

**MEETING OF APRIL 25, 2016**  
**OF THE TRUSTEES OF THE FREEHOLDERS AND COMMONALTY**  
**OF THE TOWN OF EAST HAMPTON, NY**

Present: Francis Bock, Trustee Clerk  
Pat Mansir, Deputy Clerk  
Bill Taylor, Deputy Clerk  
Tyler Armstrong  
Rick Drew  
James Grimes  
Diane McNally

Not Present: Timothy Bock  
Brian Byrnes

Also Present: Richard Whalen, Trustee Attorney  
Lori Miller-Carr, Trustee Secretary  
Christopher Walsh, Star Reporter  
Sara Davison  
Anne McElroy  
Simon Kinsella  
Mary Croghan  
Vincent Priore

The meeting was opened with the Pledge of Allegiance at approximately 6:30 p.m. by the Clerk.

Dr. Anne McElroy of Stony Brook University gave a presentation on winter flounder sampling which is being funded by the National Marine Fisheries Program Saltonstall Kennedy Program with the goal of restoring the winter flounder population. She was seeking approval for sampling in Napeague Harbor, and advised the Board samplings will also be done in Shinnecock Bay, Moriches Bay, and Jamaica Bay. In a discussion, concern was expressed that samplings should not be done in the vicinity of the eelgrass sanctuary. Ms. McElroy agreed to map out the areas on a grid where they would like to sample and will avoid the eelgrass sanctuary. She will contact John (Barley) Dunne, Director of the Shellfish Hatchery to review the map of the eelgrass sanctuary. She advised the Board a beam trawler will be used to collect the samples. In order to determine if beam trawling is prohibited, the Town Code will have to be reviewed and if necessary, a request submitted to the Town Board for an amendment.

Simon Kinsella was present on behalf of the Wainscott Citizens Advisory Committee and requested that Dr. Gobler do water samplings and/or a study of Wainscott Pond. There was a

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discussion concerning public access to the Pond and Mr. Kinsella presented copies of maps indicating that easements were granted in the past for access. It was noted that Five Rod Highway was claimed by the Trustees at one time. The Board agreed to discuss this matter with Mr. Whalen and possibly have him do a chain of title.

George Eldi, Jr. asked if there was any new information concerning repair of the Lazy Point ramp. Ms. Mansir told Mr. Eldi there isn't any new information to report on at the present time, but she will continue to pursue contacting a marine engineer. She noted, in the meantime, the parking lot will be graded by Darrell Glennon. Mr. Eldi said the Lazy Point Homeowners Association participated in Shoreline Sweep which was very successful and Dell Collum took the debris to the landfill.

Sara Davison was present on behalf of the Friends of Georgica Pond and requested the use of an aquatic weed harvester on Georgica Pond to remove micro algae. She explained it is a hydraulic-powered paddle wheel boat which will be launched at Eel Cove and they would like to have a training session next week. In a discussion, it was recommended that a local operator should be used, and the Trustees agreed to support the use of the aquatic weed harvester. Ms. Davison will request the Town Board pass a resolution concerning this matter.

The Board discussed the matter of a sign installed on the beach at Barnes Landing by the Broadview Property Owners Association. The Clerk explained that in the 1930's the Trustees traded the portion of Barnes Landing Beach (in question) for Fresh Pond with Dr. Dennistoun Bell (the original owner of the Bell Estate); but the public still has the right to traverse the beach and fish. A letter will be sent to the Supervisor to this effect.

Although a request was received from the Village of East Hampton for emergency maintenance (opening) of the Hook Pond drainage pipe, it opened naturally with the prevailing winds.

The Three Mile Harbor Committee will review the application of Geoffrey Briggs (East Hampton Marina) for piling replacement and inspect the site of the proposed project.

A copy of a Time Extension Administrative Natural Resources Special Permit for the Osborne bulkhead and return was received. The Trustees previously issued a permit for this project.

Ms. Mansir is researching the possibility of construction of a launching ramp at the end of Alewife Road.

A Piping Plover fencing update was received from Juliana Duryea. In a discussion concerning monitoring, Mr. Armstrong said there is Piping Plover monitor training on May 24<sup>th</sup> at Jones Beach. Ms. McNally pointed out monitor training was held by the Natural Resources

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Department in the past and suggested perhaps working with Ms. Duryea to have the training program implemented again.

Mr. Armstrong inspected the Tourondel property for bulkhead reconstruction and found it to be in need of repair. A motion was made by Mr. Armstrong to approve the application for Laurent Tourondel for in-place reconstruction of an existing bulkhead with matching elevation and the standard conditions including a signed authorization form from the owner. This motion was seconded by Mr. Grimes and unanimously approved.

Mr. Armstrong inspected the McLaughlin bulkhead at 275 Kings Point Road and found the project was completed according to the Trustee permit issued, except the platform was not installed. He noted an as-built survey was received. A memo will be sent to the Building Department to this effect.

The Clerk reported no new information has been received concerning the Lebowitz dock.

The Clerk reported there have been some requests for a kayak rack at Louse Point for the disabled and elderly. He proposed installing a rack specifically for the handicapped. In a discussion, it was agreed it would be difficult to determine what type of documentation would qualify as proof that a person is handicapped. The Board agreed to discuss this matter with Mr. Whalen.

Mr. Armstrong reported the educational event held by Dr. Gobler and John (Barley) Dunne went very well. He said the issue of wastewater was discussed and is a big concern. He will obtain the airing date from LTV and place it on the website so the public can view it.

It was reported that no new information has been received concerning the proposed dredging of Accabonac Harbor inlet.

The Board discussed the possibility of drafting a shorter sand fence permit application in order to simplify the approval process. The Beaches Committee will meet to discuss this matter.

In response to a Village ZBA hearing concerning 85 West End Road for construction of an addition on the landward side of the property, the Board agreed the project is not located within the area of Trustee jurisdiction.

Ms. McNally reminded the Education Committee to review the Rysam Fund Scholarship applications for which the deadline is May 16<sup>th</sup>. She said if the Board would like to participate in the judging, they may do so by submitting their first three choices and the numbers will be tallied up in order to determine the winner. She added seven applications have been received. Mr. Armstrong will research the possibility of offering more money toward the scholarship, which is currently \$500.

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Mr. Armstrong reported he, Mr. Byrnes and Mr. T. Bock gave a presentation at the Amagansett School and it went very well. He said they discussed the Trustees history and their current role in the community. He noted third, fourth and fifth grade students were in attendance. Mr. Armstrong added he has ideas for other educational presentations at the East Hampton Middle and High Schools, which he will discuss with the Board at a later date.

Ms. McNally reported several of the Trustees participated in Sportsmen's Alliance Expo held on April 16<sup>th</sup> at the Amagansett Firehouse. They provided a raw clam bar and displayed several items relating to the Trustees role in the community (i.e. mooring permit, duck blind applications, shellfish regulations, etc....); answering any questions the public had.

The Trustees discussed the phragmite removal applications. The Calicchio file will be reviewed to determine if a 'letter of intent' was received. The Georgica Pond Committee will meet with Mr. Horwith once again concerning the application of Calvin Klein. It was noted that no new information was received for Chauncey Close and MMR Real Estate Holdings, LLC.

In response to a letter from Marion Lowe, Mr. Armstrong suggested the Trustees and Town take a more active role educating the public on the Zika virus, which is carried by fresh water mosquitoes. He noted methoprene is only used in salt water and has no effect on the Zika virus; but BTI rings can be used in fresh water (and is non-toxic to humans or wildlife). He discussed ways to prevent mosquitos including dumping sitting water, trash, etc.... and to increase the population of predators such as dragonflies. He added he felt that education is the best way to combat this issue.

Concerning the dredging of Fresh Pond, the Clerk reported they are close to putting out bids.

The Clerk reported an updated survey is forthcoming from Inter-Science for Devon Yacht Club for the proposed dredging project.

A copy of the Grecco Expedited Natural Resources Special Permit for sand placement was received. Ms. Mansir noted the application was approved by the Trustees and Natural Resources.

Mr. Armstrong reported Hamptons Web Design is recommending the website be updated to a new format; either to the Hamptons Web Design format which would cost \$3,000.00 or Word Press for \$5,000.00. He noted this will allow the Trustees to have more administrative input as far as the website. In a discussion, it was agreed Mr. Drew will contact Hamptons Web Design to obtain further information on the format updates.

The Clerk reported no new information has been received concerning the Tisdall barge in Three Mile Harbor.

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The Three Mile Harbor Committee will continue review of the application of Nancy and Lerner for bio-log/dock construction at 10 Oyster Shores Road and inspect the site. The Committee will report back to the Board at the meeting of May 9<sup>th</sup>.

A motion was made by Ms. Mansir to approve payment of the following bills: a) North Fork Water Supply- \$32.44; and b) David Eagan & Associates- Young/Lemieux: \$75.00; and Zweig: \$1,389.79. This motion was seconded by Mr. Armstrong and unanimously approved.

A motion was made by Mr. Grimes to approve the minutes of March 14, 2016 with amendments. This motion was seconded by Mr. Drew. Ms. McNally was opposed.

A motion was made by Mr. Grimes to approve the Financial Report as of March 31, 2016. This motion was seconded by Mr. Drew and unanimously approved.

A motion was made by Ms. McNally to approve renewal of a six month Certificate of Deposit at Suffolk County National Bank. This motion was seconded by Mr. Grimes and unanimously approved.

It was agreed Ms. McNally will be the Trustee liaison to the Harbor Management Committee. She will contact the Harbor Management Committee to schedule a meeting.

The Clerk acknowledged Correspondence received which did not require any action on the part of the Board.

Ms. McNally reported she met with Sidney Bye, the Montauk pump-out boat operator. She said he has taken the boat to East Hampton Marina (Briggs) to have it serviced. Mr. Bye will paint the bottom of the boat and have it in the water by May 9<sup>th</sup>. It was agreed a new lock will be purchased for the boat trailer. In a discussion, the Trustees agreed to consider purchase of a new shed or repair of the old shed, which will be used to store the boat covers and other items. Ms. McNally added she would also like to order jackets and shirts for the pump-out boat operators.

The Clerk reported a complaint was received about two duck blinds which are still in place at Napeague. He asked the Napeague Committee to do an inspection to determine who the blinds belong to as they were supposed to be removed by April 15<sup>th</sup>.

The meeting was adjourned at approximately 9:15 p.m. by the Clerk.

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