

MEETING OF FEBRUARY 22, 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
Timothy Bock
Brian Byrnes
Rick Drew
James Grimes
Diane McNally

Also Present: Richard Whalen, Trustee Attorney
Lori Miller-Carr, Trustee Secretary
Christopher Walsh, Star Reporter
Zachary Cohen
Sara Davison
Chris DiSunno
John Barley Dunne
Bruce Horwith
Rona Klopman

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

1. John (Barley) Dunne gave a presentation on the EH SEED (East Hampton Shellfish Education and Enhancement Directive) Proposal. The participants will pay a fee of \$250.00 per year (a single member or a family) which would include training in the form of lectures and hands-on workshops; they will receive 1000 oyster seed, gear and learn how to grow seed. The proposed area (30' x 70') is adjacent to the shellfish nursery (on Gann Road). Oysters will be grown throughout the season and over-wintered the first year, and continue growing the next year. The participants will give half of their crop back to the Hatchery. As a pilot program, it will limited to fifteen (15) participants and preference will be given to residents.
2. Concerning the scallop sanctuary in Napeague Harbor, the Board questioned why Mr. Dunne did not want to buoy the area off as in years past. He explained as there was a poaching episode a few winters ago, he felt buoying it off might attract more poaching in the area. He told the Board the sanctuary will be seeded but not marked.

3. Mr. Dunne told the Board he would like to start an oyster shell recycling program; which would entail contacting restaurants and asking them to set aside oyster shells (perhaps using special containers). A holding area would be chosen (and the shells would not be piled, but spread out in order to dry) and eventually be placed in a bottomland area. Mr. Dunne added he met with Town members several times and they were in favor of the recycling program. It was agreed a letter of support will be sent to the Town Board concerning this program.
4. Sara Davison, Executive Director of the Friends of Georgica Pond, explained this is a new non-for-profit group for the restoration of the Pond. She pointed out the Pond is in crisis as its water quality has been severely compromised. The present focus of the group is phragmites management and a pilot project to harvest micro-algae.
5. Bruce Horwith gave a brief presentation on the proposed phragmite removal projects located in the northeast section of Georgica Cove; in particular the bottleneck of the channel and the bottleneck on the southwest side going into the remainder of the Pond. He noted in the past few years there has been a lot of work by Pio Lombardo Associates and Dr. Gobler. He pointed out the Village is holding the DEC permit which must be modified to allow work in the bottleneck areas; but the permit for the work that was done in the fall was modified and allowed for cutting of phragmites. He added they applied to the DEC to get a modification to excavate and need a letter of endorsement to the Village Board from the Trustees for approval of this proposal. In a discussion, a motion was made by Mr. Grimes to send a letter to the Village Board endorsing the phragmite control projects being done in Georgica Cove. This motion was seconded by Ms. McNally and unanimously approved.
6. Dr. Gobler spoke about the harvest of macroalgae from Georgica Pond. He stated the Pond has serious water quality impairments that are a threat to humans and environment. He noted blue-green algae, promoted by nitrogen and phosphorous, was found in the Pond last summer. He explained they are in process of applying for DEC permits and would like permission to add the Trustees to the DEC permit as property owners. After a lengthy discussion, a motion was made by Mr. Taylor to allow the Trustees to be named as property owners in DEC permit application for the harvest of macroalgae in Georgica Pond. This motion was seconded by Mr. Drew. In a vote of 6 to 2, Mr. Bock and Ms. McNally were opposed to this motion.
7. Chris DiSunno was present to follow up on the issue of Midland Highway. In a lengthy discussion, it was agreed the Trustees have to decide if they are willing to relinquish a portion of the paved road to the Town and if the Town would be willing to take the road into the highway system. Mr. Taylor suggested the Trustees ask the Town what would be required to get Midland into the Town highway system. The Clerk will contact the Town Board regarding this matter.
8. Zachary Cohen, Chairman of Nature Preserve Committee, was present concerning the management plan for the Filippelli Preserve on Springs Fireplace Road and the western

shoreline of Accabonac Harbor. He explained this is for restoration of the uplands to the meadows and revive awareness of the marsh areas degraded by the installation of drainage ditches.

9. John Parker was present regarding Sag Harbor jurisdictional boundaries, as well as John Shaka, chairman of the Harbor Committee. In a brief discussion, it was agreed a small committee of will be formed consisting of two Trustee liaisons and representatives from Sag Harbor to discuss this matter further.
10. A motion was made by Mr. Grimes to pay the following bills: a) Staples- \$164.76; b) A. Tohill- White Sands- \$1,105.50; c) David Eagan & Associates, PLLC- \$1,325.62. This motion was seconded by Ms. Mansir and unanimously approved.
11. The minutes of January 11, 2016 and January 25, 2016 were tabled for further review.
12. A motion was made by Mr. Taylor to approve the Financial Reports for the months ended December 31, ²⁰¹⁵ and January 31, 2016. This motion was seconded by Mr. Grimes and unanimously approved.
13. The Board agreed a memo will be sent to the ZBA concerning the hearing of Barbara Hair indicating the Trustees concern that the proposed project is too close to wetlands and request a copy of the EAF- Part III.
14. Mr. Armstrong reported he drafted letter of appreciation to Senator LaValle for his support of Bill A8715 restricting the use of methoprene in New York waterways. A motion was made by Mr. Bock that a letter be sent to Senator LaValle in appreciation for his support of restricting the use of methoprene. This motion was seconded by Mr. Drew and unanimously approved.
15. The Clerk reported as-built surveys were received for dune restoration at 31 and 35 Waters, LLC. He asked the Accabonac/Hog Creek Committee to confirm the projects were completed in accordance with the Trustee permits issued.
16. The following phragmite removal applications are to be reviewed by the Georgica Pond Committee: a) Chauncey Close and MMR Real Estate Holdings, LLC- Mr. Walker from Inter-Science will submit additional information; b) One Association Road (aka, My Wife Really Likes It)- request to be sent for updated site plans and c) John Callichio- waiting for receipt of "Letter of Intent".
17. The Clerk reported no new information has been received regarding the Lebowitz dock in Hog Creek.
18. Ms. Mansir reported she will schedule a meeting with Kim Shaw, Director of Natural Resources concerning Fresh Pond excavation.

19. Mr. Grimes reported he reviewed the survey from Devon Yacht Club which indicates the spoil will be placed to the east of inlet. Upon review, Ms. McNally said she would like to see the tie line placed on the last survey which was submitted. She recommended the property line be staked prior to the start of the project.
20. The Board discussed the transfer of the lease of Lots 13N and p/o 14N at Lazy Point from Eileen Raffo to Mr. and Mrs. John Eastman, the Clerk noted proof of publication and an affidavit was received. Mr. Whalen will review the documentation to determine if all is in order.
21. The Clerk reported an as-built survey, photographs and a deed were received from Suffolk County Environmental Consulting concerning the Reid property at 30 Hedges Banks. A Trustee permit was issued in 2013 for bluff restoration. The Three Mile Harbor Committee will inspect the property to ensure the project was completed according to the conditions of the permit.
22. Peter Mendelman was not present to discuss Halsey's Marina.
23. Mr. Taylor reported he inspected the Levi dock/bulkhead at Outlook Avenue and determined it was built according to the conditions of the Trustee permit issued in 2003. He explained the Town would not allow Ms. Levi to sign up for the rental registry until her Trustee permit was closed out. As photographs and notification of the project start and completion were received, it was agreed to forgo the requirement of an as-built survey. A letter will be sent to Ms. Levi to this effect.
24. Correspondence received was acknowledged by the Clerk. The Board will consider attending the Friends of Erin Parade on March 20th and discuss this matter at another time.
25. The Board agreed to schedule an executive session meeting at the Trustees office on Bluff Road. A notice will be placed in the East Hampton Star and with the Town Clerk's office.
26. In response to a letter received from Suffolk County Department of Health Services, Ms. McNally will forward the requested information on the pump-out boat logs.
27. The meeting was adjourned at approximately 9:30 p.m. by the Clerk.