

Minutes of a Regular Meeting of the Town Board of the Town of Riverhead held in the Town Hall, Riverhead, New York, on Tuesday, August 20, 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

Absent: Alex E. Horton, Supt. of Highways

EXECUTIVE SESSION - 9:30 A.M.

- 9:30 A.M. - L.I. Cablevision (Vincent E. Uricchio, Vice Pres.) re: Operations of Firm
 10:00 A.M. - Edgar Hills, Esq. re: Dental Zoning
 This matter has been taped by the Town Clerk and is filed in her Office and will remain on file for one year.
 11:00 A.M. - William Esseks, Esq. re: Riverhead Associates
 This matter has been taped by the Town Clerk and is filed in her Office and will remain on file for one year.

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 August 6, 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 August 20, 1974, as follows:

General Town	\$24,777.73
Highway Item #1	\$11,002.53
Highway Item #3	\$ 1,125.51
Highway Item #4	\$ 3,059.12
Special Districts	\$ 7,999.18
Drug Abuse	\$ 521.50

RESOLUTION - continued:

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	\$24,777.73
Highway Item #1	\$11,002.53
Highway Item #3	\$ 1,125.51
Highway Item #4	\$ 3,059.12
Special Districts	\$ 7,999.18
Drug Abuse	\$ 521.50

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.

REPORTS

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

Recreation Department, month of July, 1974. Filed.

OPEN BID REPORT - Black Top - Highway Department

NO BIDS RECEIVED!!

OPEN BID REPORTRelocatable Trailer - Recreation Department

After being duly advertised the following Bids were opened by the Town Clerk for Relocatable Trailers, on Monday, August 19th, 1974 at 11:00 A.M.:

Stark Mobile Homes, Inc.
1661 Old Country Road
Riverhead, New York 11901

Relocatable Trailer and Cost: \$16,902.00

Delivery Date: 6 Weeks from Town Board Acceptance Filed.

Flexible Systems, Inc.
2 Apple Lane
Commack, New York 11725

Relocatable Trailer and Cost: \$17,865.00

Delivery Date: 45 Days after Contract is Signed Filed.

PETITIONS

Hallock and Arlene Luce, for Special Permit for permission to place residential building in Industrial A Zone Use District. Filed.

Petition for referendum pertaining to purchase of land on County Road #58 for Town Hall Site, signed by 651 people. Filed.

PETITIONS - continued:

43 Taxpayers of Oliver Street, Riverhead making objection to proposed Bar and Restaurant on Oliver Street. Filed.

PERSONAL APPEARANCES

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

Kenneth Ross thanked the Town Board and Mr. Horton for the wonderful progress in the construction of the sidewalks for the school. He further added that the School Board is very pleased with the work.

Jacob Harding commented that he was very happy to hear the letter from Bob Tooker.

He went on to say that, getting back to the statements he made at the last meeting, he was puzzled because he wondered how they were going to proceed.

Referring to the resolution of July 17th, indicating the choice of the Water District site, Mr. Harding replied that no price was mentioned, therefore the resolution was a nullity.

He then referred to the letter from William Haugaard, read at the last meeting, in reference to this aforementioned resolution and asked the Board what their next step was going to be.

Supervisor Leonard stated that the Town Clerk proceeded to petition for a referendum on August 15th. If a special election is to be held on this resolution, it must be held within 40 days of receipt of a petition and notice of election must be posted and published at least 10 days prior to the voting.

Allen M. Smith, Town Attorney stated that if this was to be a question and answer period, things that have been brought up should be dealt with in the order that they arose.

He went on to say: "It is correct that I sat down with Mr. Haugaard and discussed with him the form of the resolution prior to his writing his letter to the paper and I will admit that I was somewhat surprised by both the tone and the content of his letter.

If you would look in the Law Series, you will find that Section 72, Sub. (h) of the General Municipal Law, has specifically been amended in the last few years, whereby a Water District may convey to a Town, quote "with or without consideration". It is therefore, conceivable that the Water District could convey to the Town, without any consideration.

As you know, or I hope you know, this Board, in the past eight months, has done many things. One of which is obtaining the appraisal of Mr. Saland of the property.

Mr. Saland was told to deal with the assumption of a fair market value. That value that he placed on the property was \$148,000.00. Taking those two factors alone, the price could be from 0 to \$148,000.00."

PERSONAL APPEARANCES - continued:

Town Attorney continues: "It's not that simple. The further factor that complicates the issue is, back in 1953, the Water District conveyed to the County of Suffolk and the State of New York, the site on which the Armory sits, for a total consideration of \$500.00. That does establish some precedent in this matter.

And lastly, we have written to the State Comptroller and asked him his opinion of this particular section.

Now, I would add one thing. You, Sir, are treating the resolution as a financing resolution. This Board is treating that resolution as the designation of a Town Hall site. They have in their possession, in the Federal Reserve Sharing Funds, which, if you will read the statutes, is surplus money, sufficient money to buy the property. They need no further financing resolution or referendum with reference to the money. So the resolution, as it stands, Mr. Harding, is strictly a designation of a Town Hall site.

Now we do have an additional problem here, that I would like you to take up. And seeing as it's give and take, face to face, we will approach it that way.

I have been instructed by the Town Board, not to examine each and every signature of the petition, that you, Sir, and others carried around the Community. I, however, in examining the petition, find that the form of the petition is completely in error. It was not executed and acknowledged in the form required by Sections 135 and 138 of the Election Law. I am disturbed by this, in that it is possible now, if your petition is void in its beginning, that the designation of the Town Hall site and the passage of the 30 days, for the permissive referendum, make it final. If it's final, maybe someone who likes the Route 58 site could sue the Board for holding the Hearing which they are going to have.

In examining that problem created by the failure to acknowledge these petitions properly, I have looked for a case and the case says that under Section 91, of the Town Law, that you have been referring to, if the petition is not challenged within 5 days, we must go ahead with it. I will rely on that case in preparing with the Board for the permissive referendum. There is some question in my mind, although it's not answered in the books, whether a petition, which is void upon its face, could form a valid basis for a permissive referendum. So I think that poses a problem."

Jacob Harding replied that he did not draw up the petition, Mr. Tooker drew it up.

Town Attorney: "But you did carry it around?"

Jacob Harding replied: "Yes, I certainly did, and I would like this Town Board to read the names on that petition. Please read the names on that petition. Because some of you members of the Town Board have said to me the only ones who want that Town Hall downtown are some of the people who are businessmen downtown, the others don't want it. Read those names in Wading River, read them in Aquebogue, read them in Jamesport. You'll find there are only 60 signatures on there from downtown."

PERSONAL APPEARANCES - continued:

Jacob Harding continues: "Six hundred are from peripheral areas away from the main business area. And I'm familiar with all those actions you've cited, Attorney Smith. All of them. Also miscellaneous 71 and all the rest. And I know if you fellows want to challenge this petition, go right ahead. It's your pleasure. We will then challenge other items that we think are related.

You made the remark that perhaps there will be no consideration for this Route 58 site. You didn't say there surely won't be. Perhaps there will be. There is the catch. It can be as much as \$148,000.00. In addition to which, you fellows will want additional land and you should make that clear too, if you're going to have this proposition.

And if you think for one moment, that the people in the Water District are going to transfer land to the people of the rest of the Town, without consideration, there you've got another guess coming too, I believe. The people in the Water District originally paid for land and I think they want to be compensated for land. They're not giving away land that's going to be used by the rest of the Town."

Mr. Harding continued talking about the Master Plan, the cost to the Town thus far, and in his opinion, wasted evenings spent on all the work involved with the Master Plan.

He further stated that he was informed that the Chamber of Commerce favored Route 58, but found that statement to be false. He went on to say that the Chamber had taken a poll and the results of the poll showed that the Main Street areas were first and second and Route 58 was third.

Supervisor Leonard commented that he told Mr. Harding that he did have the report by the Chamber of Commerce and there was no question about the Board having received it.

Jacob Harding then replied that he was not going to go any further until he found out what the Town Board intended to do.

Town Attorney reiterated points he had conveyed to Mr. Harding earlier in the meeting.

He then went on to say that they were not ignoring the Main Street sites. Surveys were made on all five parcels of land presented for the Board's approval and the following resulted:

- 1) Capkanis Property was disqualified because it did not meet the square footage requirement for building a Town Hall.
- 2) Appraisals made on all the parcels revealed the cost of the Main Street sites to be too high for the amount of acreage involved.

"Federal Revenue Sharing Funds, set up in 1972, must be used within a 24 month period. That period expires December 31, 1974, so the Board felt they had to make a move now."

The Town Attorney went on: "You weren't here for the past eight months while this matter was being discussed by the Town Board."

PERSONAL APPEARANCES - continued:

Town Attorney continues: "There was no fire or discussion about the Town Board from anybody. Now we've got interest. The Board has directed me to make the necessary arrangements for a referendum and they anticipate that the referendum will be held somewhere - I think 17th, 18th or 19th of September. Dependent upon getting the necessary ballots, boxes and other things together so that we may have the referendum. I would add that we are still considering the problem raised by the petition. It may be necessary to pass some other resolutions, so that if in the future there were any question of the efficacy of the referendum, because of the petition, that those particular problems would be covered."

Further discussion followed.

Sherley Katz asked for clarification of the wording of the resolution in question.

Dr. Granttham spoke on the Hearing in Hauppauge on the proposed Nuclear Plants by LILCO, and the wonderful presentation by our representative.

She further stated that she feels the Community should be taken into consideration before the Federal Revenue Sharing Funds are spent and also that she feels the Town Hall should definitely be in the downtown area.

Judge Manning: "I just wanted to point out one thing for the many people who probably do favor a downtown site. When we mention that we have money now in Federal Revenue Sharing, which will not affect your pocket book by taking over the Route 58 piece of property, I'd like you to bear in mind one thing.

Property on West Main Street was asking \$291,000.00 for 1.6 acres. It means then too that this Town Board would have to either condemn or buy more land in that area to the tune of perhaps another \$200,000.00, making the cost of the land acquisition somewhere in the neighborhood of half a million dollars. That means half a million dollars off the tax roll. Who then is going to pick up that half million dollars in lost revenue to the Town? Everyone of us will have to pick it up.

If we go to the East Main Street site, we're talking about 2.7 acres of land for \$270,000. We would still have to acquire more land to the east of that site, probably in the neighborhood of \$150,000. Once more all prime land taken off the tax rolls. Who's going to pick up the difference? The taxpayer! You don't have to pick up any difference on Route 58. That property is now off the tax rolls."

Supervisor Leonard replied that talk has been going on for years and years about a new Town Hall and nothing was done about it. He further stated that he feels it's about time someone took a hold of the situation and started it. Contracts have already been signed for traffic lights to ease any traffic tie-up situation that might arise due to the Town Hall being on a busy County Highway.

He went on to say that people have told him personally, who had signed petitions, that they later found out that they had been misinformed at a meeting as to what they were signing.

PERSONAL APPEARANCES - continued:

Dr. Alfred Smith commended the Board on the boat ramp on the Sound, at Iron Pier.

He also spoke in behalf of the Northville Civic Association re the Federal Flood Insurance Plan. He suggested that the Board let the people know that Flood Coverage is now available.

Supervisor Leonard advised Dr. Smith that it was printed in the paper when it went into effect.

Dr. Smith then asked the status of the traffic light for Route 58 and Northville Turnpike.

Supervisor Leonard replied that he was told by the Commissioner of Public Works, Mr. Kammerer, that everything was all set to go. Now the contracts have been signed with LILCO and N.Y. Telephone and the Town is waiting for the lights.

Mrs. Berezney asked Councilman Young if he had any information on trailers and was told that the Town Attorney had a copy of the law which he would give to her.

Brownie Bokina asked if the accident report kept by the Police Department was an open record.

Captain Palmer replied that it was not.

Mr. Bokina then complained further that the Town should call for his Wrecker Service when one is needed and blamed the Chief of Police for having it in for him.

Further discussion followed.

Mrs. John Shannon, Dolphin Way spoke of her concern relating to the proposed construction of a house on the bluffs of the L.I. Sound.

Town Attorney commented that no application had been made as yet for any construction and it would be unfair to give any legal opinions at this time.

Mrs. Shannon replied that the residents of Dolphin Way are concerned that bulldozers will come in and make a dangerous situation worse, before an application is made for a building permit.

Mr. Munson, Zoning Inspector, stated that this is a very odd and intricate situation, and went on to talk about the Realty Agents involved, the status of the property, subdivisions and zoning laws pertaining to this particular piece of property. He also stated that everything was done with the lots before the zoning law was changed.

Councilman Young asked Mr. Munson if he could stop them from constructing on the bluffs.

Mr. Munson stated that he would have to converse with the State Building Codes Bureau, but that he would not allow a house to be built there, if he thought there was any danger of it sliding into the drink.

Further discussion followed.

COMMUNICATIONS

Eleven (11) taxpayers, residents of Broad Avenue, Aquebogue, submit petition dated 8/1/74, requesting street lights on Poles #13 and #15. Filed. Copies to Town Board and Town Attorney.

Arthur Anderson, Jr., dated 7/30/74, writing on behalf of the Horton and Osborne Avenue Community requesting street lights as follows:

1. Osborne Avenue from Pole #105 to 516, which is on the corner of Osborne and Middle Road.
2. Middle Road from Pole #516 to 519, which is on the corner of Horton Avenue and Middle Road.
3. Horton Avenue from Pole #9 to #31.

Stating the following reasons for the lighting requests:

1. Concern about children's safety.
2. Night spot in area which draws many cars.
3. Excessive speed - may impair drivers' vision.
4. They are supporting lights in other areas of the Town which do not directly benefit them. Filed.

Copies to Town Board and Town Attorney.

Raymond McKay, dated August 3, 1974, requesting street light on Main Road, Aquebogue (dark area) - on Telephone Pole #25. Filed. Copies to Town Board and Town Attorney.

Edwin Fishel Tuccio, dated 8/2/74, requesting the Town of Riverhead build sidewalks in front of the Riverhead Chamber of Commerce and the McDonly Car Lot on West Main Street. Filed.

Copies to Town Board and Town Attorney.

Referred to Town Clerk for reply.

Dept. of Environmental Conservation relating to Wading River Fire District for Long Island Well Application No. W-3005 - Public Hearing to be held at Suny Campus, Bldg. 40, Stony Brook, N. Y., on Sept. 11th at 2 P. M. Anyone objecting must file a notice of such desire, in writing and in duplicate. Filed.

Copies to Town Board and Town Attorney.

Housner and Kelley, Inc., dated 8/7/74 - re: to Mr. Horton's letter regarding property damage in Bridgehampton Aggregates. Advising that the coverage on streets and roads is for comprehensive General Liability and does not include property damage. Suggesting that the Supervisor or Town Attorney submit this claim to Bridgehampton Aggregates and/or their insurance carrier. Filed.

Copies to Town Board, Town Attorney and Supt. of Highways.

Referred to Town Attorney.

Riverhead Chamber of Commerce, dated 8/6/74, expressing appreciation to the Town Board for its donation towards the fireworks display. Filed.

Copies to Town Board and Town Attorney.

Suffolk Co. Dept. of Planning, dated 8/6/74, relating to amendment to Zoning Ordinance No. 26, regarding Multiple Residences. Stating that the decision is a matter of local determination. Filed.

Copies to Town Agencies.

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COMMUNICATIONS continued:

Lou Howard, Chairman of the Bike Path Committee for the County of Suffolk, dated 8/8/74, stating the County is prepared to enter into a contract for a Bike Path within the Town of Riverhead. The amount of \$27,300 is allocated for the Town and asking that Deputy Executive Gotthainer be contacted if the Town is interested in participating. He will furnish all details and specifications for the establishment of preliminary contractual arrangements. Filed.

Copies to Town Board and Town Attorney.
Supervisor will form a Bike Path Committee.

Town of Southampton, dated 8/9/74, relating to Public Hearing to be held on September 3, 1974 at 11:00 A. M. to amend Zone Ordinance No. 26. Filed.
Copies to Town Agencies.

Long Island Lighting Company, dated 8/5/74 and 8/13/74, submitting the following surveys for street lighting needs:
Main Road, Aquebogue - Our Redeemer Lutheran Church
Install 2 - 21,000 LM Vapor Lights on Poles #106 and 108, at an annual cost of \$189. 36.

Broad Avenue, Aquebogue
Install 2 - 7600 LM Vapor lights on Poles #13 and 14, at an annual cost of \$104. 40.

Linda Avenue, Aquebogue
Install 2 - 7600 LM Vapor lights on Poles #7 and 9, at an annual cost of \$104. 40.

West Lane South of Sound Avenue and Sound Avenue
Install 2 - LM Vapor lights on Poles #433 and 435-Sound Avenue
Install 2 - Vapor lights LM on Poles #1 and 2-West Lane, at an annual cost of \$208. 80. Filed.
Copies to Town Board and Town Attorney.

State of N. Y. Dept. of Environmental Conservation, relating to Public Hearing Notice to be held in the office of the Department, Building #40, State University of New York, Stony Brook, N. Y. 11794, on the 13th day of September, 1974 at 2:00 P. M., for the purpose of hearing all persons, corporations or civil divisions of the State of New York that may be affected by the execution of the plans of Mr. Robert Schuman, 331 Woodlawn Avenue, St. James, N. Y. 11837 - the project site is located in Peconic Bay, north side, east of Bay Avenue, south of Locust Street at Aquebogue, Town of Riverhead, Suffolk County, New York. The petitioner proposes to install approximately 50+ linear feet of timber bulkhead with a 25+ linear feet return on either end, plans for which have been filed with the Tidal Wetlands Permit Agent.

All persons, who have objections to the execution of said plans or wish to be heard either in favor of or opposed to such plans, must file a notice of appearance of such desire to be heard in writing and in duplicate. If no notices of appearance are filed, the hearing may be cancelled.

Copies to Town Board and Town Attorney.

COMMUNICATIONS - continued:

Anthony Garzina, 166 Dogwood Lane, Wading River, New York, dated August 18, 1974, making complaint that immediately adjoining his property is an area 50' x 100' designated as a proposed drainage area, and whenever there is a heavy or prolonged rain, the water from the road flows through the proposed drainage area and backs up on his property for a distance of 100', bringing with it dirt and debris that is on the road. The accumulation of water sometimes reaches a depth of almost two feet on the side and rear of his property.

This exerts a pressure against his foundation causing flooding in the cellar. He had talked with Mr. Horton for eight years and nothing has been done. He has written to Action Line and they referred him to the Highway Department. Mr. Horton told him that any authorization to build a new drainage area must come from Supervisor John Leonard, and that only he can authorize a drainage area. Mr. Horton then told him he had submitted this problem to the Town Board three or four years ago. Mr. Garzina continues with further conversation held with Mr. Horton and asks that the Town Board give some consideration to this complaint. Filed.

Copies to Town Board, Town Attorney and Supt. of Highways.

Town Board will take the matter under consideration.

Supt. of Highways Alex E. Horton made the following comment in reference to the aforesaid communication: "The problem is that there is no room, that the property is only 50 feet by 100 feet with houses on both sides and unless property is bought elsewhere and a pipe put down the road, there's not much that can be done with it."

Mr. Horton suggested that maybe it could be put into a drainage project.

Robert L. Tooker, dated 8/20/74, relating to proposed selection of new Town Hall site and listing reasons for locating it on Main Street, Riverhead. Filed.

UNFINISHED BUSINESS

a) Jamesport School Matter - Supervisor Leonard stated that the report from Mrs. Nicosia and her Committee has been held up because of electricians and plumbers, high costs, etc., but Mrs. Nicosia has promised to give some report before the next meeting.

b) Proposed Land Acquisition - Hulse Landing Road - Supervisor Leonard stated that no word has been received from the Wading River Civic Groups who were to report on above matter.

c) Fairhaven Drainage Problem - Supervisor Leonard commented that this matter has not been taken up, as yet.

RESOLUTIONS

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

RESOLVED, That Highway bills on abstracts dated August 20th, 1974, as follows:

General Repairs - Item No. 1-Mobil Oil Corporation, bills dated July 31 and August 9, 1974, totalling \$730.28, and

Miscellaneous - Item No. 4 - Capitol Highway Materials, Inc., bills dated August 9 and 12, 1974, totalling \$1,578.05; 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 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 the following street light installations:

Main Road, Aquebogue - Our Redeemer Lutheran Church
Install one (1) 21,000 LM Vapor Light on Pole #106.

Broad Avenue - Aquebogue
Install two (2) 7600 LM Vapor Lights on Poles #12 and 14.

Linda Avenue, Aquebogue
Install two (2) 7600 LM Vapor Lights on Poles #7 and 9.

West Lane South of Sound Avenue and Sound Avenue
Install two LM Vapor lights on Poles #433 and 435-Sound Avenue

Install two LM Vapor lights on Poles #1 and 2-West Lane.

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 the following surveys for the installation of street lighting needs:

Broad Avenue, Aquebogue on Poles #13 and 15.

Main Road, Aquebogue on Telephone Pole #25.

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

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

BE IT RESOLVED, That the Bid for a RELOCATABLE TRAILER for use of the Recreation Department of the Town of Riverhead, be and is hereby awarded to Stark Mobile Homes, Inc., 1661 Old Country Road, Riverhead, N. Y. 11901, for the following cost of \$16,902.00.

FURTHER RESOLVED, That the acceptance of said Bid is subject to the Bid and specification form submitted by Stark Mobile Homes, Inc., and filed in the office of 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.

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

WHEREAS, the members of the Town Board have noted reference to the press to a possible acquisition by the County of Suffolk of lands known as the Baiting Hollow Country Club owned by the Flag Corporation, and

WHEREAS, the Town Board of the Town of Riverhead is mindful of the high percentage of property in the Township of Riverhead which does not appear upon the tax rolls, and that the proposed acquisition would remove another large and valuable assessment from the rolls, and

WHEREAS, the County already owns and operates a golf course in Riverhead several miles from Baiting Hollows, and it is this Board's opinion that the proposed acquisition would be a duplication of facilities and a waste of taxpayers dollars.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead expresses opposition to the proposed acquisition by the County of Suffolk of the Baiting Hollow Country Club.

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

BE IT RESOLVED, That Victoria Martin, be and is hereby appointed as Account Clerk for the Assessors Office, from the Civil Service List CR #13, dated July 24, 1974, employment to take effect September 2, 1974, to serve a probationary period of six months and to be paid \$6200 per annum.

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.

RESOLUTIONS

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

WHEREAS, Bids for one (1) New 1974 Road Sweeper for use of the Town of Riverhead Highway Department were duly requested pursuant to advertisement for bids dated July 25, 1974, and

WHEREAS, In response to such advertisement, bids for one (1) New 1974 Road Sweeper were duly received by the Town Clerk on Monday, August 5th, 1974, at 11:00 A. M. as follows:

MUNICIPAL MACHINERY CO., INC., Route 25, Coram, N. Y. 11727

One 1974 Sweeper M-B-Model: Cruiser II
Delivery Date: Three (3) weeks after receipt of order.

Delivered Bid Price	\$25,415.00
Less Trade-in - One 1957 Michigan Tractor Shovel	3,215.00
New price delivered for one 1974 Road Sweeper	<u>\$22,200.00</u>

GEORGE MALVESE & CO., Inc., 530 Old Country Road, Hicksville, N. Y. 11800

One 1974 Sweeper - Model 2 - TE-4 Mobile
Delivery Date: Approximately 90 days after receipt of order

Delivered Bid Price	\$27,490.00
Less Trade-in - One 1957 Michigan Tractor Shovel	6,000.00
New price delivered for one 1974 Road Sweeper	<u>\$21,490.00</u>

AND WHEREAS, The sweeper specifications, Paragraph 1, specifies "All Hydraulic Street Sweeper", which the Superintendent of Highways states is for reasons of economy, repairs and the hours of operation are night and it is quieter,

NOW, THEREFORE, BE IT RESOLVED, That based upon that information and the language of the specifications, the Town Board hereby rejects the bid of George Malvese & Co., Inc., in the amount of \$21,490.00, and awards the bid to Municipal Machinery Co., Inc., for \$22,200.00, and

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

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.

WHEREAS, Richard Heinen, Laborer in the Highway Department has satisfactorily completed a probationary period of six months,

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RESOLUTION continued:

NOW, THEREFORE, BE IT RESOLVED, That the Superintendent of Highways be and is hereby authorized to increase Richard Heinen's salary from \$3.35 per hour to \$4.10 per hour, payable bi-weekly, effective August 11th, 1974.

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 Town Clerk be and is hereby authorized to advertise for sealed bids on Black Top requirements for use of the Town of Riverhead Highway Department for the period from September 3rd, 1974 to September 3rd, 1975, and be it

RESOLVED, That specifications and forms for bidding be prepared by the Superintendent of Highways, and bids to be returnable up to 10:00 A. M., on Tuesday, September 3, 1974, and be it further

RESOLVED, That the Town Clerk be and hereby is designated to open publicly and read aloud on Tuesday, Sept. 3rd, 1974 at 10:00 A. M., at the Town Clerk's Office, Town Hall, 220 Roanoke Avenue, Riverhead, New York, all sealed bids bearing the designation, "Bid on Black Top".

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, the Town Board of the Town of Riverhead on December 27th, 1963 accepted the designation of a certain drainage easement off of Doug Lane in Jamesport, and

WHEREAS, the Town of Riverhead is agreeable to relocate said drainage easement.

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and he hereby is authorized to execute a contract with J. Douglas Stark and Walter E. Stark, Jr., relocating the aforesaid easement in accordance with a survey by Howard W. Young, dated April 3, 1974.

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.

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318.

PERSONAL APPEARANCES - continued:

Mrs. Berezney asked if anyone knew what was going to happen on Oliver Street. (Referring to the Petition against Bar and Restaurant proposed for Oliver Street are.)

Supervisor Leonard replied that the Board found out that the people expect to put a Businessman's Lunch in there and the Board has been assured that the business will in no way do anything to disturb the neighborhood.

Mr. Horton complained about the problem with the Town trees, saying that he needs money to spray them and trim away the dead limbs, etc. and the Board won't give him the money.

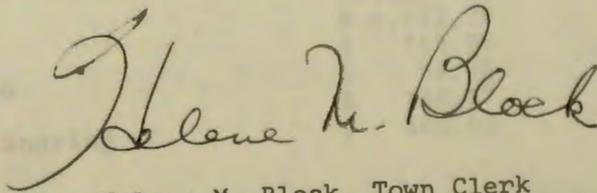
Supervisor Leonard then replied that he had put \$10,000.00 in last year's budget for this purpose and he was turned down and the amount was taken out.

Mr. Hooper said he knew of some people who paid out of their own pockets to have trees sprayed last year, and it was only half done.

Supervisor Leonard said that anyone who wants their trees sprayed must pay for it themselves and if the job is only half done, it is their problem, not the Town's. The Town does not spray for private citizens, just Town property.

He further said that he would try again next year to get some money put into the budget for this purpose.

There being no further business on motion and vote, the meeting adjourned at 9:50 P.M. to meet on Tuesday, September 3rd, 1974 at 10:30 A.M.



Helene M. Block, Town Clerk

HMB:mhj