

MEETING OF SEPTEMBER 8, 2015
OF THE TRUSTEES OF THE FREEHOLDERS AND COMMONALTY
OF THE TOWN OF EAST HAMPTON, NY

Present:	Diane McNally, Trustee Clerk Timothy Bock Brian Byrnes Sean McCaffrey Bill Taylor
Not Present:	Nathaniel Miller Stephanie Forsberg Stephen Lester Deborah Klughers
Also Present:	Lori Miller-Carr, Trustee Secretary Christopher Walsh, Star Reporter Tyler Armstrong Janice Badkin Ira Barocas Tom Currier Albert DiCostanzo Rick Drew George and Carol Eldi George R. Eldi Anne Hall Rona Klopman Susan Knobel Pat Mansir Bob and Evelyn Martin Priscilla Rattazzi Gordon and Dianne Ryan Donald Vanderveer Mark Webb

The meeting was opened at approximately 6:00 p.m. by the Clerk.

Mr. Drew reported the Lazy Point Neighborhood Association has been offering factual

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data pertaining to the Lazy Point leases and entered into discussions in good faith with the Trustee Board several months ago. He said based on information from the joint meetings, a professional proposal, including recommendations were submitted to the Board in June. He went on say two weeks ago the Homeowners Association submitted a document regarding the cost of ownership. Mr. Drew pointed out he and the tenants were glad to hear from the Clerk, at the Committee meeting of September 1st, that the proposed amendments had been incorporated into the revised Rules and Regulations for Lazy Point. He added the Committee respectfully encourages the Trustees to move forward in a timely manner, so the proposal can be voted on at the next Trustee meeting. The Clerk pointed out she received feedback regarding the comparison of properties and cost of ownership submitted and it was recommended the Trustees obtain the services of a professional to make sure the figures are accurate. Mr. Byrnes thanked Mr. Drew and the other members of the Lazy Point Neighborhood Association for all their work. He said he spoke with the Town Budget Officer, Len Bernard who said Consumer Price Index (CPI) is used by the Town and is acceptable for this purpose too. Mr. Taylor said everything looks fine to him, but recommended the Trustee Attorney review it. Mr. Byrnes pointed out he felt this matter is moving at a good pace and hopes the Trustees have an answer by the next meeting. The Clerk stated she is comfortable with the Rules and Regulations as amended but would like to make sure someone other than herself reviews the CPI information and confirm the figures are accurate. A motion was made by Mr. Taylor to mail the draft of the amended Lazy Point Rules and Regulations to the Lazy Point leaseholders. This motion was seconded by Mr. McCaffrey and unanimously approved. A notice will be placed in the East Hampton Star to allow for thirty (30) days public comment. Mark Webb said there has been a significant amount of cooperation between the Lazy Point Neighborhood Association and the Trustees; and he feels a lot has been accomplished. As far as CPI, he pointed out the analysis should be done on an expedited basis and it should be very specific exactly what is to be determined by the consultant.

Anne Hall suggested the Board consider posting additional signage (perhaps larger) at Georgica Pond regarding shellfish closures due to green-blue algae, and asked the Board if they had any plans to open the Pond. She indicated Dr. Goble implied opening Pond will mitigate the blue-green algae, and pointed out the levels are higher now than they have ever been. The Clerk stated the Trustees have been letting the Pond for more than 300 years without a DEC permit, but if it's opened beyond the traditional and historical management there could be repercussions for the Board, such as fines and/or being challenged in court. Ms. Hall said maybe Dr. Goble could answer any questions to determine if the Pond should be opened. Priscilla Whittle told the Board it is evident the Pond will have to be dredged at some point and asked if EPA (Environmental Protection Agency) testing will be required. The Clerk replied the EPA will need public access to the Pond in order to do any testing. Mr. Taylor stated Bruce Horwith, agent for many pond front homeowners is in the process of applying for the testing. The Clerk added several homeowners around Hook Pond are also doing remediation projects and the Trustees will follow their progress.

Donald Vanderveer reported Don Tisdall's work barge has been docked at his marina for over a year and has now sunk. He noted he sent a letter to Mr. Tisdall with an estimate for its removal and has had no response. He asked if the Trustees support him trying to contact Mr. Tisdall. The Clerk will contact Mr. Courtney regarding this matter.

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A motion was made by Mr. Byrnes to approve payment of the following bills: a) Optimum- \$144.80; b) Staples- \$45.12; c) Seacoast Enterprises Associates- \$126.05 (engine repair) and \$320.55 (gas); d) Anthony Tohill- Seaview- \$61.25 and White Sands- \$1,556.25. This motion was seconded by Mr. McCaffrey and unanimously approved.

The Clerk asked the Trustees to review the Financial Report thru August 2015.

The Clerk reported the Town Year-To-Date Budget Report was received. She noted it is available in the office if the Trustees would like to review it.

A motion was made by Mr. McCaffrey to approve the following minutes: a) February 24, 2015; b) June 9, 2015; c) June 23, 2015; d) July 14, 2015; e) July 28, 2015 and e) August 11, 2015. This motion was seconded by Mr. Bock and unanimously approved.

The Clerk reported Barley Dunne submitted additional information concerning the Shellfish Enhancement Education Directive Program for Trustees review. She said she would like to get feedback from Dr. Forsberg as well as the other Trustees. She added one important issue is to determine who will receive membership in the pilot program.

Concerning water monitoring, the Clerk reported Dr. Forsberg indicated all water bodies are status quo and she recommends the shellfish closure in Georgica Pond to be continued an additional two weeks due to the blue green algae. A motion was made by Mr. Byrnes to continue the closure to shell fishing in Georgica Pond to September 16, 2015 due to high levels of blue-green algae. This motion was seconded by Mr. McCaffrey and unanimously approved.

The Clerk reported preparations are underway for the 25th Annual Largest Clam Contest scheduled for October 4th. She gave the Trustees copies of a standard letter which can be given to potential sponsors to request a donation. She added an ad will be placed in the East Hampton Star and a public service announcement request will be sent to WLNG radio station.

The next Hook Pond Remediation meeting is scheduled for September 18th at 11:00 a.m. at the Emergency Services Building. The Clerk noted she will attend the meeting.

The Clerk asked the Accabonac Harbor Committee to review photographs received of the completed Abernathy projects at 31 and 35 Waters Edge.

The Clerk asked the Beaches Committee to review the information received from the Village ZBA regarding the Lewis property at 165 Lily Pond Lane. She noted the hearing is scheduled for Friday, September 11th at 11:00 a.m. She asked the Committee to contact her if they have any concerns.

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A motion was made by Mr. McCaffrey to approve the application of H. Fred Krimendahl for phragmite removal pending review of the Letter of Testamentary by Attorney John Courtney with all the standard as well as additional conditions. This motion was seconded by Mr. Taylor and unanimously approved.

The Clerk reported a survey is still pending for the Calicchio landscape application. She added she previously sent a request to the agent but no response has been received to date.

The application of OGP, LLC for phragmite removal will be heard at a Village ZBA hearing on September 11th.

The Clerk reported an application was sent to Mr. Wagner for a proposed bluff restoration along Kings Point. She added she will meet with Brian Frank of the Planning Department to discuss this issue.

The Badkin shoreline fence on Lot 19N at Lazy Point was inspected and found to be installed according to the Trustee permit issued.

The Clerk reported no response has been received from Joseph Mulee concerning the addition of his wife, Maureen Mulee to the lease of Lot 13S at Lazy Point. A request for clarification of the percentage of her ownership interest in the house was sent.

A letter was sent to the Napeague Beach Club Association concerning debris at the end of Mulford Lane on the beach. The Clerk advised an as-built survey for prior work at the road end is required and it has been requested the Adirondack chairs be taken off the beach.

The next Nature Preserve Committee meeting is scheduled for September 10th.

The Clerk reported notification was sent to the Northwest Creek mooring permit holders advising them the County will begin repair of the launching ramp on September 14th.

A request was sent to East Hampton Marina for an updated survey to complete their application for piling replacement, but no response has been received to date.

The Clerk noted information was received from the insurance company concerning the worker's compensation policy. She asked Mr. Courtney to review. She reported she attended a Department Heads' meeting in August at which time it was announced a driver's safety course will be held by the town and those interested should contact Ed Michels. In response to a complaint concerning the blocking of a beach access on the south end of Sammy's Beach, the Clerk said the Highway Department has agreed to clear it. She added Michelle Thompson will be leaving her position as part-time secretary for the Trustees and Lorraine McKay will be returning on September 22nd.

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Mr. Byrnes reported the parking area located on the right side of the road, just past the Gerard Drive culvert is in need of grading. He pointed out ever since Hurricane Sandy, cars have not been able to park. It was agreed Mr. Byrnes will contact the Highway Department regarding this matter.

Mr. Byrnes reported he was advised that Amagansett School is looking forward to the Trustees giving a talk to the students in the fall. He added he would also like the Trustees to speak with the students at John Marshall Elementary School.

Meeting adjourned at approximately 7:30 p.m. by the Clerk.

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