

MINUTES OF A MEETING OF THE TOWN BOARD OF THE TOWN OF RIVERHEAD
HELD IN THE TOWN HALL ON TUESDAY, SEPTEMBER 5, 1961 AT 9:30 A. M.

PRESENT:

WILLIAM J. LEONARD, SUPERVISOR

BRUNO F. ZALOGA, JR.

THOMAS R. COSTELLO, JUSTICES OF THE PEACE

ELMER A. STOTZKY

ULICK BELL, JR., COUNCILMEN

ALSO PRESENT: JACOB HARDING, TOWN ATTORNEY AND THADDEUS
ZEMBKO, SUPERINTENDENT OF HIGHWAYS.

COUNCILMAN BELL OFFERED THE FOLLOWING RESOLUTION WHICH WAS
SECONDED BY COUNCILMAN STOTZKY.

RESOLVED THAT THE MINUTES OF THE MEETING OF THE TOWN BOARD
HELD IN THE TOWN HALL ON TUESDAY, AUGUST 15, 1961 BE APPROVED AS
SUBMITTED.

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES,
JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR
LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY
ADOPTED.

POLICE REPORT FOR THE MONTH OF AUGUST, 1961 WAS SUBMITTED TO
THE BOARD AND ORDERED PLACED ON FILE.

A COMMUNICATION DATED AUGUST 31, 1961 WAS SUBMITTED TO THE
BOARD FROM JOHN B. THOMAS, CENTRAL SCHOOL DISTRICT No. 2, REQUEST-
ING POLICE SUPERVISION AT THE NEW JUNIOR HIGH SCHOOL ON HARRISON
AVENUE.

IT WAS THE CONSENSUS OF THE BOARD THAT POLICE SUPERVISION BE
PROVIDED AND MATTER WAS REFERRED TO THE CHIEF OF POLICE.

COMMUNICATION ORDERED FILED.

A COMMUNICATION DATED AUGUST 24, 1961 WAS SUBMITTED TO THE
BOARD FROM THE SUFFOLK COUNTY DEPARTMENT OF PLANNING STATING
THAT A PUBLIC HEARING WILL BE HELD RELATIVE TO AMENDMENT TO THE
BUILDING ZONE ORDINANCE OF THE TOWN OF BROOKHAVEN.

COMMUNICATION ORDERED FILED.

COMMUNICATIONS DATED AUGUST 25, 1961 FROM THE LONG ISLAND
LIGHTING COMPANY WERE SUBMITTED TO THE BOARD STATING THAT IMPROVE-
ED LIGHTING HAD BEEN INSTALLED ON NORTHVILLE TURNPIKE AND AT THE
RECREATION FIELD AS PER PRIOR REQUEST OF THE BOARD.

COMMUNICATIONS ORDERED FILED.

A COMMUNICATION DATED AUGUST 18, 1961 FROM THE JAMESPORT-SOUTH JAMESPORT CIVIC ASSOCIATION WAS SUBMITTED TO THE BOARD REQUESTING THE INSTALLATION OF STOP SIGNS AT SECOND AND CENTER STREETS IN SOUTH JAMESPORT.

MATTER REFERRED TO THE CHIEF OF POLICE.
COMMUNICATION ORDERED FILED.

THE TOWN CLERK REPORTED THAT HE HAD RECEIVED A BILL IN THE AMOUNT OF \$161.42 FROM MICHAEL BOTULA, RIVERHEAD, FOR DAMAGES TO HIS CAR DUE TO AN ACCIDENT WITH ONE OF THE POLICE CARS ON AUGUST 19, 1961.

THE TOWN CLERK FURTHER REPORTED THAT HE HAD REFERRED THE MATTER TO FRANK J. SMITH, THE INSURANCE AGENT FOR THE TOWN.

THE TOWN CLERK REPORTED THAT HE WAS SERVED WITH A "NOTICE OF CLAIM", THEODORE SADOWSKI VS TOWN OF RIVERHEAD, ON AUGUST 17, 1961.

THE CLAIM WAS RELATIVE TO AN ACCIDENT THAT OCCURRED AT THE RECREATION FIELD ON PULASKI STREET.

THE TOWN CLERK FURTHER REPORTED THAT HE HAD REFERRED THE MATTER TO FRANK J. SMITH, THE INSURANCE AGENT FOR THE TOWN.

COUNCILMAN STOTZKY OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY JUSTICE COSTELLO.

RESOLVED THAT THE SUPERINTENDENT OF HIGHWAYS BE AND HE IS HEREBY AUTHORIZED TO ATTEND THE ANNUAL CONFERENCE OF THE NEW YORK STATE ASSOCIATION OF TOWN SUPERINTENDENTS OF HIGHWAYS, INC., TO BE HELD AT ALBANY, NEW YORK ON SEPTEMBER 13, 14, 15, 1961 AND THAT ALL NECESSARY EXPENSES BE PAID.

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, NOT VOTING, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

COUNCILMAN STOTZKY OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY JUSTICE COSTELLO.

RESOLVED THAT GEORGE T. BENJAMIN, JAMESPORT, BE AND HE IS HEREBY APPOINTED A SCHOOL CROSSING GUARD, EFFECTIVE SEPTEMBER 6, 1961, TO BE COMPENSATED AT THE RATE OF \$2.00 PER HOUR.

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

JUSTICE ZALOGA OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILMAN STOTZKY.

WHEREAS AN APPLICATION HAS BEEN MADE TO THE TOWN BOARD BY HENRY W. ADELWORTH AND VITUS F. ADELWORTH, AS COPARTNERS DOING BUSINESS UNDER THE FIRM NAME AND STYLE OF THE BLUE LINE, FOR A BUS FRANCHISE WITHIN THE TOWN OF RIVERHEAD,

NOW, THEREFORE BE IT RESOLVED THAT A PUBLIC HEARING BE HELD UPON SAID APPLICATION AND TO CONSIDER THE TERMS UPON WHICH SAID FRANCHISE SHOULD BE GRANTED, AND

FURTHER RESOLVED THAT THE TOWN CLERK PUBLISH THE FOLLOWING NOTICE OF HEARING IN THE NEWS-REVIEW, THE OFFICIAL NEWSPAPER OF THE TOWN:-

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN PURSUANT TO LAW THAT A PUBLIC HEARING WILL BE HELD BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD ON OCTOBER 3RD, 1961 AT 11 A.M. AT THE TOWN HALL ON ROANOKE AVENUE, RIVERHEAD, N.Y., ON THE APPLICATION OF HENRY W. ADELWORTH AND VITUS F. ADELWORTH, AS COPARTNERS DOING BUSINESS UNDER THE FIRM NAME AND STYLE OF THE BLUE LINE, FOR A FRANCHISE TO OPERATE A BUS ROUTE ON THE FOLLOWING STREETS IN THE TOWN OF RIVERHEAD:

BEGINNING AT THE INTERSECTION OF THE RIVERHEAD AND SOUTHAMPTON TOWN LINE ON PECONIC AVENUE, THENCE ALONG PECONIC AVENUE TO MAIN STREET, THENCE WESTERLY TO GRIFFING AVENUE; THENCE NORTHERLY TO THE COUNTY BUILDINGS ON GRIFFING AVENUE; THENCE WESTERLY OVER COURT STREET TO OSBORNE AVENUE; THENCE SOUTHERLY OVER OSBORNE AVENUE TO MAIN STREET; THENCE EASTERLY ALONG MAIN STREET TO PECONIC AVENUE.

THE FOREGOING ROUTE ON CERTAIN TRIPS MAY BE MODIFIED TO ENTER THE TOWN OF RIVERHEAD AT THE BRIDGE OVER THE PECONIC RIVER, CROSSING FROM WEST MAIN STREET TO THE SUFFOLK COUNTY CENTER AND THENCE EAST AND WEST, AS THE CASE MAY BE, ALONG MAIN STREET TO THE FOOT OF GRIFFING AVENUE.

DATED: SEPTEMBER 5, 1961

ANTHONY F. GADZINSKI
TOWN CLERK, TOWN OF
RIVERHEAD, NEW YORK

BY ORDER OF THE TOWN BOARD

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

AFTER BEING DULY ADVERTISED SEALED BIDS FOR APPAREL FOR THE AUXILIARY POLICE WERE OPENED AND READ AS FOLLOWS:

CARL & JACKS-----	\$1,295.95
PERKINS & COMPANY-----	1,345.68
ROBERT VOJVODA-----	1,358.00

A COMMUNICATION WAS PRESENTED TO THE BOARD AS FOLLOWS:

"I, CARL GREENBERG, CO-OWNER OF THE CARL & JACKS OF HAMPTON BAYS, NEW YORK, REQUEST THE WITHDRAWING OF MY SEALED BID ON THE RIVERHEAD AUXILIARY POLICE APPAREL. THE REASON BEING WE ARE NOT IN A POSITION TO FULFILL THE ORDER ON CERTAIN SPECIFICATIONS."

END.

COMMUNICATION ORDERED FILED.

BIDS ORDERED FILED.

JUSTICE ZALOGA OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILMAN STOTZKY.

RESOLVED THAT THE BID FOR APPAREL FOR THE AUXILIARY POLICE BE AND IT IS HEREBY AWARDED TO PERKINS AND COMPANY, RIVERHEAD, N.Y., AT A TOTAL PRICE OF \$1,345.68, SUBJECT TO ITS BID AND SPECIFICATION FORM SUBMITTED, DATED SEPTEMBER 2, 1961.

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

MR. JOHN CORCORAN, FROM THE CIVIL SERVICE EMPLOYEES ASSOCIATION, APPEARED BEFORE THE BOARD RELATIVE TO THE REQUEST OF THE EMPLOYEES OF THE HIGHWAY DEPARTMENT RELATIVE TO PAY INCREASES, VACATION TIME, SICK LEAVES, ETC.

IT WAS THE CONSENSUS OF THE BOARD THAT THIS MATTER BE BROUGHT UP FOR DISCUSSION AT THE NEXT MEETING OF THE BOARD ON SEPTEMBER 19TH.

MR. WILLIAM BUZ, FROM THE RIVERHEAD CHAMBER OF COMMERCE, APPEARED BEFORE THE BOARD AND PRESENTED A SKETCH OF A PROPOSED BILLBOARD TO BE ERECTED BY THE CHAMBER OF COMMERCE AND TO BE PAID FOR FROM THE TOWN PUBLICITY FUND, SAID BILLBOARD TO BE ERECTED AT CALVERTON.

MR. BUZ ALSO STATED THAT THE CHAMBER OF COMMERCE REQUESTS THAT THE AMOUNT OF THE PUBLICITY FUND BE INCREASED IN THE 1962 BUDGET.

SUPERVISOR LEONARD REPORTED THAT HE HAD A CONFERENCE WITH REPRESENTATIVES OF THE BOY SCOUT COUNCIL AND THEY STATED THAT THE COUNCIL IS NOT INTERESTED IN SELLING OR LEASING ANY OF ITS PROPERTY AT BAITING HOLLOW, FOR USE AS A PUBLIC BEACH, AS THEY PLAN TO DEVELOP ADDITIONAL LAND FOR THEIR OWN USE.

JUSTICE ZALOGA OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILMAN BELL.

RESOLVED THAT THE TOWN CLERK BE AND HE IS HEREBY AUTHORIZED TO ADVERTISE FOR SEALED BIDS FOR FOUR (4) 30 WATT, 2-WAY POLICE RADIOS.

BIDS TO BE RECEIVED UP TO 10 A.M. ON SEPTEMBER 13, 1961.

SPECIFICATIONS TO BE PREPARED BY THE CHIEF OF POLICE.

FURTHER RESOLVED THAT THE SUPERVISOR, TOWN CLERK AND THE CHIEF OF POLICE BE AUTHORIZED TO OPEN SAID BIDS.

THE VOTE---COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

SPECIAL ATTORNEY WILLIAM W. ESSEKS APPEARED BEFORE THE BOARD RELATIVE TO THE HEROD POINT ROAD IMPROVEMENT DISTRICT.

HE PRESENTED TO THE BOARD A DEED OF DEDICATION AND RELEASE FROM JAMES F. DOYLE, JAMES F. UHLINGER, CATHERINE McCRICKERT AND THE HEROD POINT REALTY CORPORATION.

DEED OF DEDICATION AND RELEASE ORDERED FILED.

JUSTICE BRUNO F. ZALOGA OFFERED THE FOLLOWING RESOLUTION, WHICH WAS SECONDED BY COUNCILMAN ELMER A. STOTZKY.

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IN THE MATTER OF THE
PETITION OF THE OWNERS OF MORE THAN :
ONE-HALF OF THE REAL PROPERTY FRONT-
ING ON HEROD POINT ROAD, MAPLE ROAD, :
BERRY LANE, AND CHERRY LANE, FOR THE
IMPROVEMENT OF SAID STREETS. :

RESOLUTION ACCEPTING
OFFER OF DEDICATION.

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UPON READING AND FILING THE OFFER OF DEDICATION AND RELEASE OF JAMES F. DOYLE, JAMES F. UHLINGER, CATHERINE McCRICKERT, AND THE HEROD POINT REALTY CORP., DATED SEPTEMBER 1, 1961, DEDICATING AND RELEASING HEROD POINT ROAD, MAPLE ROAD, BERRY LANE AND CHERRY LANE TO THE TOWN OF RIVERHEAD FOR HIGHWAY PURPOSES, WHICH SAID ROADS AND LANES ARE DESIGNATED AND DELINEATED ON A CERTAIN PLAN AND PROFILE OF ROADS IN THE PROPOSED HEROD POINT ROAD IMPROVEMENT DISTRICT AT WADING RIVER, NEW YORK, WHICH SAID PLAN AND PROFILE WAS FILED WITH THE TOWN BOARD OF THE TOWN OF RIVERHEAD ON JULY 3, 1961;

BE IT RESOLVED THAT THE SAID TOWN OF RIVERHEAD DOES ACCEPT SAID OFFER OF DEDICATION AND THE SAID DEED OF DEDICATION, AND THAT THE SAID TOWN BOARD DOES, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 171 OF THE HIGHWAY LAW OF THE STATE OF NEW YORK, CONSENT THAT THE TOWN SUPERINTENDENT OF HIGHWAYS OF THE TOWN OF RIVERHEAD SHALL MAKE AN ORDER LAYING OUT THE AFORESAID TOWN HIGHWAYS, THE SAID TOWN HIGHWAYS TO CONSIST OF THE LANDS DESCRIBED IN THE SAID DEED OF DEDICATION AND RELEASE, AND TO EXTEND AS DELINEATED UPON THE MAP AS HERETOFORE FILED HEREIN, AND BE IT FURTHER

RESOLVED, THAT THE TOWN CLERK BE AND HE HEREBY IS DIRECTED TO CAUSE SAID RELEASE AND DEDICATION TO BE RECORDED IN THE OFFICE OF THE CLERK OF SUFFOLK COUNTY.

THE ADOPTION OF THE FOREGOING RESOLUTION WAS DULY PUT TO A VOTE FOR A ROLL CALL WHICH RESULTED AS FOLLOWS:

AYES: WILLIAM J. LEONARD, SUPERVISOR
BRUNO F. ZALOGA, JR., JUSTICE OF THE PEACE
ELMER A. STOTZKY, COUNCILMAN
ULICK BELL, JR, COUNCILMAN
THOMAS R. COSTELLO, JUSTICE OF THE PEACE

NAYS: NONE

THE FOREGOING RESOLUTION WAS DECLARED UNANIMOUSLY ADOPTED.

COUNCILMAN ELMER A. STOTZKY OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY JUSTICE BRUNO F. ZALOGA, JR.

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IN THE MATTER OF THE
 PETITION OF THE OWNERS OF MORE THAN :
 ONE-HALF OF THE REAL PROPERTY FRONTING : RESOLUTION AND ORDER
 ON HEROD POINT ROAD, MAPLE ROAD, BERRY : AFTER PUBLIC HEARING
 LANE, AND CHERRY LANE, FOR THE IMPROVE- : FOR STREET IMPROVEMENT
 MENT OF SAID STREETS. :

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WHEREAS, A WRITTEN PETITION DATED JULY 3, 1961, WAS DULY FILED WITH THIS BOARD REQUESTING THE PERMANENT IMPROVEMENT OF HEROD POINT ROAD, MAPLE ROAD, BERRY LANE AND CHERRY LANE, BEING HIGHWAYS IN THIS TOWN AT WADING RIVER BY CERTAIN PERMANENT IMPROVEMENTS THEREOF IN THE MANNER HEREINAFTER DETERMINED UPON THE BOARD, AND

WHEREAS, SAID PETITION WAS DULY SIGNED BY OWNERS OF REAL ESTATE OWNING REAL ESTATE TO THE EXTENT OF AT LEAST ONE-HALF OF THE ENTIRE FRONTAGE OR BOUNDS ON BOTH SIDES OF SAID HIGHWAYS AS SET OUT ON THE MAP FILED WITH THE PETITION HEREIN AND ALSO SIGNED BY RESIDENT OWNERS OWNING NOT LESS THAN ONE-HALF OF THE FRONTAGE OWNED BY RESIDENT OWNERS RESIDING ALONG SAID HIGHWAYS AS SET FORTH ON SAID MAP, AND

WHEREAS, THE SAID PETITION WAS DULY ACKNOWLEDGED OR PROVED AS TO EACH SIGNER IN THE SAME MANNER AS REQUIRED OF A DEED TO BE RECORDED, AND

WHEREAS, AT A MEETING OF SAID TOWN BOARD DULY CALLED AND HELD ON THE 6TH DAY OF JULY, 1961, AN ORDER WAS DULY ADOPTED BY IT AND ENTERED IN ITS MINUTES, RECITING THE FILING OF SUCH PETITION, THE IMPROVEMENT PROPOSED AND THE MAXIMUM AMOUNT PROPOSED TO BE EXPENDED FOR THE IMPROVEMENT AS STATED IN SUCH PETITION, TO WIT, THE SUM OF \$41,000.00, AND SPECIFYING THAT THE SAID BOARD WOULD MEET TO CONSIDER THE PETITION AND TO HEAR ALL PERSONS INTERESTED IN THE SUBJECT THEREOF CONCERNING THE SAME, AT THE TOWN HALL AT 220 ROANOKE AVENUE IN SAID TOWN ON THE 1ST DAY OF AUGUST, 1961, AT 10:00 O'CLOCK, A.M., AND

WHEREAS THE SAID ORDER, DULY CERTIFIED BY THE TOWN CLERK, WAS DULY PUBLISHED AND POSTED AS REQUIRED BY LAW, TO WIT, A DULY CERTIFIED COPY THEREOF WAS PUBLISHED IN THE "NEWS-REVIEW", THE OFFICIAL PAPER OF THIS TOWN, ON JULY 20, 1961, AND SAID COPIES OF SUCH ORDER WERE POSTED ON THE 21ST DAY OF JULY, 1961, CONSPICUOUSLY IN FIVE PUBLIC PLACES NEAR THE SAID HIGHWAYS, AND

WHEREAS A PUBLIC HEARING WAS DULY HELD BY THIS TOWN BOARD AT THE PLACE AND ON THE DATE AND TIME HEREINBEFORE MENTIONED, AND AT SUCH PLACE AND TIME, THE SAID TOWN BOARD DID DULY CONSIDER THE SAID PETITION AND HEAR ALL PERSONS INTERESTED,

NOW, THEREFORE, AFTER SUCH HEARING AND UPON THE EVIDENCE GIVEN THEREAT AND PURSUANT TO THE PROVISIONS OF SECTION 200 OF THE TOWN LAW OF THE STATE OF NEW YORK, IT IS HEREBY

RESOLVED THAT THIS BOARD DOES HEREBY DETERMINE THAT IT IS IN THE PUBLIC INTEREST TO MAKE THE IMPROVEMENT PETITIONED FOR, TO WIT, BY

THE SURFACING OF SAID HIGHWAYS WITH FLEXIBLE PAVEMENT WITH PENETRATION MACADAM FOR THE ENTIRE PORTION OF SAID HIGHWAYS AS SET OUT ON A MAP FILED WITH THE PETITION HEREIN AND IN ACCORDANCE WITH SECTION 11, SUB (A), SUB 20 (C) OF THE LOCAL FINANCE LAW, AND BY THE PERMANENT CONSTRUCTION OF DRAINAGE FACILITIES, CONCRETE CURBS AND GUTTERS, INCLUDING TWO RECHARGE BASINS, AND IT IS FURTHER

RESOLVED THAT ALDEN W. YOUNG, AS ENGINEER FOR THIS TOWN SHALL PREPARE DEFINITE PLANS AND SPECIFICATIONS AND MAKE A CAREFUL ESTIMATE OF THE EXPENSE, AND WITH THE ASSISTANCE OF WILLIAM W. ESSEKS, ESQ., AN ATTORNEY AT LAW OF RIVERHEAD, N.Y., WHO IS HEREBY EMPLOYED FOR SUCH PURPOSE, SHALL PREPARE A PROPOSED CONTRACT FOR THE EXECUTION OF THE WORK; AND THAT SUCH PLANS AND SPECIFICATIONS, ESTIMATE AND PROPOSED CONTRACT SHALL BE PRESENTED TO THE BOARD AS SOON AS REASONABLY POSSIBLE; AND IT IS HEREBY

ORDERED THAT THE TOWN CLERK SHALL FILE A CERTIFIED COPY OF THIS RESOLUTION AND ORDER WITHIN TEN DAYS HEREOF IN THE OFFICE OF THE COUNTY CLERK OF SUFFOLK COUNTY.

THE ADOPTION OF THE FOREGOING RESOLUTION WAS DULY PUT TO A VOTE FOR A ROLL CALL WHICH RESULTED AS FOLLOWS:

AYES: WILLIAM J. LEONARD, SUPERVISOR
BRUNO F. ZALOGA, JR., JUSTICE OF THE PEACE
ELMER A. STOTZKY, COUNCILMAN
ULICK BELL, JR., COUNCILMAN
THOMAS R. COSTELLO, JUSTICE OF THE PEACE

NAYS: NONE

THE FOREGOING RESOLUTION WAS DECLARED UNANIMOUSLY ADOPTED.

COUNCILMAN ELMER A. STOTZKY OFFERED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:-

BOND RESOLUTION OF THE TOWN OF RIVERHEAD, NEW YORK, ADOPTED SEPTEMBER 5, 1961, AUTHORIZING THE IMPROVEMENT OF HEROD POINT ROAD, MAPLE ROAD, BERRY LANE AND CHERRY LANE, IN SAID TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$41,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$41,000 SERIAL BONDS OF THE TOWN TO FINANCE SAID APPROPRIATION.

RECITAL

WHEREAS, FOLLOWING SUBMISSION OF A PETITION DULY EXECUTED AND ACKNOWLEDGED AND AFTER A PUBLIC HEARING DULY CALLED AND HELD, THE TOWN BOARD OF THE TOWN OF RIVERHEAD, IN THE COUNTY OF SUFFOLK, NEW YORK, DULY ADOPTED ON SEPTEMBER 5, 1961, A RESOLUTION AND ORDER AFTER PUBLIC HEARING FOR STREET IMPROVEMENT DETERMINING THAT IT IS IN THE PUBLIC INTEREST TO IMPROVE HEROD POINT ROAD, MAPLE ROAD, BERRY LANE AND CHERRY LANE, IN SAID TOWN, THEREIN DESCRIBED, IN ACCORDANCE WITH THE SPECIFICATIONS REQUIRED FOR

HIGHWAYS IN SAID TOWN, NOW IN EFFECT, AND IT IS NOW NECESSARY AND ADVISABLE TO PROVIDE FOR THE FINANCING OF SAID IMPROVEMENT AT A COST NOT TO EXCEED \$41,000 BY THE ISSUANCE OF BONDS, NOW, THEREFORE, BE IT

RESOLVED BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD, IN THE COUNTY OF SUFFOLK, NEW YORK, (BY THE FAVORABLE VOTE OF NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS OF SAID BOARD) AS FOLLOWS:

SECTION 1. THE TOWN OF RIVERHEAD, IN THE COUNTY OF SUFFOLK, NEW YORK, HEREBY AUTHORIZES THE CONSTRUCTION AND INSTALLATION OF FLEXIBLE PAVEMENT WITH PENETRATION OR PLANT MIX BOTTOM COURSE AND HEAVY DUTY, BITUMINOUS CONCRETE WEARING SURFACE ON AND ALONG HEROD POINT ROAD, MAPLE ROAD, BERRY LANE AND CHERRY LANE, PUBLIC HIGHWAYS IN SAID TOWN OF RIVERHEAD, INCLUDING CURBS, GUTTERS, DRAINAGE FACILITIES, TWO RECHARGE BASINS, LANDSCAPING AND GRADING AND IMPROVING OF THE RIGHTS OF WAY AND IMPROVEMENTS IN CONNECTION THEREWITH, ALL AS HEREINABOVE REFERRED TO IN THE RECITAL HEREOF AND IN ACCORDANCE WITH THE MAP, PLAN AND SPECIFICATIONS AND ESTIMATE OF COST PREPARED BY ALDEN W. YOUNG, P.E., ON FILE IN THE OFFICE OF THE TOWN CLERK AND HEREBY APPROVED. THE ESTIMATED MAXIMUM COST OF SAID SPECIFIC OBJECT OR PURPOSE, INCLUDING PRELIMINARY COSTS AND COSTS INCIDENTAL THERETO AND THE FINANCING THEREOF IS \$41,000 AND THE SAID SUM IS HEREBY APPROPRIATED THEREFOR. THE PLAN OF FINANCING IS THE ISSUANCE OF SERIAL BONDS OF THE TOWN OF RIVERHEAD IN THE PRINCIPAL AMOUNT OF \$41,000 AND THE ASSESSMENT, LEVY AND COLLECTION OF ASSESSMENTS FROM THE SEVERAL LOTS AND PARCELS OF LAND WHICH THE TOWN BOARD SHALL DEEM ESPECIALLY BENEFITED BY SUCH IMPROVEMENT TO PAY THE PRINCIPAL OF SAID BONDS AND THE INTEREST THEREON SO MUCH UPON AND FROM EACH AS SHALL BE IN JUST PROPORTION TO THE AMOUNT OF BENEFIT WHICH SUCH IMPROVEMENT SHALL CONFER UPON THE SAME.

SECTION 2. TO FINANCE THE SAID APPROPRIATION, SERIAL BONDS OF THE TOWN OF RIVERHEAD ARE HEREBY AUTHORIZED TO BE ISSUED IN THE PRINCIPAL AMOUNT OF \$41,000 PURSUANT TO THE PROVISIONS OF THE LOCAL FINANCE LAW, CONSTITUTING CHAPTER 33-A OF THE CONSOLIDATED LAWS OF THE STATE OF NEW YORK.

SECTION 3. THE FOLLOWING ADDITIONAL MATTERS ARE HEREBY DETERMINED AND STATED:

(A) THE PERIOD OF PROBABLE USEFULNESS OF THE SPECIFIC OBJECT OR PURPOSE FOR WHICH THE BONDS AUTHORIZED BY THIS RESOLUTION ARE TO BE ISSUED WITHIN THE LIMITATIONS OF §11.00 a. 20 (c) OF SAID LOCAL FINANCE LAW, IS FIFTEEN (15) YEARS.

(B) CURRENT FUNDS ARE NOT REQUIRED BY SAID LAW TO BE PROVIDED PRIOR TO THE ISSUANCE OF THE BONDS AUTHORIZED BY THIS RESOLUTION, OR ANY NOTES IN ANTICIPATION THEREOF, PURSUANT TO SECTION 107.00 D. 3 (c) OF SAID LOCAL FINANCE LAW.

(C) THE PROPOSED MATURITY OF THE BONDS AUTHORIZED BY THIS RESOLUTION MAY EXCEED FIVE (5) YEARS.

SECTION 4. EACH OF THE BONDS AUTHORIZED BY THIS RESOLUTION AND ANY NOTES IN ANTICIPATION THEREOF SHALL CONTAIN THE RECITAL OF VALIDITY PRESCRIBED BY §52.00 OF SAID LOCAL FINANCE LAW AND SAID BONDS AND ANY NOTES ISSUED IN ANTICIPATION OF SAID BONDS

SHALL BE GENERAL OBLIGATIONS OF THE TOWN OF RIVERHEAD, PAYABLE AS TO BOTH PRINCIPAL AND INTEREST BY GENERAL TAX UPON ALL THE TAXABLE REAL PROPERTY WITHIN THE TOWN WITHOUT LIMITATION AS TO RATE OR AMOUNT. THE FAITH AND CREDIT OF THE TOWN OF RIVERHEAD ARE HEREBY IRREVOCABLY PLEDGED TO THE PUNCTUAL PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS AND PROVISION SHALL BE MADE ANNUALLY IN THE BUDGETS OF THE TOWN BY APPROPRIATION FOR (A) THE AMORTIZATION AND REDEMPTION OF THE BONDS TO MATURE IN SUCH YEAR AND (B) THE PAYMENT OF INTEREST TO BE DUE AND PAYABLE IN SUCH YEAR.

SECTION 5. SUBJECT TO THE PROVISIONS OF THIS RESOLUTION AND OF SAID LOCAL FINANCE LAW, AND PURSUANT TO THE PROVISIONS OF §30.00 RELATIVE TO THE AUTHORIZATION OF THE ISSUANCE OF BOND ANTICIPATION NOTES AND OF §50.00 AND §§56.00 TO 60.00 OF SAID LAW, THE POWERS AND DUTIES OF THE TOWN BOARD RELATIVE TO PRESCRIBING THE TERMS, FORM AND CONTENTS AND AS TO THE SALE AND ISSUANCE OF THE BONDS HEREBY AUTHORIZED AND ANY NOTES ISSUED IN ANTICIPATION THEREOF ARE HEREBY DELEGATED TO THE SUPERVISOR AS THE CHIEF FISCAL OFFICER OF THE TOWN.

SECTION 6. THE VALIDITY OF THE BONDS AUTHORIZED BY THIS RESOLUTION AND OF ANY BOND ANTICIPATION NOTES ISSUED IN ANTICIPATION OF SAID BONDS, MAY BE CONTESTED ONLY IF:

(A) SUCH OBLIGATIONS ARE AUTHORIZED FOR AN OBJECT OR PURPOSE FOR WHICH THE TOWN IS NOT AUTHORIZED TO EXPEND MONEY, OR

(B) THE PROVISIONS OF LAW WHICH SHOULD BE COMPLIED WITH AT THE DATE OF THE PUBLICATION OF SUCH RESOLUTION, ARE NOT SUBSTANTIALLY COMPLIED WITH,

AND AN ACTION, SUIT OR PROCEEDING CONTESTING SUCH VALIDITY, IS COMMENCED WITHIN TWENTY DAYS AFTER THE DATE OF SUCH PUBLICATION, OR

(C) SUCH OBLIGATIONS ARE AUTHORIZED IN VIOLATION OF THE PROVISIONS OF THE CONSTITUTION.

SECTION 7. THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY.

THE ADOPTION OF THE FOREGOING RESOLUTION WAS SECONDED BY JUSTICE THOMAS R. COSTELLO AND DULY PUT TO A VOTE ON ROLL CALL, WHICH RESULTED AS FOLLOWS:

AYES: WILLIAM J. LEONARD, BRUNO F. ZALOGA, JR.

ELMER A. STOTZKY, ULICK BELL, JR., THOMAS R. COSTELLO.

NOES: NONE.

THE RESOLUTION WAS DECLARED UNANIMOUSLY ADOPTED.

COUNCILMAN ELMER A. STOTZKY OFFERED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:-

RESOLVED BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD, IN THE COUNTY OF SUFFOLK, NEW YORK, AS FOLLOWS:

SECTION 1. THE TOWN CLERK IS HEREBY DIRECTED TO PUBLISH THE FOREGOING BOND RESOLUTION, IN FULL, IN "THE NEWS-REVIEW", A NEWSPAPER PUBLISHED IN THE TOWN OF RIVERHEAD AND HAVING A GENERAL CIRCULATION IN SAID TOWN, WHICH NEWSPAPER IS HEREBY DESIGNATED AS THE OFFICIAL

NEWSPAPER OF THE TOWN FOR SUCH PUBLICATION, TOEGTHER WITH THE TOWN CLERK'S STATUTORY NOTICE IN SUBSTANTIALLY THE FORM PRESCRIBED BY SECTION 81.00 OF THE LOCAL FINANCE LAW OF THE STATE OF NEW YORK. SECTION 2. THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY.

THE ADOPTION OF THE FOREGOING RESOLUTION WAS SECONDED BY JUSTICE BRUNO F. ZALOGA, JR. AND DULY PUT TO A VOTE ON ROLL CALL, WHICH RESULTED AS FOLLOWS:

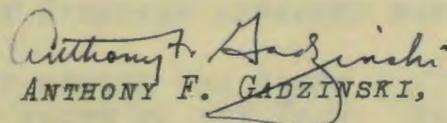
AYES: WILLIAM J. LEONARD, BRUNO F. ZALOGA, JR.
ELMER A. STOTZKY, ULICK BELL, JR., THOMAS R. COSTELLO.

NOES: NONE.

THE RESOLUTION WAS DECLARED UNANIMOUSLY ADOPTED.

THE TOWN BOARD CONVENED AS A BOARD OF AUDIT AND EXAMINED ALL TOWN BILLS TO DATE, THE TOTAL OF WHICH WAS AS FOLLOWS: GENERAL TOWN---\$18,844.46 AND MACHINERY FUND---\$4,171.59. ON MOTION MADE BY COUNCILMAN STOTZKY, AND SECONDED BY JUSTICE ZALOGA, IT WAS RESOLVED THAT THE BILLS BE APPROVED AS RENDERED. THE VOTE--- COUNCILMAN BELL, YES, COUNCILMAN STOTZKY, YES, JUSTICE ZALOGA, YES, JUSTICE COSTELLO, YES, AND SUPERVISOR LEONARD, YES. THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

THERE BEING NO FURTHER BUSINESS ON MOTION AND VOTE, THE MEETING ADJOURNED TO MEET ON TUESDAY, SEPTEMBER 19, 1961 AT 9:30 A. M.


ANTHONY F. GADZINSKI, TOWN CLERK

AFG:MVB