

Minutes of a meeting of the Town Board of the Town of Riverhead held in the Town Hall on Wednesday, June 28, 1939 at 2:00 P.M.

Present:

Dennis G. Homan, Supervisor

Henry M. Zaleski,  
Joseph V. Kelly,  
Austin H. Warner,  
Fred H. Butcher, Justices of the Peace.

Lester M. Emmett, Town Attorney and Myron C. Young, Supt. of Highways were present.

Minutes of a meeting of the Town Board held on May 31, 1939 and a special meeting held on June 19, 1939 were read and on motion and vote were duly adopted.

A communication was read from the Riverhead Polish Independent Club, Inc. opposing any changes in the parking regulations at the Wading River parking field which may deprive the Riverhead Town taxpayers of their past privileges. The Communication was ordered placed on file.

A communication was read from Senator Desmond in regard to holding a Governor Clinton Day in commemoration of the first Governor of the State of New York. The matter was referred to Supervisor Homan to take up with the Board of Supervisors.

A communication was read from McCabe's Central Store in regard to an Allen-Wales Duplex Adding Machine which is now on trial in the Tax Office. The matter was referred to the Town Hall Committee.

A petition requesting permission to operate a bus line from the Brookhaven-Riverhead Town line along the North Wading River Road to the entrance to Wildwood State Park was submitted to the Town Board. The matter was referred to the Town Attorney for investigation and report.

Forrest G. Downs, Receiver of Taxes submitted his final report as of June 20, 1939 and on motion and vote was accepted and ordered placed on file.

Supervisor Homan submitted his report for the month of May 1939 and on motion and vote was accepted and ordered placed on file.

A communication was read from the Sound Avenue Grange favoring the petition regarding parking which was submitted to the Town Board on June 19, 1939. The communication was ordered placed on file.

Town Attorney Emmett reporting on the parking situation, stated that he had contacted all property owners who have available property on the south side of East Main St. and gave in detail the conversation he had with each one. On motion and vote the Board requested that the Town Attorney and the Parking Committee continue to act on the parking situation.

Justice Kelly offered the following resolution which was seconded by Justice Zaleski,

WHEREAS, the so-called Reoux bill (A. Int. 2085, Pr. 2959) which provides for the reduction of the number of justices of peace from four to two and the election of two councilmen, passed the legislature and was approved by the Governor on June 13, 1939, as Chapter 859 of the Laws of 1939, and

WHEREAS, in recognition of the principle of Home Rule, in which this Board is in full accord, it is expressly provided by said Chapter 859 of the Laws of 1939, Paragraph 5, Section 4, thereof, that the Town Board of any Town required thereby to elect one justice of peace and one town councilman, at the biennial town election to be held on November 7, 1939, may defer the operation thereof until the biennial town election to be held in the year 1941, and in the meanwhile may submit a proposition to the electors of the Town, as to whether such change in the form of government shall be made, Now therefore,

RESOLVED:- That it be and hereby is the determination of the Town Board of the Town of Riverhead that there shall be elected at the biennial town election of nineteen hundred thirty-nine for the Town of Riverhead two justices of peace for the full term prescribed by law but no town councilman, and be it further

RESOLVED:- That it be and hereby is the determination of the Town Board of the Town of Riverhead that the following proposition shall be submitted to the electors of the Town of Riverhead at said biennial town election of nineteen hundred thirty-nine, to wit:- "Shall the number of justices of peace in this town be reduced from four to two by the election of one justice of peace and one town councilman for terms of four years each at the biennial town elections to be held in the years nineteen hundred forty-one and nineteen hundred forty-three and at each biennial town election thereafter and shall the town board of this town consist of the supervisor and such justices of peace and town councilmen?"

The Vote Justices Zaleski, Kelly, Warner and Boutcher, Yes, Supervisor Homan, Yes. Total Vote, Yes 5, No 0. The Resolution was thereupon declared duly adopted.

Justice Warner offered the following resolution which was seconded by Justice Kelly,

WHEREAS, the Suffolk County Board of Health has issued an order banning the sale of milk after January 1st, 1940, unless such milk is pasteurized, and

WHEREAS, the Board of Supervisors, by resolution duly adopted June 27th, 1939 has condemned such ruling on the following grounds:-

- 1) That on its own investigation, the said Board of Health has found nothing wrong with the milk produced locally.
- 2) That the County of Suffolk is mostly a rural community where in many instances the owner of a few and even of one cow often takes care of the needs of his neighbors for fresh milk, and
- 3) That due to its great cost, only large milk corporations will be in a position to comply with such ruling, thus driving the small dealer out of business and leaving the field clear to such corporations, and

WHEREAS, within the Town of Riverhead, there are many dealers in milk who will be adversely affected by such ruling, therefore,

BE IT RESOLVED, that this Town Board of the Town of Riverhead, in the interest of the people of the Town of Riverhead, concurs with the Board of Supervisors in condemning and opposing such ruling, as ill-considered, captious, unnecessary, discriminatory and demonstrably not essential to public welfare and the health of this community.

The Resolution was adopted by the unanimous vote of the Board.

The Town Board then convened as a Board of Audit and examined the bills for the month of June 1939

There being no further business on motion and vote the meeting adjourned to meet on Wednesday, July 12, 1939 at 2:00 P.M.

*Harry Stratmiller*  
Town Clerk.