

10/15/74

375.

Minutes of a Regular Meeting of the Town Board of the Town of Riverhead held in the Town Hall, Riverhead, New York, on Tuesday, October 15, 1974, at 7:30 P.M.

Present:

John H. Leonard, Supervisor
Robert G. Leonard, Town Justice
Gregory R. Manning, Town Justice
George G. Young, Councilman
Francis E. Menendez, Councilman

Also present: Allen M. Smith, Town Attorney
Alex E. Horton, Supt. of Highways

Supervisor Leonard called the Meeting to Order at 7:30 P.M.

Town Justice Leonard offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the Minutes of the Town Board Meeting held on October 1, 1974, be approved as submitted.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined the bills submitted on Abstracts, dated October 15, 1974, as follows:

General Town	\$ 8,841.68
Highway Item #1	\$14,321.68
Highway Item #3	\$ 2,952.95
Highway Item #4	\$ 609.63
Drug Abuse Program	\$ 153.22
Senior Nutrition Program	\$ 1,350.41
Special Districts	\$ 7,853.46

Councilman Menendez offered the following resolution which was seconded by Town Justice Manning.

BE IT RESOLVED, That the following bills be and are hereby approved for payment:

General Town	\$ 8,841.68
Highway Item #1	\$14,321.68
Highway Item #3	\$ 2,952.95
Highway Item #4	\$ 609.63
Drug Abuse Program	\$ 153.22
Senior Nutrition Program	\$ 1,350.41
Special Districts	\$ 7,853.46

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

REPORTSOPEN BID REPORT - Town Highway Superintendent's Car

Automobile for use of the Superintendent of Highways, was opened by the Town Clerk on Tuesday, October 15, 1974, at 10:00 A.M.:

J.J. Hart Ford
Route 58
Riverhead, New York 11901

Delivered Bid Price for One 1975 Automobile \$4,869.00

Less Trade-In: One Used Oldsmobile Coupe (1973) \$2,000.00

Net Price Delivered for 1975 Automobile \$2,869.00

Delivery Date: Approximately 6 weeks Filed.

Supervisor's, month of September, 1974. Filed.

Recreation Department, month of September, 1974. Filed.

Inventory of Highway Machinery, Tools & Equipment,
dated 9/30/74. Filed.

CLAIMS

Marina Meras - \$25,000.00 for injuries sustained from fall on sidewalk on north side of First Street and East Avenue, Riverhead.
Filed.

HIGHWAY MATTERS

Mr. Horton asked to borrow \$15,000.00 for snow removal, putting up snow fence, etc.

RECEIVER OF TAXES

Mrs. Pendzick said that all is quiet in the basement.

BUILDING DEPARTMENT

Edward Munson, Zoning Inspector reported that he, the Building Inspector, Ray Wiwczar and an Attorney were asked to attend a hearing in New York City in reference to a determination, dated June 15, 1973 by the Building Inspector's Office, concerning premises located at 629 West Main, Riverhead, New York.

(Resolution authorizing above on Page 381)

INVITATIONAL BIDS - Surplus Police Vehicles

Town Clerk reported that three invitational bids for Four (4) Surplus Police Cars were submitted as follows:

East Island Auto Parts
31 Kroemer Avenue \$1,410.00 (Total bid)
Riverhead, New York 11901

Speonk Truck & Auto Wreckers
Box 191, High Street \$1,331.00 (Total bid)
Speonk, New York 11972

INVITATIONAL BIDS - continued:

Waclaw Dubicki
 1518 Montauk Highway
 Mastic, New York 11951

\$600.00 (Total bid)
 Filed.

COMMUNICATIONS

Ann Sirrine, dated 9/13/74, tendering resignation as Clerk-Typist in the Town Clerk's Office, effective October 25, 1974. Filed. Copies to Town Board and Town Attorney.

LILCO, dated 9/26/74, submitting survey for One (1) 7600 LMV Street Light to be installed on Pole 1 (F101) on Fanning Street, Riverhead, New York, at an annual operating cost of \$52.20. Filed. Copies to Town Board and Town Attorney.

The Travelers Insurance, dated 10/1/74 relating to claimant VIMCO Speedway, Inc. vs Town of Riverhead - advising they have reviewed the first notice of claim and have determined that there is no applicable policy of insurance for this claim, and they decline to provide the insurance coverage with regard to this claim. Filed.

Philip Kenter, dated 10/3/74. advising that Commissioner Eli Wager of the New York State Commission on Cable Television will be his guest and will address the Riverhead Rotary Club on October 16, 1974.

Several members of the Town Board who are members of the Riverhead Rotary Club are welcome to invite guests. This meeting is not open to the general public.

Mr. Wager will describe the functions of the Cable Commission and other factors relating to cable television, particularly franchise by the municipalities - and in view of the fact that the franchise of the Town of Riverhead expires within a few short years, this presentation may be beneficial to the Town Board.

Questions will be answered during or after the meeting.
 Copies to Town Board and Town Attorney. Filed.

Department of Environmental Conservation, dated 9/25/74, in the matter of the application of Riverhead Investors, L.I. Well Application No. W-3009. - Public Hearing to be held in the Office of the Department, Building 40, SUNY Campus, Stony Brook on December 1st, 1974 at 2:00 P.M. Proposed well will be located on the north side of New York State Highway 25 and the side of the L.I. Expressway, Riverhead. Well water will be used on a temporary basis for domestic and sanitary purposes until the proposed water main extension from the Riverhead Water District is completed, after which the well will be used for irrigation, filling of swimming pool and cooling of refrigeration plant. The estimated annual use is 8.75 million gallons. If any objections, write in duplicate to the Office of the Department on or before October 23, 1974. Filed.

Copies to Town Board and Town Attorney.

COMMUNICATIONS - continued:

Town of Riverhead Planning Board, dated 10/7/74, relating to The Peconic at Manorville, enclosing the following resolution passed by its Board on October 4, 1974: "RESOLVED, That the Planning Board hereby instructs the Town Attorney to take those steps necessary to settle the action by Jean and Donald Ross and notify them to proceed in accordance with the Rules and Regulations of the Planning Board for the subdivision and Platting of Land, and

BE IT FURTHER RESOLVED, That a copy of this resolution be forwarded to Hon. H. Beecher Halsey, Hon. Norton K. Daniels, Mr. Arthur Kunz and the Riverhead Town Board. Filed.

Copies to Town Board, Town Attorney and Building Dept.

LeRoy Barnes, dated 10/7/74, requesting installation of a street light on Pole #18 at the corner of Long Pond Road and Barnes Road in Wading River. Filed.

Copies to Town Board and Town Attorney.

Association for the Help of Retarded Children, dated October 7, 1974, stating the re-opening of Court Sessions creates a problem for them. The sign "Do Not Block the Driveway" is not effective enough.

On October 3rd, they were blocked from exiting during the day. They called the Police Department and were told to contact the Town Board once more.

Requesting something be done to keep the Court Street entrance to their lot open. Filed.

Copies to Town Board, Town Attorney and Police Chief. Captain Palmer replied that the Police Department has covered the meter there and if that helps, the meter will be removed.

New York State Department of Transportation, dated 10/2/74 relating to request for a speed investigation on Pulaski Street and Old Meeting House Creek Road in the Town of Riverhead, stating:

"We have studied these roads and are unable to recommend a lower linear speed on either one. Neither roadside development nor the speed at which motorists safely proceed on these highways indicate the need for a change at this time. Old Meeting House Creek Road, as a residential street, could be included in an area speed zone. Should you desire this, please resubmit your request through the Suffolk County Department of Public Works." Filed.

Town Clerk was directed to prepare a resolution to the Suffolk County Department of Public Works re above situation for the next meeting.

Philip J. Kenter, Marken Properties, Inc., dated 10/9/74, suggesting proposed location for a new Town Hall as follows:

"The location would be the northwest corner of Main Street and Griffing Avenue that would run north to the municipal parking field and would run west to the municipal parking area so that the entire corner adjacent to the municipal parking area would be included. If the properties are not for sale, they could be condemned, if necessary.

COMMUNICATIONS - continued:

(Philip Kenter's letter continued) "This location has many advantages. It has a Main Street address which a Town Hall should have. It is in the heart of the business district, opposite a beautiful municipal park, adjacent to large municipal parking, close to the Police Department and on a State Highway, New construction in this area would also enhance the character of the Town in many ways." Filed. Copies to Town Board and Town Attorney.

Dennis L. Backus, P.E., dated 10/9/74, re progress report on the Sanitary Landfill, for September as follows:

1. Sand Excavation - Implementation of plans for a model sanitary landfill operation was delayed by the failure of the excavation contractor to successfully enlarge the present excavation by removing sand fill as agreed, due to several difficulties.

2. Operations - Foreman has been asked to take the following steps:

- a) Increase the excavation and stockpiling rate of the payloaders.
- b) Decrease the grade of access ramp.
- c) Initiate landfill and stabilization of the excavation floor.

Complete report and landfill condition report was filed with the Town Board. Filed.

Copies to Town Board and Town Attorney.

UNFINISHED BUSINESS

Jamesport School Matter - Supervisor Leonard reported that the Board has met with the Jamesport Committee and the Naval Sea Cadets who will go and look at the building and offer suggestions on the possibility of restoring it to use.

Flexible Systems - Request for Bid Review - Judge Manning gave the following report: "The concern of Flexible Systems was, as I recall, that the building would not support 100 pound load per square foot. I checked with the company that was granted the bid and they informed me that in our specs we did not spell out the fact that this particular relocatable trailer was to be used as a public meeting hall. If it were to be used as a public meeting hall, it would have called for 100 pound load per square foot.

However, the company that was awarded the bid, on their own, did put in six additional steel beams which brought the weight requirement up to 85 pound load, which is much more than sufficient for an office that is needed by the recreation department. There are nineteen "load zone spots" around the perimeter of the foundation, which is again much more than even a 100 pound load requires."

NEW BUSINESS

Supervisor Leonard referred back to Mr. Kenter's letter on the possible site for a Town Hall and explained that the location would take in all of the corner between the Griffing Avenue parking area and the public parking field on West Main Street. He went on to say that the Board is now looking into the Pollack Property at Lincoln Street and Osborne Avenue, although nothing is definite.

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PERSONAL APPEARANCES

James Roman appeared before the Board and read the following statement: "I have prepared a statement which I feel must be brought to the attention of the Town Board.

I have had an opportunity to talk to many people in the Town of Riverhead as I am the Republican Candidate for Town Assessor. These people, as myself, are concerned with assessments in the Town. We have an equalization rate of 14%, a drop of 2% from last year.

It is my sincere belief that if a complete re-assessment of the Town were to take place, our equalization rate would rise and a more fairer assessment would result.

As we all know, this is Budget time. I hope that the Board has made provisions in the Budget for a complete Town re-assessment."

Supervisor Leonard asked if anyone else wished to be heard and the following responded:

Paul Meyer complained about the snow plows pushing the snow from the roads back into his driveway, after he has shoveled it. He further stated that he was in a position to give the Town Highway Department a "handsome" discount on their tools, as he does for the schools.

Supervisor recessed the Meeting to hold a Public Hearing.

PUBLIC HEARING - 8:00 P.M.

Town Clerk submitted affidavit of publishing and posting Notice of Public Hearing on Application for a Special Permit Use for a Day Care Center by Jeanne and Joseph Merkel. Filed.

The affidavit was ordered filed.

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

Jeanne Merkel said that she was for it.

No one else wishing to be heard and no communications having been received hereto, Supervisor Leonard declared the Hearing closed at 8:04 P.M. and re-opened the Meeting.

RESOLUTIONS

Councilman Menendez offered the following resolution which was seconded by Town Justice Manning.

RESOLVED, That the resignation of Ann Serrine, Clerk-Typist in the Town Clerk's Office, effective October 25, 1974, be and is hereby accepted with regrets.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

RESOLUTIONS - continued:

Councilman Menendez offered the following resolution which was seconded by Town Justice Manning,

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 6th, 1974, at 10:30 A.M., and

BE IT FURTHER RESOLVED, That pursuant to a Resolution adopted on October 15, 1974, the Town Board of the Town of Riverhead, Suffolk County, New York, will hold its first meeting for the month of November at the MERCY HIGH SCHOOL AUDITORIUM, Ostrander Avenue, Riverhead, New York, on Wednesday, November 6th, 1974 at 10:30 A.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, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Town Justice Leonard.

BE IT RESOLVED, That the Bid for One (1) 1975 Automobile for use of the Superintendent of Highways, be and is hereby awarded to J.J. Hart, Inc., Route 58, Riverhead, New York 11901, for the net cost of \$2,869.00, subject to its Bid and Specification Form submitted, and 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/Commissioner of Public Works, County of Suffolk.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Town Justice Leonard.

RESOLVED, That Edward R. Munson, Zoning Inspector, Raymond Wiwczar, Building Inspector and Francis Yakaboski, Esq., be and are hereby authorized to attend a Hearing of the New York State Building Construction Board of Review to be held in the Conference Room of 2 World Trade Center, Borough of Manhattan, New York on the 23rd day of October, 1974 at 1:00 P.M., for the purpose of reviewing a determination dated June 15, 1973 by the Building Inspector's Office, concerning premises located at 629 West Main Street, Riverhead, New York, and be it

FURTHER RESOLVED, That all expenses incurred therewith be paid by the Town and the use of the Building Department car is permitted.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

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

BE IT RESOLVED, That Denise Celic, Shady Tree Lane, Aqueduct, New York, be and is hereby appointed as Clerk-Typist in the Office of the Town Clerk, pursuant to Suffolk County Civil Service List #CR 2 - Clerk-Typist, established September 30, 1974, said appointment effective October 10, 1974, to serve a six (6) month probationary period at the rate of \$6,000.00 per annum, payable bi-weekly.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, No, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Judge Leonard replied that he did not know anything about this job opening and in the future he would like to know in advance, so that he would have a chance to submit a name.

Town Justice Manning offered the following resolution which was seconded by Councilman Menendez.

RESOLVED, That the Long Island Lighting Company be and is hereby authorized to install One (1) 7600 LM Vapor Street Light on Pole #1 (F101) on Fanning Street, Riverhead.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Manning offered the following resolution which was seconded by Councilman Menendez.

BE IT RESOLVED, That the Long Island Lighting Company be and is hereby authorized to make a survey for the installation of a street light on Pole #18, at the corner of Long Pond Road and Barnes Road, Wading River, N.Y.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Town Justice Leonard.

RESOLVED, That the Superintendent of Highways be paid the sum of \$1,000.00 to excavate and install snow fence on Dogwood Drive, Wading River, New York, south of the Garzina Property, upon presentation of proper vouchers.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez asked Mr. Horton what part of that \$1000.00 was for snow fence and Mr. Horton replied that the \$1000.00 was for digging the sump and related work for the drainage.

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RESOLUTIONS - continued:

Town Justice Leonard offered the following resolution which was seconded by Councilman Young.

RESOLVED, That Peter Troyan be and is hereby appointed Police Officer (Provisional), effective October 13, 1974, to be compensated at the rate of \$10,495.12 per annum, payable bi-weekly and to serve at the pleasure of the Town Board.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Town Justice Leonard.

BE IT RESOLVED, That the Department Head of the Town of Riverhead Building Department be and hereby is authorized to solicit bid offers for One (1) Surplus Town Owned Vehicle which can be inspected by interested buyers by contacting the Building Department at 220 Roanoke Avenue, Riverhead, New York. (727-3202)

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Town Justice Leonard.

RESOLVED, That Highway bills submitted on abstracts dated October 15, 1974, as follows:
General Repairs Item 1: Midhampton Asphalt Corporation, bill dated October 2, 1974 in the amount of \$1,515.49;
Machinery Item 3: George Malvese & Co., Inc., bill dated October 3, 1974, in the amount of \$921.90, and Riverhead Brake Service, bill dated October 1, 1974, in the amount of \$739.15; be and the same are hereby approved for payment.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Leonard offered the following resolution which was seconded by Councilman Young.

WHEREAS, The Planning Board of the Town of Riverhead has recommended to the Town Board that the performance bond of "Barnes Woods" be reduced to \$9,000.00, and

WHEREAS, It having appeared by the letter to the Superintendent of Highways, dated July 9, 1974, that said reduction is warranted,

RESOLVED, That the Town Board does hereby approve a reduction of a performance bond of "Barnes Woods" to \$9,000.00 for the construction of highways, etc. in that subdivision.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued:

Town Justice Leonard offered the following resolution which was seconded by Councilman Young.

RESOLVED, That the Superintendent of Highways be and is hereby authorized to pay time and one-half overtime compensation to the following on the High School Curb & Gutter contract for setting out flares for the period from July 27 to September 22, 1974:

Estate of Irving J. Scholtz 48 Hrs. @\$7.13 Hr. \$342.24

Eugene Downs 12 Hrs. @\$6.15 Hr. \$ 73.80

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Manning offered the following resolution which was seconded by Councilman Menendez.

BE IT RESOLVED, That Edward R. Munson, Department Head of the Building Department shall be paid for the use of his automobile for official Town Business only, at the rate of fifteen cents (15¢) per mile, commencing October 15, 1974, and to be paid monthly.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Judge Manning explained: "Rather than spending two or three thousand dollars on a new automobile, Mr. Munson has indicated that he would gladly use his own private vehicle, for mileage only to the tune of 15¢ per mile, thus saving the Town a couple of thousand dollars."

Town Justice Manning offered the following resolution which was seconded by Councilman Menendez.

RESOLVED, That the bid of East Island Auto Parts, 31 Kroemer Avenue, Riverhead, N.Y., for Four (4) Surplus Police Cars in the amount of \$1410.00, be and is hereby accepted.

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Town Justice Manning offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, EARLY TIMES FURNITURE, INC. has made application, pursuant to Zoning Ordinance No. 26, Section 209A (2f), for a special permit of the Town Board of the Town of Riverhead, for a special industry in the business of manufacturing furniture at 190 Mill Road, Riverhead, New York, and

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RESOLUTION - continued:

WHEREAS, A public hearing was held before the said Town Board of the Town of Riverhead on October 1, 1974 pursuant to public notice thereof, and

WHEREAS, There were present at said Town Board Meeting, representatives of the applicant, EARLY TIMES FURNITURE, INC., and of the community interested in said application, and

WHEREAS, The representatives of the community interested in said application were heard and made no objection to said application were heard and made no objection to said application and consented thereto, and Christopher Sackman, on behalf of EARLY TIMES FURNITURE, INC, having been heard in support of said application, and

WHEREAS, The Town Board of the Town of Riverhead at its meeting of October 15, 1974 having duly considered said application,

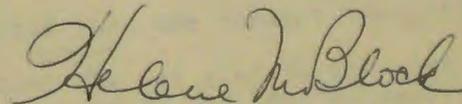
NOW, THEREFORE, BE IT RESOLVED, That the application of EARLY TIMES FURNITURE, INC. for a special permit as a non-nuisance industry for its furniture manufacturing business be and the same hereby is granted pursuant to the provision of Zoning Ordinance No. 26, Section 209A (2f).

The vote, Councilman Menendez, Yes, Town Justice Manning, Yes, Councilman Young, Yes, Town Justice Leonard, Yes, and Supervisor Leonard, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Leonard announced that the Town Board has approved the Preliminary Budget for 1975 and has scheduled, Friday, October 25th, 1974, at 7:30 P.M., to hold a Budget Hearing.

There being no further business on motion and vote, the meeting adjourned at 8:30 P.M., to meet on Wednesday, November 6th, 1974, in the Mercy High School Auditorium.



Helene M. Block, Town Clerk

HMB:mhj