

MEETING OF APRIL 9, 2018
OF THE TRUSTEES OF THE FREEHOLDERS AND COMMONALTY
OF THE TOWN OF EAST HAMPTON

Present: Francis Bock, Trustee Clerk
Bill Taylor, Deputy Clerk
Rick Drew, Deputy Clerk
John Aldred
Brian Byrnes
Dell Cullum
Jim Grimes
Susan McGraw Keber
Susan Vorpahl

Also Present: Christopher Carillo, Trustee Attorney
Lori Miller-Carr, Trustee Secretary
Christopher Walsh
Sara Davison
Steve Griffiths

The meeting was opened with the pledge of allegiance at approximately 6:30 p.m.

Roll call was taken by Ms. Miller-Carr, Trustee Secretary.

Sara Davison, who represents the Friends of Georgica Pond (FOGP), a not for profit, came to the podium. She congratulated the newly elected Trustees and let them know that the FOGP looks forward to working with them. Ms. Davison continued to say the FOGP consider the East Hampton Town Trustees the most important body they work with. Ms. Davison commended the Trustees for obtaining a ten (10) year DEC permits for both the dredging of Georgica Pond and for the excavation and dredging of the Georgica Cove bottleneck. The FOGP has hired Ray Hinkle of AECOM, a global company, to study the Cove and the Pond. He has done both mapping and drone photography on the Pond and determined that 29 acres or ten percent (10%) of the Pond is covered in phragmites. Ms. Davison went on to discuss the findings of Dr. Gobler; the many benefits of using the aquatic weed harvester and recent findings on the chemical composition of the deeper sediment in the bottomland of Georgica Pond. Dr. Bradley Peterson has been engaged by the FOGP to do an overwintering crab survey. It was suggested that he consult with Richard Lester, a local baymen who has been fishing and trapping in Georgica Pond for many years.

A motion was made by Mr. Drew to pass a resolution to authorize the use of an aquatic weed harvester to remove macroalgae from Georgica Pond and the operation of a skiff in Georgica Pond. The motion was seconded by John Aldred and unanimously approved.

Steve Griffiths from the East Hampton Sportsmen Alliance told the Board that they will be holding their Expo on April 21, 2018 from 10 am to 3 pm at the Amagansett Fire Department. He asked if the Trustees would participate this year. The Clerk said that historically the Trustees' have taken a table at the Expo and served complementary clams on the half shell. The Trustees' also provide information to the public regarding their role in the town. It was agreed that those Board members who are available will attend the Expo.

Mr. Cullum reminded everyone that the Shoreline Sweep (beach clean-up) will be taking place on April 21, 2018 from 9am to 1pm from Hither Hills in Montauk to Beach Lane in Wainscott. The Shoreline Sweep will also encompass the northern bayside. Mr. Cullum and Ms. McGraw Keber both plan to participate. The Shoreline Sweep has been scheduled together with the Great Montauk Clean-up organized by the Concerned Citizens of Montauk. April 21, 2018 is also Earth Day. Everything has already been organized and arranged; just meet at any beachhead and clean.

Bonnie Maslin of 307 Kings Point Road is before the ZBA regarding her application for a stone revetment. Ms. Vorpahl looked through the Trustees' files and said it appears this application has been previously denied two or three times by both the Town Trustees and the DEC. Ms. Maslin did receive a Trustee permit for sand placement in 2016. A Public Hearing is scheduled for April 24, 2018 regarding this application. The Board discussed that they need to be notified as adjacent property owners on ZBA applications.

Mr. Taylor was able to obtain a modification to the DEC maintenance dredging permit for the Accabonac Harbor Culvert to extend the original permit through April 1, 2018. The Trustees' will be applying for a new DEC maintenance dredging permit for the Accabonac Harbor Culvert moving forward.

Concerning the Public Hearing Notice from the ZBA regarding the application of Schainuck located at 301 Marine Boulevard, it was determined the Trustees have no jurisdiction regarding this application, as expansion of house and decks are landward.

Concerning the Public Notice Hearing from the East Hampton Village ZBA regarding the application of the Maidstone Club for a special permit and variances, it was determined the Trustees have no jurisdiction regarding this application.

Regarding outstanding dock fees from 2017, Trustee Attorney Christopher Carillo will meet with Ms. Miller-Carr to draft a letter to the dock owners who are in arrears. Mr. Carillo will determine the appropriate procedure in the event no response is received.

Mr. Grimes, Mr. Cullum and Mr. Carillo have been working on the final draft of the Trustees' Policies and Procedures for Shoreline Fencing. Their recommendations include requiring identification in the form of a medallion or tag being placed on each fifty foot section of shoreline fence, having two (2) rows of zig-zag shoreline fencing and not requiring an "as built" survey. Once these policies and procedures are made part of the East Hampton Town Code, the Trustees will contact the homeowners along the beach and also work on bringing existing shoreline fencing up to code.

The Accabonac/Hog Creek Committee is still in the process of reviewing the application of Lion Head Beach Association for the control of phragmites and other invasive species on their property. The Committee is also reviewing the nearby applications of R. Shapiro at 6 Bay Inlet Road for phragmite control and M. Geelan for wetland restoration and phragmite control at 217 Kings Point Road.

The ZBA Public Hearing for Rosenwald at 100 Runnymede Drive has been rescheduled for May 1, 2018. Ms. McGraw Keber has been following up on this application.

Regarding the application of Connolly to close out their bulkhead permit at 217 Kings Point Road, Mr. Grimes would like to see their revegetation violations with the Town cleared up prior to signing off on this permit.

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Ms. McGraw Keber reported that she has reached out to 15 to 16 potential participants and hopes to begin interviewing and training them for the upcoming Accabonac Harbor Mosquito Larvae Survey. Mr. Aldred and Ms. McGraw Keber will set up a date and a time for training. Mr. Grimes said he would also like to take the training. A motion was made by Mr. Grimes to approve the payment of \$100.00 for five (5) people, for each collection day, thus authorizing up to \$5,500.00 to be paid by the Trustees for this project. The motion was seconded by Mr. Taylor and unanimously approved. There was some discussion regarding the upgrading of the Trustees' GPS units. Mr. Drew agreed to look into it.

Mr. Aldred has been moving ahead with Trustees' plan to do the oyster survey and oyster transfer from Oyster Pond in Montauk. He has submitted an applications to the State Park for a Park Use Permit and to the DEC. Harbormaster Ed Michels has offered his help with this project. Bob Valenti from the Fisheries Advisory Committee will assist in hiring local baymen to do the actual transferring of the oysters.

Mr. Grimes met with Matt Scalfani of the Cornell Cooperative Extension to discuss instituting a pilot program to locate the breeding areas of horseshoe crabs; and to do a count to get an idea of the horseshoe crab population. Mr. Drew suggested obtaining GPS coordinates of the breeding sites. The Trustees' hope to enlist volunteers to help with the actual survey. The Harbor Management Committee will oversee the survey in two (2) teams. Mr. Grimes will oversee the survey in Napeague Harbor and Ms. McGraw Keber will oversee the survey in the Northwest Creek area.

Mr. Byrnes of the Education Committee said that the Amagansett School needs to postpone their visit from the Trustees, there is a scheduling conflict with mandatory state testing occurring this month. Ms. McGraw Keber of the Education Committee has been coordinating with Mr. Doyle to do Trustee Educational Outreach with John Marshall Elementary School. John "Barley" Dunne has agreed to join the Education Committee to do a presentation on the East Hampton Shellfish Hatchery.

The Georgica Committee agreed to table the applications of Rifkind at 3 Eel Cove, Schultz at 1 Eel Cove and the Georgica Association at the head of Eel Cove for phragmite control. The agent, Bruce Horwith, plans to come before the Trustee Board at a future meeting to further discuss his proposed project plans.

As duck blind season has come to an end, Mr. Drew reminded the Board that it is time to do an inventory of the blinds that haven't been removed. It was decided that Mr. Grimes will inspect Napeague Harbor and Fresh Pond; Mr. Drew will inspect Georgica Pond and Northwest Creek; Ms. McGraw Keber will inspect Accabonac Harbor and Mr. Cullum will inspect Three Mile Harbor. Mr. Drew suggested that the office send out a letter to all duck blind holders reminding them to renew again in September, 2018.

Regarding the kayak racks, Mr. Byrnes has repaired the kayak racks at Settler's Landing. Mr. Grimes has constructed ten (10) new racks at Louse Point and plans to finish the repairs at Louse Point shortly.

Concerning the ZBA Public Hearing of Sarocco at 106 Shore Drive East, the Trustees do not have jurisdiction over the items in this application.

Mr. Cullum noticed there is excavating being done at a property on Cranberry Hole Road. Mr. Grimes said the work has been permitted and that it is not on Trustee property. Mr. Cullum also reported that someone appears to be planting beach grass on the bayside near the Aquaculture Facility on Cranberry Hole Road. Mr. Grimes said the stretch of beach on Cranberry Hole Road which Mr. Cullum is referring to is not under Trustee jurisdiction.

4/9/18

Ms. McGraw Keber has been collecting photographs of the Trustees working in the field and at events; and hopes to post them on the Trustee website.

The Roads Committee has been very proactive in inspecting Trustee roads. Regarding Crooked Highway Ms. Vorpahl, Mr. Cullum and Mr. Carrillo have spent time investigating the area and have determined there may be possible encroachments on the Trustee owned road. The Trustees' files seem to be missing some of the older subdivision granted easements. It seems there may also be some landlocked parcels off Crooked Highway that are in question. Ms. Vorpahl has been to Town Hall investigating the Trustee owned road, Old Montauk Highway, where it intersects with Cranberry Hole Road. Mr. Cullum and Ms. Vorpahl believe that the homeowner of 74 Cranberry Hole Road is encroaching on and/or blocking the Trustee owned road Old Montauk Highway, and an easement has not been found to have been granted.

A motion was made by Mr. Aldred to rescind the vote made at the Trustees' meeting of March 26, 2018 which would have renewed an expired permit of Three Mile Harbor Marina, LLC. The motion was seconded by Mr. Grimes and unanimously approved.

A motion was made by Mr. Aldred to approve the application of Seacoast Enterprises Associates, Inc., on behalf of Three Mile Harbor Marina, LLC, for bulkhead repair/replace, finger piers, dock maintenance, and maintenance dredging for a three (3) year Trustee maintenance permit with the additional conditions; a) the applicant appear before the Board once a year with scaled drawings and a written description of the work completed; b) the applicant will provide on an annual basis a written description and scaled drawings for the anticipated work to be done in the upcoming year; c) applicant will pay a \$75.00 renewal fee each year of the permit. This motion was seconded by Ms. McGraw Keber and unanimously approved.

A suggestion was made by the Clerk to consider revising the relationship that the Trustees have with Marina's who have dock space on Trustee bottomland. Rather than a set fee for every foot of dock space and every piling, it might be more efficient to lease the Trustee bottomland to the Marina's owner. Prior to making any changes the Trustees would set up a meeting with all affected Marina owners to gauge their thoughts on revising their arrangement with the Trustees.

Regarding the application of LWJ, LLC (the Estate of Anthony Duke) for bluff restoration, bulkhead removal and bulkhead construction at 180 Springy Banks Road, the Three Mile Harbor Committee will follow up on this application.

A motion was made by Ms. McGraw Keber to pay the following bills: a) Bistran Materials, Inc. \$24,400.00 (opening of the Accabonac Harbor Culvert); b) Staples - \$200.83; c) Optimum - \$165.62. The motion was seconded by Mr. Drew and unanimously approved. Discussion took place about putting the job of dredging the Accabonac Harbor Culvert out to bid next year. In order to do that the Trustees will need to begin the process early enough to be prepared to complete the job within the dredging window.

A motion was made by Mr. Drew to approve the minutes of March 12, 2018. The motion was seconded by Mr. Grimes and unanimously approved. The minutes of March 26, 2018 were tabled to the meeting of April 23, 2018.

A motion was made by Mr. Byrnes to table the financial report for the month ending March 31, 2018. The motion was seconded by Ms. McGraw Keber and unanimously approved.

4/9/18

Mr. Bock reported the Town Clerk would like to order a new set of beach driving stickers for 2019. The Town Clerk would like to reset the numbers starting again at # one (1). The last number reset was in the year 2000. A motion was made by Mr. Grimes to support the Town's re-numbering of the beach driving stickers. The motion was seconded by Ms. McGraw Keber. A roll call vote was taken. All the Trustees voted in favor of this motion.

Mr. Bock reported that the East Hampton Town Board would like to hold a joint Public Hearing with the Trustees regarding the Deepwater Wind, South Fork Wind Farm Project. Mr. Bock said that the Town Board would like to hold the public hearing on May 3rd. Mr. Drew said that he would like to see it held towards the end of May. Mr. Drew asked that an executive session be held with the Town Board members as he needs to share some thoughts he has with his fellow Trustees and the Town Board as soon as possible. The Trustees agreed to ask the Town Board members to meet with them in an executive session tomorrow, April 10th, at 3pm. The Trustees will ask the Town Board to hold their joint public hearing regarding Deepwater Wind on May 31, 2018 at 6pm.

A motion was made by Mr. Drew to close the meeting at approximately 9:35 pm. The motion was seconded by Ms. McGraw Keber and unanimously approved.