

Minutes of a meeting of the Town Board of the Town of Riverhead held in the Town Hall on Tuesday, August 19, 1958 at 9:30 A.M.

Present:

William J. Leonard, Supervisor

Otis G. Pike

Bruno F. Zaloga, Jr., Justices of the Peace

John H. Benedict

Elmer A. Stotzky, Councilmen

Also Present: Jacob Harding, Town Attorney and Myron C. Young, Superintendent of Highways.

Minutes of the meetings of the Town Board held on July 15, 1958 and August 5, 1958 were submitted to the Board and on motion made by Justice Pike and seconded by Justice Zaloga, it was Resolved that the minutes be approved as submitted.

A group from the Northville Civic Association appeared before the Board relative to the spillage of oil on the Sound in the vicinity of the Northville Dock Corporation.

Mr. George Cadwell mentioned that there was a leak in the pipeline owned by the Northville Dock Corporation and that his purpose was to inform the Board of this and to find out what steps could be taken in the future to safeguard against a similiar happening. He submitted pictures showing the oil in the Sound, and samples of the oil and Sound water.

Mrs. Matthews mentioned that the operations of the Northville Dock Corporation were not conducted in a satisfactory manner. She said there was debris on the beach, that the area was not landscaped causing dust and dirt to blow in all directions, that there was junk and trash on the premises and that she had observed oil bubbling up on the water along the path of the underground pipe line of the Dock Corporation.

Mr. Earl Granttham mentioned that property investments in the area had been impaired and that the enjoyment of the property by the respective adjoining owners had been destroyed. He asked that the Board pass an ordinance or ordinances for the protection of property.

Supervisor Leonard mentioned that he had made an inspection of the oil condition on the Sound with the Chief of Police and that he had no knowledge of the leak in the underground pipe line owned by the Dock Corporation. He further stated that the Coast Guard had taken samples of the oil in the Sound and that he would contact the Coast Guard for the result of their investigation and that he would pass this information on to the Civic Association.

Justice Pike offered the following resolution which was seconded by Justice Zaloga.

Whereas operations of the Northville Dock Corporation at Northville, Town of Riverhead, N.Y. have apparently resulted in oil leakage which continues at present time. This is causing substantial damage

to recreational facilities and property values to private owners within the Town of Riverhead.

Now, Therefore, Be It RESOLVED that the Town Board of the Town of Riverhead requests that immediate and thorough investigation of this reported leakage be undertaken and that if investigation proves such leakage that all operations be suspended until the condition is permanently remedied.

Further RESOLVED that this resolution be sent by telegram to the U.S. Coast Guard, the U.S. Army Corps of Engineers and the State Supt. of Public Works.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

After being duly advertised sealed bids on the public sale of one (1) 1953 Cushman scooter were opened as follows:

Adam Ruthnowski---\$55.00

Bids ordered filed.

Councilman Benedict offered the following resolution which was seconded by Justice Pike.

RESOLVED that the bid for one (1) Cushman scooter be and it is hereby awarded to Adam Ruthnowski, Riverhead, N.Y., total bid price, \$55.00.

Further RESOLVED that this payment of \$55.00 be added to the General Town Fund.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Councilman Benedict offered the following resolution which was seconded by Justice Pike.

RESOLVED, this 19th day of August, 1958 by the Town Board of the Town of Riverhead, New York as follows:

Section 1. The purchase by the Town of Riverhead of road material to supplement the previous material purchased by funds from the appropriation given in the Highway General Repairs Item No. 1 Fund Budget for the year 1958, is hereby authorized. For the purpose of providing funds to pay the cost thereof, the Town of Riverhead shall issue and sell a Budget Note in the amount of \$20,000.00.

Section 2. That, except as herein specifically prescribed, said note shall be of the date, terms, form, contents and place of payment at a rate of interest not exceeding three (3%) per centum per annum, as may be determined by the Town Supervisor, consistent, however, with the provisions of the said Local Finance Law of the State of New York; and shall be executed in the name of the said Town by its Supervisor, sealed with the corporate seal of the Town, and attested by the Town Clerk.

Section 3. The said note shall be sold at private sale by the Town Supervisor at a price of not less than par value of and accrued interest if any and the proceeds of sale shall be deposited in the Highway General Repair Item No. 1 Fund.

Section 4. The full faith and credit of the Town of Riverhead, New York, are pledged to the punctual payment of principal of and interest on said note.

Further RESOLVED that the Town Clerk be and he is hereby authorized to advertise for bids on 100,000 gallons or more of liquid asphalt materials for the Superintendent of Highways.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Justice Pike offered the following resolution which was seconded by Councilman Stotzky.

RESOLVED that the Town Clerk be and he is hereby authorized to attend a Statewide school for Town Clerks in Albany, N.Y., on Sept. 8, 9th and 10th, 1958 and that all necessary expenses be paid.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Councilman Benedict offered the following resolution which was seconded by Justice Zaloga.

RESOLVED that the Long Island Lighting Company be and they are hereby authorized to install improved street lighting on Ostrander Avenue in the Riverhead Lighting District as per their survey and letter dated July 22, 1958.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Councilman Stotzky requested that a letter of appreciation be forwarded to the Riverhead Fire Department and its officers for their "Clean up Campaign" and "Home Safety Check List Campaign for Home-Owners." The Town Clerk was instructed to forward said letter.

Justice Pike offered the following resolution which was seconded by Justice Zaloga.

RESOLVED, that the Supervisor be authorized to transfer the sum of \$10,735.76, from the General Town Current Surplus Account to the following accounts:

Town Board/Other Expense.....	\$ 723.93
Town Board/Social Security.....	4,925.23
Town Board/Retirement System.....	1,413.37
Supervisor's Office Expense.....	101.75
Justices' Office Expense.....	325.82
Public Utilities/Town Dump Expenses.....	1,047.41
Public Utilities/Dredging and Bulkheading	2,198.25
	<u>\$10,735.76</u>

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Councilman Stotzky offered the following resolution which was seconded by Justice Zaloga.

Whereas, previous approval has already been given for the purchase of a Tax Accounting Addressograph Maching for the Assessor's Office, and Whereas, the matter was advertised for public bids and the low bid of \$18,159.10 was accepted, and

Whereas, the machine has been installed and bills submitted, and the sum of \$6,159.10 has already been appropriated for that purpose and the balance of \$12,000.00 is necessary for the purpose of payment in full for the machine,

Now, Therefore, Be It RESOLVED, that the Town Board of the Town of Riverhead borrow the sum of \$12,000.00 on a Capital Note; that the Supervisor be and he is hereby authorized to sign said note in the name of the Town; that said note may be sold at public or private sale and shall mature before the end of the second fiscal year from the date of issue; and that 50% of said note shall be paid within the first fiscal year after the date of issue; that the rate of interest shall not exceed 3%, with the usual place of payment.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Councilman Benedict offered the following resolution which was seconded by Justice Zaloga.

RESOLVED that the Town Clerk be and he is hereby authorized to give public notice in the official newspaper published in the Town of Riverhead as follows:

Take Notice that a public hearing will be held before the Riverhead Town Board at Riverhead Town Hall, Riverhead, N.Y., on September 2, 1958, at 10 A.M., on a proposal to enact the following ordinance:

ORDINANCE NO. 8

(ORDINANCE ON REMOVAL OF ABANDONED AND OTHER VEHICLES)

Section 1. It shall be unlawful for any owner or operator to abandon a vehicle of any type, disabled or otherwise, on any portion of a public highway within the Town of Riverhead. For the purpose of this section the word "abandon" shall mean the leaving of a vehicle parked in the same space for a period of more than forty-eight (48) hours. The word "vehicle" shall mean the same as set forth in the Vehicle and Traffic Law.

Section 2. Any owner or operator of a vehicle parked on any portion of a public highway shall, upon the request of a police officer, whether the vehicle is parked in a metered space, or otherwise, remove said vehicle from said space during the following circumstances and emergencies:

- (A). Snow Storms: Whenever the Supt. of Highways is required to employ snow removal equipment.
- (B). Floods: Whenever public highways or public parking fields are in danger of becoming flooded by high tides or heavy rain storms.
- (C). Fire: Whenever parked vehicles impede the functions of a fire department during an alarm.
- (D). Public Emergency: Whenever an emergency is declared by the Supervisor of the Town for the purposes of civil defense, or otherwise.
- (E). Street Cleaning: Whenever the Supt. of Highways is required to employ street sweeping or street cleaning equipment.

Section 3. Whenever a motor vehicle has been abandoned, or whenever the removal of a vehicle has been requested by a police

officer and the same is not moved by the owner or operator, then and in either event any officer of the Riverhead Police Department shall be authorized to engage a competent tow service truck and remove any vehicle to a point that has been designated or indoor or outdoor storage. The payment of a reasonable charge for such removal and storage shall be made by the owner or operator.

Section 4. The Police Commissioner shall designate a point or points for indoor and outdoor storage. The charges for towing shall be \$10.00. The charges for indoor storage \$2.00 per day. The charges for outdoor storage \$1.00 per day.

Section 5. Any person or persons who shall violate or fail to comply with any of the provisions of this ordinance shall be guilty of a misdemeanor, punishable by a fine not exceeding \$100.00 or thirty days in jail, or both.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Supervisor's Report for the month of July 1958 was submitted to the Board and ordered placed on file.

A street lighting contract from the Long Island Lighting Company for Extension #1, Riverhead Light District No. 1, was presented to the Board, duly executed by the members of the Board and ordered returned to the Lighting Company for their executive signatures.

A letter from Kostanty Kobylenski, Riverhead, N.Y., was read to the Board as follows:

"I, the undersigned, hereby tender my resignation as School Traffic Officer of the Town of Riverhead, N.Y., effective this date. My health and age prevents me from executing the duties of a school officer." End.

Councilman Stotzky offered the following resolution which was seconded by Councilman Benedict.

RESOLVED that the resignation of Kostanty Kobylenski as School Traffic Officer be and it is hereby accepted.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Justice Zaloga offered the following resolution which was seconded by Councilman Benedict.

RESOLVED that John Carlson, Riverhead, N.Y., be and he is hereby appointed a part-time school traffic officer to be compensated at the rate of \$1.75 per hour, effective September 3, 1958.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Councilman Benedict offered the following resolution which was seconded by Councilman Stotzky.

RESOLVED that Myron C. Young, Superintendent of Highways, be and he is hereby authorized to attend the 29th Annual Convention of the New York State Association of Town Superintendents of Highways, Inc., to be held in Syracuse, N.Y., on September 10, 11 and 12, 1958, and that all necessary

expenses be paid.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

A letter dated August 15, 1958 from Robert Vojvoda, Riverhead, N.Y. was read to the Board relative to the uncontrollable fly and mosquito problem in the section of the Town bounded by Sunrise, Meadow, Further and Daly Avenues.

He mentioned that the Suffolk County Mosquito Commission was not successfully controlling this problem and that requests to the Suffolk County Board of Health received negative results.

He further recommended that the Town purchase a portable fly and mosquito exterminating unit.

It was the consensus of the Board that cost figures be obtained on an portable fly and mosquito exterminating unit and that the Supervisor contact the Suffolk County Mosquito Commission and request more frequent spraying in this area.

Letter ordered filed.

A resolution from the Riverhead Town Planning Board was submitted to the Board as follows:

"Whereas the Town Board of the Town of Riverhead referred to this Board the request of the Herod Point Civic Association of determining whether a road district might be created adjacent to Herod Point Road and Maple Road at "Herod Point Estates", Wading River, New York, and

Whereas, representatives of this Board made a field inspection of these roads and studied the relationship of an estimated cost to the assessed valuation of the property, and

Whereas, this Board found that the part of Maple Road southerly of Berry Lane was not developed, immediately omitted this portion of Maple Road lying between Cherry Lane and Berry Lane, and

Whereas, this Board found that there is an assessed valuation of approximately \$65,000 on Herod Point Road and approximately \$14,000 on Cherry Lane, Berry Land and that portion of Maple Road lying between Cherry Lane and Berry Lane, and

Whereas, this Board has without any detailed information estimated the cost of the improvement of above mentioned roads of a length of approximately 3,200 feet in accordance with the specifications in the Rules and Regulations for the Acceptance of Public Highways in the Town of Riverhead to be \$24,000 and are basing their report on this estimate, which should be carefully estimated after a proper survey and report, and if this carefully prepared estimate is considerably greater than \$24,000 this Board would wish to review this matter in light of this finding, and

Whereas, this Board has estimated from these figures that the amount to be paid annually on a bond issue of 15 years would be 60¢ per lineal foot or would be a tax for the next 15 years for the lots in "Herod Point Estates", which are 60 feet in width, of \$36.00 annually, and

Whereas, this Board has reviewed this data in light of certain points used as a criteria for determining public interest and finds that the relationship of the cost of improvement to the assessed valuation is not exorbitant, and feels that the debt limit of the Town would not be jeopardized by this improvement, and feels that there is considerable traffic generated on adjacent streets because there are at the present time 39 houses, some of which are inhabited during the entire year, and, therefore, these roads should be kept open by the Highway Department of the Town of Riverhead during the entire year to protect property and to prevent loss of life and further feels that there will be an increase in the value of the adjacent properties if the roads are improved;

Now, Therefore, Be It RESOLVED that this Board recommend to the Town Board that if a deed of dedication of that portion of Herod Point Road from North Wading River Road northerly to Cherry Lane, that portion of Cherry Lane between Herod Point Road and Maple Road, and that portion of Maple Road between Cherry Lane and Berry Lane, and that portion of Berry Lane between Herod Point Road and Maple Road, be received together with a petition for a road improvement district at a sum not to exceed \$24,000 for the aforesaid roads be received that the Town Board proceed to establish said improvement district." End.

Councilman Benedict offered the following resolution which was seconded by Councilman Stotzky.

RESOLVED that this Town Board accept and it hereby accepts and concurs with these recommendations of the Riverhead Town Planning Board relative to the request of the Herod Point Civic Association for the creation of a road improvement district in Herod Point Estates,

Further RESOLVED that a copy of the Planning Board's resolution be forwarded to the Secretary of the Herod Point Civic Association.

The Vote---Councilman Stotzky, Yes; Councilman Benedict, Yes; Justice Pike, Yes; Justice Zaloga, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

The Town Board convened as a Board of Audit and examined all Town Bills to date, the totals of which was as follows: General Town---\$2,825.00 and Machinery Fund---\$825.20. On motion and vote, it was Resolved that the bills be approved as rendered.

There being no further business on motion and vote, the meeting adjourned to meet on Tuesday, September 2, 1958 at 9:30 A. M.

Anthony F. Gadzinski
Anthony F. Gadzinski, Town Clerk

AFG:mvb