



MEETING OF AUGUST 27, 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
Brian Byrnes
John Aldred
Dell Cullum
Jim Grimes
Susan Vorpahl

Not Present: Susan McGraw Keber

Also Present: Christopher Carillo, Trustee Attorney
Arlene Tesar, Trustee Secretary
Christopher Walsh
Michael Wright
Jim Harris
Kim Shaw
Melissa Winslow
Patrice Dalton
Alex Miller
Rona Klopman
Larry Cantwell
David Gruber
Sara Davison

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

The Clerk ordered that a roll call be taken. All present except Trustee Susan McGraw Keber.

Jim Harris addressed the Board regarding his application for Coir Log replacement on behalf of the Rifkind's, owners of 3 Eel Cove Road in Wainscott. Mr. Harris said he presented the Rifkind's with the expanded planting plan suggested by the Trustees. That plan was of a much larger scale and the homeowner was not prepared move forward on it at the moment. Jim Harris asked the Board if they would consider issuing a permit in accordance with the original application to add two new coir logs to shore up the decaying ones put in 5 years ago. As a compromise he would like to amend his re-vegetation plan by using the plants suggested

by Jim Grimes, which would have a better survival rate in the location at the water's edge. Rick Drew asked him to amend in writing the changing of the species of plantings and said they would re-address his application at the next meeting. The application was tabled to the next meeting

Kim Shaw, Director of the Natural Resource Department of the Town of East Hampton came to the podium with Melissa Winslow, a member of the Natural Resources Department. They gave a presentation to the Board regarding their Hog Creek Groundwater Seepage Monitoring and Remediation project. They have timed this project to coincide with the time of year that the septic systems are experiencing their highest usage. This first round of testing will hopefully indicate where the nitrogen is leaching into Hog Creek from, so that further analysis and remediation can be targeted to the problem areas. Some remediation measures include replacing old septic systems with nitrogen reducing septic systems and installing permeable reactive barriers. A hand out was given to the Trustees.

Alex Miller thanked Kim Shaw and the Town for being so proactive in the Hog Creek area. He is glad that they have approximately 20,000 juvenile Oysters in Hog Creek as part of the Oyster gardening program and have juvenile clams in FLUPSYS at the Lion Head Beach Association Marina. He asked the Board about the difference between testing for nitrogen and testing for bacteria. Kim Shaw answered that nitrogen is responsible for the blue/green algae blooms. Rick Drew said the Surfrider Foundation has been testing for bacteria and that the Trustees have asked Dr. Gobler to start monitoring for bacteria also.

Regarding the application of Billy Mack of First Coastal on behalf of Neil Simpkins, owner of 123 Waters Edge for bulkhead reconstruction. Susan Vorpahl has spoken with the agent, Billy Mack and he said he will be putting in a second bulkhead reconstruction application on behalf of a neighboring property and would like to address the Board regarding both applications at a future meeting. The application was tabled.

An application was received from Costello Marine Construction on behalf of Robert Kold, owner of 31 Isle of Wight Road, for bulkhead reconstruction. Susan Vorpahl said she has reviewed the application and the applicant already has their DEC permit, but not their NRSP or Trustee permit. The application came in on Friday and Ms. Vorpahl plans to meet with the applicant this week on site to review the project. The application was tabled to the next meeting.

Regarding the East Hampton Town ZBA Public Hearing of 69 Isle of Wight Road for NRSP variances, Susan Vorpahl said that the Town maybe requesting that the homeowner shorten up the patio. The Trustees still have some questions about the retaining wall and the composition of the backfill. Susan McGraw Keber sent a letter to the ZBA weighing in on her opinion of the application which borders Trustee bottomland.

Brian Byrnes introduced the matter of sandbag placement in front of Susan Knobel's leased property, located at 100 Shore Road in Lazy Point. For the last 3 years Ms. Knobel has protected her home from extreme erosion by placing sandbags to prevent storm damage. This process has been working well to protect her home. A motion was made by Brian Byrnes to approve the placement of burlap sandbags (biodegradable) on the beach in front of 100 Shore Road in Lazy Point. The motion was seconded by John Aldred and unanimously approved

An application was received from Billy Mack of First Coastal on behalf of 153 Mulford Associates LLC, owners of 153 Mulford Lane for revetment construction. Jim Grimes passed around photographs showing the home has been completely undermined by the bay and is standing on stilts. Mr. Grimes plans to meet with the agent before the next meeting. The Board tabled this application until the next meeting.

Rick Drew opened the topic of the Georgica Pond south dredging and the bottleneck dredging. The Georgica Committee will be meeting with Bruce Horwith and Sara Davison tomorrow to go over the plans for the dredging of the bottleneck. Jim Grimes said all the permits have been received for both projects and he would like to start putting together the bid package for the south dredging. Bill Taylor said he had the old bid package available. Regarding the letting of the pond, first the bottleneck will need to be excavated while the water is high. The Georgica Committee will report back to the public at the next meeting.

Brian Byrnes said that Georgica Pond was posted to advise the public of an algae bloom and not to eat the crabs from the pond. Someone stole the signs. Mr. Byrnes said stealing the signs created a health risk and is illegal.

John Aldred gave a presentation to the board showing the results of the 9 weeks of mosquito larvae monitoring. The maps he showed to the public indicated where high amounts of mosquito larvae were found week by week. The beginning of July had dry weather and because of that, the larvae findings were low. Unfortunately as the summer progressed more hot spot areas emerged. The same areas seemed to have high concentration of larvae week after week. The most susceptible areas are where the marsh meets the upland. Where there are depressions or pockets of trapped or stagnant water the larvae multiplies quickly. John Aldred hopes that with this information, marsh remediation can be done next year to flush out some of these areas or hot spots.

A motion was made by John Aldred to purchase 20 mixing tubs for John "Barley" Dunne, Director of the Town of East Hampton's Shellfish Hatchery from the Trustees Mariculture line budget. The tubs are to be used for the Oyster Gardening program. The motion was seconded by Bill Taylor and unanimously approved.

Dell Cullum continued to share his disappointment that the Trustees are not supporting him. He brought pictures showing that the cans are still overflowing in the early morning hours on the beach. He felt that with all the large environmental questions facing the Trustees, this could be an easy environmental solution to a current problem. He called removing the trash cans from the beach an "environmental no-brainer". Jim Grimes brought up that we still haven't been able to find out if the Village ever asked permission or discussed with the Trustees their plan to put trash cans on the beaches when this decision was first made.

Francis Bock read a letter from Nan French into the record sent to the EH Town Trustees, Mayor Rickenbach and the EH Village Trustees. In the letter she asked the Village to remove the trash cans from the beaches.

Brian Byrnes said that a man was viciously bitten by a dog that wasn't on a leash. The man had to be taken by ambulance to Southampton Hospital. Mr. Byrnes showed photographs of the bite to the Trustees. He reminded dog owners to please keep their dogs on leashes if they have any tendency towards biting people.

Susan Vorpahl told the Board she met with Chief Harbormaster Ed Michels to inquire about any funding or grant money which might be available towards the purchase of a new Trustee Pump-out Boat for Montauk. She said she discovered that there were a lot of other programs available to the Trustees. Some of the programs available for grant funding are educational programs, brochures, operation expense reimbursement and even money for advertising. Francis Bock said that the Trustees have been participating in the Clean Vessel Assistance Program (CVAP) which refunds the Trustees 50% of actual expenses and salaries up to \$5000 per boat. Bill Taylor suggested applying to EH Town's CPF funding for water quality projects for funding for a new pump-out boat. Jim Grimes suggested also exploring State and Federal funding. Susan Vorpahl will continue gathering information for the Trustees.

A discussion about Trustee Roads took place. Chris Carillo, Trustee Attorney is in the process of drawing up letters to certain homeowners. He noted that easements have not been granted in a clear and uniform matter. Jim Grimes suggested that one way to clear things up might be to execute easements to bring homeowners into compliance who somehow slipped through the cracks in the past.

A motion was made by Jim Grimes to pay the following bills: a) Edson International - \$149.50 (pump-out boat parts); b) Seacoast Enterprises – \$66.38 (pump-out boat). The motion was seconded by Brian Byrnes and unanimously approved.

A motion was made by John Aldred to approve the minutes of July 23, 2018. The motion was seconded by Jim Grimes and unanimously approved.

A motion was made by John Aldred to approve the minutes of August 13, 2018. The motion was seconded by Brian Byrnes and unanimously approved.

A motion was made by Brian Byrnes to approve the financials ending July 31, 2018. The motion was seconded by John Aldred and unanimously approved.

Francis Bock let the Board know that the Largest Clam Contest will be held on September 23, 2018. He handed out sheets listing the items that need to be done before, during and after the Clam Contest. He asked the Trustees to all pitch in and help. Many thanks to all the local businesses and organizations who donated prizes to the winners last year.

A resolution was offered by Bill Taylor to hire Attorney Daniel Spitzer of Hudgsons Russ, LLP to represent the Trustees in their negotiations with Deepwater South Fork regarding the cable landing site at Beach Lane, Wainscott. The motion was seconded by Jim Grimes and unanimously approved. A roll call vote was taken. John Aldred – Aye; Susan Vorpahl – Aye; Jim Grimes – Aye; Bill Taylor – Aye; Francis Bock – Aye; Rick Drew – Aye; Brian Byrnes – Aye; Dell Cullum – Aye. Susan McGraw Keber – Absent.

A motion was made by Bill Taylor to close the meeting at approximately 8:10 pm. The motion was seconded by Dell Cullum and unanimously approved.