

Minutes of a meeting of the Town Board of the Town of Riverhead, held in the Town Hall on Wednesday, February 9, 1938 at 2:00 P.M.

Present:

Dennis G. Homan, Supervisor.

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

Seth A. Hubbard, Town Attorney and Myron C. Young, Supt. of Highways were present.

Minutes of a meeting of the Town Board held on January 26, 1938 were read and on motion and vote were duly adopted.

A communication from Mr. Harry Ivans in regard to building sidewalks in the Town of Riverhead under W.P.A. was read and referred to the Highway Committee and the Supt. of Highways.

A communication from the Riverhead Fire Department, together with the annual report of the Treasurer was submitted to the Board, and on motion and vote was ordered placed on file.

A communication was read from Mr. John B. Thomas, Chairman of the Social Welfare Committee of School District #5, Town of Riverhead, requesting that someone from the Police Dept. be designated to meet with this committee to discuss "The problems of Juvenile Delinquency in Riverhead." The matter was referred to the Police Committee.

Communications were read from the Town Clerk and the Supervisor of the Town of Smithtown, together with resolutions for consideration in regard to certain proposed legislation. The Resolutions were referred to the Town Attorney.

A communication was read from the Smith-Tuthill Insurance Agency in regard to acting as broker in matters pertaining to Workmen's Compensation policies issued by the State Insurance Fund. The communication was ordered placed on file.

On motion made by Justice Warner and seconded by Justice Boutcher, it was Resolved that the Smith-Tuthill Insurance Agency be authorized to act as broker in matters pertaining to Workmen's Compensation policies issued by the State Insurance Fund covering any departments of the Town of Riverhead. The Resolution was adopted by the unanimous vote of the Board.

A communication was read from the Riverhead Polish Independent Club requesting better lighting on Marcy Ave. in the vicinity of the Polish Hall. The Communication was referred to the Lighting Committee.

Justice Boutcher reporting on the matter of the appropriation

placed in the 1937 Highway Budget for alterations of sidewalks on Griffing Avenue and West Main Street, stated that there was \$2500.00 in the item with approximately \$1200.00 having been spent on the Griffing Avenue sidewalk. Evidently, the balance was transferred to another item as there was a balance of thirty-two cents in Highway Item #1 on December 31, 1937.

Mr. C.W. Ludlum addressed the Board in regard to the above matter, requesting further investigations and demanded redress from the bonding company.

Attorney Hubbard addressed the Board, stating that he has gone over the bond of the former Supt. of Highways, and explained that the bond indemnifies the Town against any acts of a criminal nature such as fraud, dishonesty, embezzlement and criminal negligence of an official. Things that are missing, whether they were lost, misplaced or carelessness in taking care of the Department, does not prove anything of a criminal nature. Mis-application of funds is not of a criminal nature. It must be proved that there was criminal intent on the part of an official before redress can be obtained from a bonding company.

On motion made by Justice Kelly and seconded by Justice Boutcher, it was Resolved by unanimous consent that the matter of the \$2500.00 placed in Item #1 of the 1937 Highway Budget be referred to the Town Attorney for investigation and report.

On motion made by Justice Kelly and seconded by Justice Warner, it was Resolved that the Town Board, Town Clerk and Supt. of Highways, be authorized to attend the convention of the Association of Towns to be held in Albany on February 24th and 25th, 1938 and further Resolved that the necessary expenses be a charge of the Town. The Resolution was adopted by the unanimous vote of the Board.

On motion made by Justice Kelly and seconded by Justice Zaleski, it was Resolved that Raymond Oliver be and he hereby is appointed a Special Policeman in the Town of Riverhead to serve at the pleasure of the Town Board, salary at the base rate of \$1650.00 per annum, payable semi-monthly, effective immediately. 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.

The matter of the application to make an alteration in the existing boundary of Middle Road, which alteration will pass through the lands of J.S. Edwards, who consents to the alteration of the said Highway and agrees to convey and release necessary lands for the purpose was discussed by the Board.

On motion made by Justice Boutcher and seconded by Justice Kelly, it was Resolved that the consent be and the same hereby is given that the Town Supt. of Highways of the Town of Riverhead make an order for the alteration in Middle Road and westerly thereof through the lands of J.S. Edwards, the said Town Highway to consist of the lands described in the said dedication and release and to extend as delineated upon the map thereto annexed, all in accordance with provisions of section 171 of the Highway Law of the State of New York.

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

Mr. Eugene Ruland addressed the Board and recommended that the salary of the Special Policemen on School duty be increased \$1.00 per day. The matter was referred to the Police Committee.

The Supervisor's report for the month of January 1938 was submitted to the Board pursuant to law and on motion and vote was accepted and ordered placed on file.

There being no further business on motion and vote the meeting adjourned to meet on February 23, 1938 at 10:00 A.M.

Harry J. Kratville
Harry J. Kratville, Town Clerk.