

Minutes of a meeting of the Town Board of the Town of Riverhead held in the Town Hall on Tuesday, February 5, 1957 at 10:00 A.M.

Present:

William J. Leonard, Supervisor

Thomas M. Stark

Otis G. Pike

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

John H. Benedict, Councilman

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

Minutes of a meeting of the Town Board held on January 15, 1957, were submitted to the Board and on motion made by Councilman Benedict and seconded by Justice Stark, it was resolved that the minutes be approved as corrected. The Vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

The Annual Report of the Fire District Treasurer of the Riverhead Fire District for the towns of Riverhead and Southampton for the fiscal year ending December 31, 1956 were submitted to the Board and ordered placed on file.

The Police Department report for the month of January 1957 was submitted to the Board and ordered placed on file.

The January 1957 report of the Supervisor was submitted to the Board and ordered placed on file.

Statements to County Treasurer of 1956-57 Tax collections of the Tax Receiver for the Town of Riverhead, dated January 16, 1957 and January 31, 1957 were submitted to the Board. Also submitted, were certifications by the Supervisor for money received from the Tax Receipts dated January 3, 1957, January 14, 1957 and January 28, 1957. Ordered placed on file.

A delegation of residents living in the Northville area of the town appeared at the Board meeting in protest to the condition of Penny's Landing Road, Sound Shore Road, and Pier Avenue. Mr. Earl Granttham, President of the Northville Beach Civic Association, addressed the Board relative to this matter. Mr. Granttham objected to having these roads being torn up by one Taxpayer, namely The Northville Dock Corporation, the increased maintenance cost and repairing of these roads; an employee of this Corporation sitting on the Town Board; and employees of this Corporation directing traffic for the movement of oil trucks owned by this Corporation.

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Mr. Branson Wright addressed the Board and mentioned that the poor condition of these roads created a fire hazard and that school bus service to his home was suspended due to the condition of these roads.

Attorney Reginald Smith, Counsel for the Northville Dock Corporation, addressed the Board. He commended the Highway Department for the fine work done by the department in keeping these roads open. Mr. Smith recommended to the Board that a meeting be held later in the day with officers of this Corporation and the Town Board. The Town Board agreed to hold such a meeting and the matter was tabled. Mr. Branson Wright and Mr. Earl Granttham requested that they be allowed to attend this meeting and their request was granted.

Proof of Publication for sealed bids for Police Apparel for the Riverhead Town Police Department was submitted to the Board. Sealed bids were opened as follows:

Vojvoda Cleaner's---Total Price---\$1,595.40;

Louis Frank-----Total Price--- 2,498.50;

Perkins & Company---Total Price--- 1,727.35.

On motion by Justice Zaloga and seconded by Justice Stark, it was RESOLVED that the Town Board accept the bid of Vojvoda Cleaner's, which bid was the most favorable one for Police Apparel for the Riverhead Town Police Department at the total price of \$1,595.40, as per specifications listed on bid form. The Vote---Justices Stark, Pike and Zaloga, yes; Councilman Benedict, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Mr. Behrens of Hampton Bays appeared before the Board relative to the purchase of advertising space in the Southern New York Volunteer Firemen's Association Official Program, which association is having an annual Convention and Tournament in Riverhead. On motion by Justice Pike seconded by Justice Zaloga, it was RESOLVED that the Town Board purchase an ad covering the entire front inside cover of this Official Program at a cost of \$100.00. The Vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

Mr. Thomas Caulfield, President of the Auxiliary Police Organization, appeared before the Board. He mentioned that there are now forty-five Auxiliary Police Members fully uniformed. He expressed a desire to have the membership of this organization increased. The Town Board commended Mr. Caulfield for the fine services rendered by the Auxiliary Police and informed him that consideration would be taken to his request.

A petition signed by a number of merchants in the Town was submitted to the Board relative to the construction of a sidewalk from the site of the new County Buildings to the West Main Street Business Area. The matter was referred to the Planning Board.

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A letter dated January 21, 1957 was read to the Board for George A. Jackson, whereby he rendered his resignation as a School Traffic Officer of the Riverhead Police Department, effective January 31, 1957. On motion by Justice Pike seconded by Councilman Benedict, it was decided that the resignation of George Jackson as School Traffic Officer be accepted with regret and that the Town Clerk be instructed to send a letter to George Jackson expressing the appreciation of the Town Board for the fine service rendered by George Jackson as School Traffic Officer. The Vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes; and Supervisor Leonard, Yes. Resolution declared duly adopted.

Communication dated January 30, 1957 from the Long Island Lighting Company was read to the Board as follows:

"In accordance with the Town's order of December 27th, 1956, we are pleased to advise that on January 18th, seven (7) 100 c.p. aerial street lights were placed in operation, as indicated on the enclosed sketch, in the South Jamesport Lighting District on Peconic Bay Boulevard and Tutts Lane.

At the same time one (1) 100 c.p. aerial street light was shifted from pole #165 to #166 on Peconic Bay Boulevard, as noted."

Communication ordered placed on file.

Communication dated January 25, 1957 from the Long Island Lighting Company was read to the Board as follows:

"In accordance with your order of November 23rd, 1956 we are pleased to advise that on January 2nd, two (2) 400 watt (15000 lumens) mercury vapor aerial lights were placed in operation, as indicated on the enclosed sketch, in the Riverhead Lighting District on Northville Turnpike south of Elton Avenue.

At the same time one (1) 100 c.p. aerial street light was removed, as noted."

Communication ordered placed on file.

Communication dated January 14, 1957 from the Long Island Lighting Company was read to the Board as follows:

"In accordance with your order of September 6th, 1956, we are pleased to advise that on December 20, 1956, one (1) 400 watt (15000 lumens) mercury vapor aerial light was placed in operation, as indicated on the enclosed print, in the Aquebogue Lighting District on East Main Street.

At the same time two (2) 400 c.p. aerial lights were removed, as noted."

Communication ordered placed on file.

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Communication dated January 14, 1957 from the Long Island Lighting Company was read to the Board as follows;

"In accordance with your order of September 6th, 1956, we are pleased to advise that on December 27th, ten (10) 400 watt (15000 lumens) mercury vapor aerial lights were placed in operation, as indicated on the enclosed print, in the Riverhead Lighting District along East Main Street east of Riverside Avenue.

At the same time six (6) 100 c.p. aerial lights were removed, as noted."

Communication ordered placed on file.

On motion by Justice Pike seconded by Councilman Benedict, it was RESOLVED that Justice Thomas Stark be appointed a member of the Riverhead Town Police Commission, being that Jacob Harding is no longer serving on this Police Commission. The Vote---Justices Stark, Pike, and Zaloga, Yes; Councilman Benedict, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

A petition signed by several residents of Wading River was read to the Board as follows:

"Gentlemen:

RE: Petition for Street Lights (Additional)
North Side Road, Wading River, N.Y.

We, the undersigned resident taxpayers, of Election District No. 1, Town of Riverhead, N.Y., all residing on North Side Road, Wading River, N.Y., do hereby petition the Town Board of the Township of Riverhead to have approximately four additional street lights installed on North Side Road starting at North Wading River Road and running northerly and westerly for a distance of about 1,500 feet. Said North Side Road is wholly within the Wading River Light District and has street lights at present along about 3,000 feet of its length."

The Town Clerk was instructed to request the Long Island Lighting Company to make a survey for street lighting on North Side Road in the Wading River Lighting District.

On motion made by Justice Zaloga and seconded by Justice Pike, it was RESOLVED that Harry T. Boden, Riverhead, N.Y. be appointed a part-time school traffic officer to be compensated at the rate of \$1.75 per hour beginning on January 24, 1957. The Vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

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Justice Stark offered the following resolution which was seconded by Councilman Benedict:

Whereas certain owners of taxable real property situated in the Town of Riverhead have requested an extension of Riverhead Lighting District No. 1, and

Whereas the proposed extension has been set forth in detail by Alden W. Young, Professional Engineer and Surveyor, now

Therefore be it Resolved that Jacob Harding, Town Attorney, together with said Alden W. Young, be instructed to assist the aforesaid owners of taxable real property, in the preparation and presentation of a proper petition to extend said lighting district.

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

A discussion was held relative to the rental and leasing of the parking field on the northeast corner of Second Street and Griffing Avenue, owned by Isidore Scheinberg and Saul Wolf.

On motion by Justice Stark seconded by Justice Pike, it was RESOLVED that the Supervisor be authorized to execute on behalf of the Town of Riverhead a one-year rental lease for this parking field at a monthly rental of \$65.00.

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

On motion by Justice Zaloga seconded by Councilman Benedict, it was RESOLVED that Solomon Raffe be re-appointed to the Riverhead Town Planning Board for a term expiring on January 1, 1962.

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

On motion by Justice Pike seconded by Justice Stark, it was RESOLVED that Mary V. Brown be appointed Senior Clerk for the Town of Riverhead retroactive February 1, 1957 at an annual salary of \$2900. per annum.

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

A letter dated January 22, 1957, from John P. Cohalan, Jr., District Attorney of Suffolk County, was read to the Board relative to Section 71-A of the Vehicle and Traffic Law.

On August 21, 1956 the Riverhead Town Police Commission adopted a procedure relative to this Section of the Vehicle and Traffic Law. On motion by Councilman Benedict seconded by Justice Stark it was RESOLVED that the Town Board adopt this procedure relative to Section 71-A of the New York State Vehicle and Traffic Law as adopted by the Riverhead Town Police Commission on August 21, 1956. This procedure follows:

"After all of the statutory requirements have been met all members of the Riverhead Town Police Department shall:

(a) Take the violator to a designated point where the name of the violator can be recorded and a notation made of the charge placed against the violator.

(b) His or her physical condition is then carefully noted on the prescribed Riverhead Police standard alcoholic influence report form. A police matron shall accompany all female violators.

(c) Within two (2) hours of the time of arrest, the violator is requested, in presence of another officer or a witness, to submit to a department-approved type of chemical test. (Blood Test) Where the consent is given, the approved test is followed exactly. The prescribed cannister and blood sample container shall be employed and the blood sample taken from the violator by a local duly licensed physician. The blood sample container is sealed by the arresting officer and the physician. Both the arresting officer and the physician shall initial the gummed sticker label on the container. The cannister shall be dispatched to an authorized laboratory by either registered or certified mail or delivered by police. If delivered by police, a receipt must be returned to the department and attached to the information. Where there is a refusal, the officer prepares a sworn statement setting forth the full facts and circumstances surrounding the refusal. This statement is countersigned by the Chief of Police and made in duplicate. The original is forwarded to the Commissioner of Motor Vehicles and the copy is filed with the information.

(d) When requested, the violator is to be furnished with copy of the results of the test.

(e) When requested, the violator is to be permitted to have another test performed by a physician of his own choosing and within reasonable traveling distance and paid by the violator."

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

Mr. Harry Finkelstein of Riverhead referred to the Board through the Supervisor a plan indicated on submitted maps relative to the dedication of certain lands owned by him, in the vicinity of the site of the new Highway building, for the possible construction of new roads thereon. Consideration to be given for a new road from Route 58 north to Osborn Avenue, across Osborn Avenue north to Horton Avenue, adjacent to Water District property and land of others.

The matter was referred to the Planning Board.

The Town Board meeting adjourned at 12:00 Noon to re-convene at 1:30 p.m.

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The Town Board re-convened at 1:30 p.m. with all members of the Town Board present.

Attorney Reginald Smith, representing the Northville Dock Corporation, appeared before the Board with Mr. Harold Bernstein and Raymond Bernstein, officers of the Northville Dock Corporation, relative to the condition of Penny's Landing Road, Sound Shore Road and Pier Avenue.

Also appearing in regard to this matter were Mr. Earl Granttham, Mr. Branson Wright and Mr. Hallock.

After much discussion, Attorney Smith on behalf of the Northville Dock Corporation made the following offer to the Town Board:

Northville Dock Corporation does hereby propose by gift pursuant to Section 64 (8) of the Town Law, services and materials under the supervision of the Superintendent of Town Highways to the end that Penney's Landing Road and Sound Shore Road west of its east property line be maintained at its expense until April 20, 1957. This shall not be deemed an acceptance of liability to users of the road except for active acts of negligence of employees of Northville Dock Corporation.

On motion made by Justice Pike seconded by Councilman Benedict, it was RESOLVED that the Town Board accept the offer of the Northville Dock Corporation and permit the Northville Dock Corporation to undertake the maintenance of Penney's Landing Road, and that portion of Sound Shore Road from the east boundary of the Northville Dock Corporation property westerly to Penney's Landing Road until April 20, 1957; pursuant further to the terms outlined in this offer.

The Vote---Justices Stark and Pike, Yes; Councilman Benedict, Yes; Supervisor Leonard, Yes; Justice Zaloga, not voting. The resolution was thereupon declared duly adopted.

Justice Pike offered the following resolution and the resolution was seconded by Justice Zaloga and moved its adoption:

Resolved that the Town Clerk advertise in the New-Review for separate sealed bids for the construction of the Town Highway Garage to be built on the garage site on Osborn Ave, approximately 800 feet north of County Highway 58; that the bids are to be received by the Town Clerk at the Town Hall at 10:00 A.M. March 1, 1957, at which time and place the bids will be publicly opened and read aloud.

The bids are to be on the following work:

- Contract No. 1 - General Construction.
- Contract No. 2 - Heating and Ventilating.
- Contract No. 3 - Plumbing and Sewage Disposal.
- Contract No. 4 - Electrical.

The information to bidders, form of bid, form of contract, and the plans and specifications are to be available for examination at the Town Clerk's Office in Riverhead. The plans and specifications may be purchased upon payment of \$25.00 to the Town Clerk for Contract No. 1, and 15.00 each for Contracts Nos 2, 3 and 4.

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These deposits may be refunded to any bidder duly submitting a proposal with the required security, if the bidder returns his copy in good condition within twenty (20) days after the opening of the bids. One-half of the deposit on any additional copies obtained by the bidder will be refunded under the same conditions. Each non-bidder obtaining copies will be refunded one-half of his deposit upon return of the copies in good condition within twenty (20) days after the opening of the bids.

The architect is to decide all questions as to the meaning of the instructions, plans, drawing specifications, or any other terms or conditions in connection with the work.

The Town Board reserves the right to reject all bids, waive all informalities, and award contracts to the lowest responsible bidder.

Each bidder must deposit with his bid, security in an amount not less than 10% of the base bid, make payable to the Town Clerk, Town of Riverhead, in the form and subject to the conditions provided in the information to bidders.

No bidder may withdraw his bid until forty-five (45) days after the formal opening of the bids.

The awarding of the bid is to be made within ten (10) days after the opening of the bids.

The successful bidder must deliver to the Town Board, simultaneously with his executed contract, an executed performance and completion bond in a form meeting the Town Board's approval, in an amount not less than 100% of the accepted bid, as security for the faithful performance and completion of his contract. The successful bidder must also deliver a separate bond guaranteeing prompt payment of monies due to all persons supplying the contractors or subcontractors with labor and materials employed and used in carrying out the contract, in a sum equal to the total amount payable by the terms of the contract, and having as surety on the bonds such surety companies as are approved and acceptable to the Town Board.

Documents may be obtained by prospective bidders until February 21, 1957.

The vote---Justices Stark, Pike and Zaloga, Yes; Councilman Benedict, Yes; and Supervisor Leonard, Yes. The resolution was thereupon declared duly adopted.

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

WHEREAS, the operations of heavy trucks on the town roads known as Penny's Landing Road, Sound Shore Road, and Pier Avenue have caused substantial damage to said roads, and

WHEREAS, the Northville Dock Corporation has agreed to undertake the maintenance of Penny's Landing Road and Sound Shore Road from Penny's Landing Road to its plant, and

WHEREAS, it is agreed by the Northville Dock Corporation and its members of this Board that heavy truck traffic from Sound Avenue to its plant be routed over the roads maintained by it, now therefore, be it resolved

THAT this Board requests the County Superintendent of Highways to close Pier Avenue immediately to all vehicles weighing more than four tons gross weight pursuant to the provisions of Section 15 of the Highway Law.

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The Vote: Justices Stark, Pike, Yes; Councilman Benedict, Yes; Justice Zaloga, not voting. 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 were as follows: General Town Fund---\$29,088.92 and Highway Machinery Fund---\$1,755.87. 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, February 19, 1957 at 10:00 A.M.

Anthony F. Gadzinski

Anthony F. Gadzinski, Town Clerk

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