



MEETING OF OCTOBER 12, 2018
OF THE TRUSTEES OF THE FREEHOLDERS AND COMMONALTY
OF THE TOWN OF EAST HAMPTON

Present: Francis J. Bock, Trustee Clerk
Rick Drew, Deputy Clerk
John Aldred
Brian Byrnes
Dell Cullum
Susan McGraw Keber

Absent: Bill Taylor, Deputy Clerk
Jim Grimes
Susan Vorpahl

Also Present: Arlene Tesar, Trustee Secretary
David Rattray
Kevin McAllister
Rona Klopman
Charles Bowman
Elizabeth Halliday
Billy Mack
Rod Richardson

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

David Rattray brought to the attention of the Board the results of research he had been working on for ten years, regarding where Gardiner's Bay meets Napeague Bay; which has been confused and misstated. Drawing from many historic maps and documents he demonstrated that traditionally, a line generally drawn between "Goff Point" and southern Gardiner's Island has demarcated Gardiner's Bay to the west from Napeague Bay to the east. Mr. Rattray has asked the Trustees to send a letter to the U. S. Board of Geographic Names, a division of the U.S. Geological Survey, to correct the location of these two waterbodies on their maps.

Kevin McAllister told the Board that he was not pleased with the talk of marsh remediation and he would continue to speak out against it. He felt standing pools of water in marshes are their own form of ecosystem. By disturbing them and flushing them out, you are not only flushing out the mosquito larvae, you are also flushing out any other micro-organisms that flourish in that environment. By doing marsh remediation you are also disturbing the layers of peat which have settled on the bottom of the standing water area. He added, he

believes the ditches which were dug in Napeague, during the WPA program, were done for storm water runoff management, not mosquito larvae control.

Chuck Bowman of Land Use addressed the Board regarding the application of Skylight East, LLC at 94 Apaquogue Road for phragmite excavation and submitted an updated project plan. Mr. Bowman said he has received approval from East Hampton Village and was hoping to receive Trustee approval also. Mr. Byrnes asked approval of this application be tabled to the next meeting, as the lead Trustee on this project was absent from the meeting. Regarding the phragmites project at One Association Rd, Mr. Bowman reported they are making many compromises with the Town and are hoping to get Town approval on that project soon.

Rona Klopman addressed the Board about the problem of cigarette butt litter on our beaches. She asked the Board to consider outlawing smoking on all Trustees beaches. She presented the Board with information from the Tobacco Action Coalition of Long Island.

Elizabeth Halliday thanked the Board for their efforts in trying to work out a solution regarding the proposed landing cable from the South Fork Wind Farm at Beach Lane in Wainscott. Ms. Halliday said she believes renewable wind energy is the direction that we need to go for the health of our oceans and the planet.

Billy Mack of First Coastal Corporation addressed the Board regarding two adjacent properties he is representing for bulkhead reconstruction. The properties are 115 Water's Edge owned by Robert Savage and 125 Waters Edge owned by Neil Simpkins. A motion was made by Susan McGraw Keber to approve the applications of Mr. Savage at 115 Water's Edge Road and Mr. Simpkins at 125 Water's Edge Road for bulkhead reconstruction which included raising the height of the bulkhead by 18 inches, contingent on their receiving their DEC and ZBA permits. The motion was seconded by Brian Byrnes and unanimously approved.

Billy Mack addressed the Board regarding the property of 153 Mulford Associates LLC, owners of 153 Mulford Lane for a rock revetment. Dell Cullum said that Trustee Susan Vorpahl planned to weigh in on this application at the next meeting. The Board agreed to table approval of the application for further review.

Rod Richardson reported to the Board that someone has put up signs again on the beach at Napeague State Park leading up to the area that the Trustees own and blocking access to Hicks Island. The signs warn the public to keep out and call the area a bird sanctuary. Mr. Richardson said the signs do not reference who placed them and he would like the Trustees to have them removed.

The Clerk ordered that a roll call be taken; Francis Bock, Rick Drew, Brian Byrnes, John Aldred, Dell Cullum and Susan McGraw Keber were present; Bill Taylor, Jim Grimes and Susan Vorpahl were absent.

John Aldred will be the Trustee liaison to the DEC in the Conditional Shellfish Harvesting Program. He plans to contact members of the fishing community for feedback as to the most desirable area to be included in the program. Part of the program will include taking water samples after rainfall and maintaining an approved rainfall measurement device in the area.

John Aldred will be representing the Trustees in the Suffolk County Shellfish Aquaculture Lease Program ten year review.

The application of 25 Cove Hollow Farm Road to construct an access walkway to Georgica Pond was just received from Inter-Science Research Associates. It was tabled to give the Committee time to meet with the agent.

A motion was made by Brian Byrnes to approve the request to sublease Pamela Keen's house at 177 Shore Road in Lazy Point to the same tenant as last winter. The motion was seconded by Rick Drew and unanimously approved.

A motion was made by Brian Byrnes to close out Trustee Permit LP #1-17 for interior renovations issued to the John Eastman on Lots 13N and 14N, 232 Shore Road. The motion was seconded by Susan McGraw Keber and unanimously approved.

John Aldred reported on the upcoming ZBA hearing of 205 Three Mile Hog Creek Road, to demolish and rebuild the upland residence. None of the work is on, or close to the adjacent Trustee owned bottomland.

Susan McGraw Keber reported on the upcoming ZBA hearing of Sameh Iskander's property at 98 Runnymede Drive. The hearing has been postponed to October 30th 2018.

Susan McGraw Keber reported on the upcoming ZBA hearing of Adam Young at 19 Bay Inlet Road, The hearing has been postponed to October 30th 2018.

Francis Bock put forth a resolution that would allow the Trustees' Special Counsel, Dan Spitzer Esq, to collaborate and have a limited sharing of pertinent information regarding the Deepwater Wind South Fork Article VII proceedings. Mr. Bock read the resolution into the meeting record. The motion was seconded by Rick Drew. Ayes: Francis Bock, Rick Drew, John Aldred, Brian Byrnes, Susan McGraw Keber. Nays: Dell Cullum. Absent: Bill Taylor, Jim Grimes, Susan Vorpahl. The resolution was passed.

Dell Cullum is working on seeing if East Hampton Village has the authority to place trash cans on Trustee beaches without Trustee permission. He also pointed out that the Village of East Hampton, in their literature, is calling themselves the owners of the Trustee beaches. Francis Bock said he was not happy the Village didn't give the Trustees an opportunity to discuss banning vaping on Trustee beaches. Mr. Aldred agreed that the Trustees only discussed vaping on the Main Beach Pavillion as the request from the Village's letter stated the Pavillion, not the beaches.

Rick Drew, Susan McGraw Keber and John Aldred participated with "Barley" John Dunne, Director of the East Hampton Shellfish Hatchery, and members of the community seeding oysters in Three Mile Harbor. The participants included 20 students from the East Hampton Middle School, some teachers and advisors from the Middle School, Gina Bradley and John Ryan. East Hampton Middle School students and the adults scattered 30,000 juvenile oysters from their paddle boards in this wonderful and educational joint effort.

Susan McGraw Keber said she is been working to broaden the Trustees' educational outreach and has spoken with the Montauk School, the Springs School, the Amagansett School, the East Hampton Middle School and the East Hampton High School.

Susan McGraw Keber said that the Balloon Fish t-shirt sales have been strong and requests have been received for an additional adult sizes and for toddler t-shirts. She also showed off a sweatshirt she had made with the Balloon Fish logo. A motion was made by Mr. Byrnes to budget an additional one thousand dollars towards the purchase of additional Balloon Fish t-shirts. The motion was seconded by Dell Cullum and unanimously approved.

Susan McGraw Keber, as a member of the Records/Internet/Website committee, asked the Board to approve money for her to receive training for updating the Trustees website. Rick Drew said that he would train Ms. McGraw Keber in-house. Brian Byrnes said that he would like to see weather and tides on the Trustees website. He also said it would be great to have photographs of the current Trustees in action on the website.

Chris Carillo has prepared letters to send to the various departments in the Town of East Hampton regarding setting up a more formal protocol for notifying the Trustees regarding applications submitted to the Town which are adjacent to Trustee property or infringe on Trustee property. The Trustees tabled the vote on this matter until the next meeting.

The Roads Committee is following up on an application from the owner of a home at 207 Six Pole Highway. He is requesting permission to re-install a gate that encroaches on the Trustee owned portion of the road. The Committee tabled this matter and the update on the progress of the encroaching fences on Merchants Path, to the next meeting.

Brian Byrnes is working on revising the Trustee rules and regulations with Jim Grimes and Chris Carillo. He is working with the Lazy Point residents and hopes to have something to present to the Board after the Trustee Attorney has finished reviewing them. The Trustee attorney is also looking into the best way to extend the length of the leases that will enable leaseholders to obtain mortgages on their improvements to their leases.

Susan McGraw Keber announced the Accabonac Protection Committee is holding a forum entitled "From the Ice Age to Our Taps: A Forum on our Drinking Water" on Tuesday October 30th at 5:30 PM at Ashwagh Hall.

A motion was made by Brian Byrnes to pay the following bills: a) East Hampton Star - \$490.00 (Largest Clam Contest Ad for two weeks); b) Optimum - \$167.65; c) Press Group - \$468.00 (Largest Clam Contest Ad for two weeks); d) Ready Fresh \$59.54; e) Riverhead Building Supply - \$42.34; f) Seacoast Enterprises - \$1,022.21; g) Staples – \$39.50; h) Star Island Yacht Club - \$556.07. The motion was seconded by Dell Cullum and unanimously approved.

A motion was made by Rick Drew to approve the minutes of September 24, 2018. The motion was seconded by Susan McGraw Keber and unanimously approved.

A motion was made by Brian Byrnes to approve the financials ended September 30, 2018. The motion was seconded by John Aldred and unanimously approved.

A motion was made by Francis Bock to pass a resolution to open Scallop Season on November 11, 2018 in Trustee waters. The motion was seconded by Susan McGraw Keber and unanimously approved. Mr. Bock read the resolution into the Trustee record.

John Aldred asked if the Trustees were working on obtaining the permits to open the Accabonac Culvert and Fresh Pond. Francis Bock said Bill Taylor has begun working on the permit applications. Mr. Aldred offered to help in preparing the applications.

A motion was made by Rick Drew to close the meeting at approximately 9:08 pm. The motion was seconded by Brian Byrnes and unanimously approved.