

Minutes of a meeting of the Town Board of the Town of Riverhead held in the Town Hall on Wednesday May 8, 1935 at 10:00 A. M.

Present:

Milton L. Burns, Supervisor

Syrena H. Stackpole,

Julian Rubenstein,

George E. Luce,

Z. Ralph Hallock, Justices of the Peace.

Town Attorney Smith and Supt. of Highways Clark were present.

Minutes of a meeting of the Town Board held in the Town Hall on April 24, 1935 were read and on motion and vote were duly adopted.

The matter of light at the entrance to the Town parking place was discussed by the Board and on motion and vote was referred to the committee composed of Supervisor Burns and Justice Luce.

On motion duly made by Justice Hallock and seconded by Justice Rubenstein it was RESOLVED by unanimous consent that the supervisor be and he hereby is directed to apply to the T.E.R.A. for two men for duty at the Town parking place.

WHEREAS, at a regular meeting of the Town Board of the Town of Riverhead of the County of Suffolk, State of New York, held at Riverhead, N. Y. this 8th day of May 1935, the question of the proposed Work Relief project, described as follows: Storm sewer on Maynor Avenue, Pulaski Street and West Main Street, concrete curbs and gutters, was discussed, and on the motion of JUSTICE RUBENSTEIN and seconded by JUSTICE LUCE it was

RESOLVED, that the drawings and specifications necessary for the above described project which were prepared under the authority of this Board by Daniel R. Young a duly licensed Engineer and dated the --day of March, 1935, and numbered as follows; 1-4 inclusive be, and hereby are, approved, and be it further

RESOLVED, that a statement (in triplicate) shall be prepared by _____ which shall certify the following:

(1) That all of the property that is required for the construction or operation of this project is public property.

(2) That all governmental ordinances and laws requiring permits or approvals have been complied with, copies of such permits or approvals being attached hereto and made a part hereof,

and be it further

RESOLVED, that any equipment, materials or other items shown under items six, seven or eight of the project application, T.E.R.A. form 203, and marked with an asterisk (*) are to be contributed by the town of Riverhead at such time and in such quantities as may be required by the Emergency Work Bureau (but not exceeding the quantity shown on the application), and be it further

RESOLVED, that Supervisor Burns be, and hereby is authorized to sign the project application, form 203, in the space provided on page four for the "Local public Agency". The vote Justices Stackpole, Rubenstein, Luce, and Hallock, Yes, Supervisor Burns, Yes. Total vote, Yes 5, No 0. The resolution was thereupon declared duly adopted.

The notice of a public hearing to consider the grant of a franchise for the erection of a confectionery stand and storage room and the sale of candy, soda, tobacco, ice cream, refreshments and confectionery, the renting of row boats, beach umbrellas, chairs and similar articles at the Howell M. Reeve Park at Sound Avenue pursuant to Subdivision 7 of Section 24 of the Town Law was read.

Proof of publication of the notice of hearing from the Harry Lee Publishing Company on the 25th day of April, 1935 was presented to the Board and on motion and vote was ordered placed on file.

Supervisor Burns thereupon advised that the hearing was open to the Public and all who desired could be heard at this time.

Mrs Bessie Fox addressed the Board and requested that she be granted the franchise.

There being no one else desiring to be heard, on motion and vote the hearing was closed.

Two written applications for the grant of franchise to operate a refreshment stand at the Howell M. Reeve Park already having been presented, the Board took the matter into consideration.

Justice Hallock offered the following resolution which was seconded by Justice Stackpole

WHEREAS, the Town Board of the Town of Riverhead, deems it expedient and desirable and for the good management of the Howell M. Reeve Park and the town of Riverhead, the protection of its properties, safety and health of its inhabitants and the protection of their property preservation of peace and good order to award an exclusive right of franchise to "erect a confectionery stand and storage room and to sell, candy, soda, ice cream, tobacco, refreshments, confectionery, to rent row boats, beach umbrellas, chairs and similar articles", within the limits of the Howell M. Reeve Park, at Sound Avenue, Riverhead, New York and

WHEREAS, the offer (or bid) of Mrs Lester Crowley of Riverhead, New York, most adequately fitted the needs and requirements of the Howell M. Reeve Park and the Town of Riverhead.

NOW THEREFORE BE IT RESOLVED, that Mrs Lester Crowley of Riverhead, New York, be and she hereby is given and granted the exclusive right or franchise to erect a confectionery stand and storage room and to sell, candy, soda, tobacco, ice cream, refreshments, confectionery, to rent boats, beach umbrellas, chairs and similar articles at the Howell M. Reeve park at Sound Avenue, Riverhead, New York, and that said exclusive right or franchise shall commence on the 8th day of May, 1935, and end on the 1st day of October, 1935.

PROVIDED, HOWEVER, the said Mrs Lester Crowley shall during the term hereinbefore defined (keep the beach clean, supply free drinking water, give first aid and maintain a free comfort station) and

PROVIDED FURTHER that all charges made to the persons entering Howell M. Reeve Park for merchandise and services rendered by the said Mrs Lester Crowley shall be reasonable in amount and be it further

RESOLVED, that the said franchise be not assigned except upon written consent of the Town Board of the Town of Riverhead but may be cancelled by said Board at any time for any repeated violation of the terms thereof and be it further

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to issue said franchise in the name of the Town of Riverhead. The vote, Justices Stackpole, Rubenstein, Luce and Mallock, Yes, Supervisor Burns, Not voting. Total vote, Yes 4, Not voting 1, No 0. The resolution was declared duly adopted.

On motion and vote the Town Board recessed at 12:15 noon to reconvene at 1:15 P. M.

The Town Board reconvened at 1:30 P. M.

Present:

Milton L. Burns, Supervisor

Syrena H. Stackpole,
Julian Rubenstein,
George E. Luce,
Z. Ralph Mallock.

The matter of the traffic light on the corner of Second Street and Roanoke Avenue was brought to the attention of the Board. The New York Telephone Company having complained that the light interfered with their cable and requested that the wires holding the light be taken from their pole.

On motion made by Justice Luce and seconded by Justice Mallock it was RESOLVED by unanimous consent that Charles H. Weller be and he hereby is authorized and directed to make the necessary changes of the traffic light on the corner of Second Street and Roanoke Avenue.

A communication from Mr. Ellis S. Duvall thanking the Board for their thoughtful tribute to his father in adjourning the Town Board meeting on Wednesday afternoon, April 24, 1935, was read and ordered placed on file.

Supervisor Burns advised the Board that he had been served with a summons and complaint on the 26th day of April 1935 in the claim of Frank and Frances Bogan against the Town of Riverhead.

At the suggestion of the Town Attorney the following resolution was made by Justice Rubenstein and seconded by Justice Luce

RESOLVED, that on application of the Town Attorney, the Supervisor be and he is authorized and directed to employ special counsel to pass up on a question of law pertaining to the actions of Frank and Frances Bogan against the Town of Riverhead. The vote Justices Stackpole, Rubenstein, Luce and Hallock, Yes, Supervisor Burns, Yes. Total vote, Yes 5, No 0. The resolution was thereupon declared duly adopted.

Justices Stackpole and Hallock a Committee on dangerous highway intersections recommended that traffic signs be placed at the following intersections; Second Street and Ostrander Avenue, Pulaski Street and all its cross roads; Lincoln Street and Roanoke Avenue; Sound Shore Road and Penny's Landing.

On motion of Justice Hallock and seconded by Justice Luce, it was RESOLVED by unanimous consent that Supervisor Burns be and he hereby is authorized and directed to take up the matter of placing traffic signs at all dangerous intersections of Town Highways and the State Highways with the State Department of Public Works.

The matter of tractors breaking up the surface of the Town Highways was discussed by the board.

Town Attorney Smith advised the Board that under Section 330 of the Highway Law, an action for treble damages can be brought against any person destroying the surface of a highway at the instance of the Superintendent of Highways.

On motion made by Justice Rubenstein and seconded by Justice Hallock it was RESOLVED that the Supervisor be and he hereby is authorized to transfer the sum of \$236.00 from the surplus Account to the town board's Expense Account and further

RESOLVED that the Supervisor be and he hereby is authorized to transfer the sum of \$240.00 from the Surplus Account to the Justices Expense Account. The vote, Justices Stackpole, Rubenstein, Luce and Hallock, Yes, Supervisor Burns, Yes. Total vote, Yes 5, No 0. The resolution was thereupon declared duly adopted.

The Supervisor's report for the month of April was presented to the Board and on motion and vote was accepted and ordered placed on file.

Justice Rubenstein offered the following resolution which was seconded by Justice Luce

WHEREAS the report of the Department of Audit & Control did recommend that the Civil Service Law be applied to the Town of Riverhead, now be it

RESOLVED that the matter of the application of the Civil Service Law be placed on the Calendar for the next Board meeting and further

RESOLVED that the Town Attorney be requested to inform the Board which employees of the Town would be eligible under the Civil Service Law. The resolution was adopted by the unanimous consent of the Board.

On motion made by Justice Stackpole and seconded by Justice Hallock it was RESOLVED that the Supervisor be and he hereby is authorized and directed to refund to the State, the amount of \$84.00 from the Surplus Account, which was erroneously paid to the Town by the Justices of the Peace as follows; Justice Burnside, \$10.00, Justice Rubenstein, \$25.00, and Justice Luce, \$49.00. The vote, Justices Stackpole and Hallock, Yes, Justices Rubenstein and Luce, Not voting, Supervisor Burns, Yes. Total vote, Yes 3, Not voting 2, No 0. The Resolution was thereupon declared duly adopted.

Welfare Officer Burr addressed the Board explaining the recommendations made by T.E.R.A. in regard to the Town Sewing Room and on motion and vote the matter was laid on the table.

On motion made by Justice Rubenstein and seconded by Justice Stackpole it was RESOLVED by unanimous consent that the Supervisor be and he hereby is authorized and directed to pay the sum of \$55.15 to the Conservation Department which is the Towns share for wages and expenses in fighting forest fires, pursuant to Subdivision 3 of Section 53 of the Conservation Law.

On motion made by Justice Rubenstein and seconded by Justice Hallock it was RESOLVED at the request of Thomas J. Walker, Special Policeman in Charge, that John H. Leonard, Special Policeman be and he hereby is placed on full time for a period of four months beginning May 15, 1935, salary at the rate of \$100.00 per month, this sum to be paid in addition to his present salary for school duty. The vote, Justices Stackpole, Rubenstein, Luce and Hallock, Yes, Supervisor Burns, No. Total vote, Yes 4, No 1. The resolution was declared duly adopted.

The Town Board then convened as a Board of Audit.

On motion of Justice Rubenstein and seconded by Justice Hallock it was RESOLVED by unanimous consent that the Supervisor be and he hereby is authorized to pay the Welfare bills for the month of April, as approved by the Welfare Officer for the Town of Riverhead.

There being no further business on motion and vote the meeting adjourned till Wednesday, May 29, 1935 at 10:00 A. M.

Harry J. Kratoville
Harry J. Kratoville, Town Clerk.