and certifies that it will comply with the regulations, policies, guidelines and requirements, including Office Management and Budget Circular No. A-95, and Federal Management Circulars 74-7, as they relate to the application, acceptance and use of Federal Funds for this federally-assisted project.

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

The resolution was thereupon declared duly adopted.

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

WHEREAS, Upon the recommendations of the Town Superintendent of Highways, it has been deemed necessary to black-top certain public highways within the Town of Riverhead, and

WHEREAS, it is necessary that advertisement for filed bids be solicited, now therefore be it

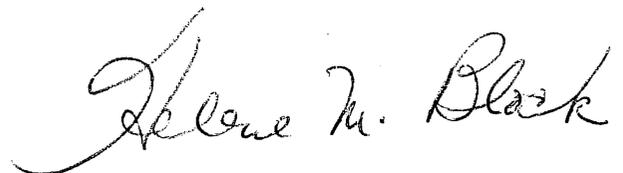
RESOLVED, That the Town Clerk be and hereby is authorized to advertise for sealed bids for the Town of Riverhead Highway Department to supply and apply Asphalt Concrete as required by the Superintendent of Highways, and be it

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. at the Town Clerk's Office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation "Bid to Supply and Apply Asphalt Concrete".

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 8:40 P.M. to meet on Wednesday, November 3, 1976 at 7:30 P.M.



Helene M. Block, Town Clerk