



MEETING MINUTES OF APRIL 25, 2022
OF THE TRUSTEES OF THE FREEHOLDERS AND COMMONALTY
OF THE TOWN OF EAST HAMPTON

Present: Francis Bock, Clerk
Bill Taylor, Deputy Clerk
John Aldred
David Cataletto
Susan McGraw-Keber
Mike Martinsen

Absent: Jim Grimes, Deputy Clerk
Ben Dollinger
Tim Garneau

Present: Arlene Tesar, Trustee Secretary
Alyson Follenius, Trustee Secretary via Zoom
Chris Carillo, Trustee General Counsel

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

The Deputy Clerk requested roll call. Jim Grimes, Ben Dollinger and Tim Garneau were absent. Mike Martinsen arrived late at 6:35 p.m.

The Clerk transitioned to Public Comment:

Susan McGraw-Keber updated the board regarding the request from Chris Vatter to close out the Trustee permit for re-construction of a bulkhead, deck and shed at 272 Shore Rd, Lots 8 and 9. Vatter was present via zoom. McGraw-Keber visited the site to review the completed work. All documentation is in order. Vatter provided the Town Building Permit, the as-built survey and the ZBA has signed off on the work as well. McGraw-Keber made a motion to close out the permit. David Cataletto seconded the motion and it was unanimously approved.

The Clerk transitioned to the New Business portion of the meeting:

Trustee attorney Chris Carillo reviewed the updated segments to New York State's Open Meetings Law. New York State recently updated the open meetings law to include the opportunity for each board to put together written policies and procedures to allow a hybrid approach to the board meetings. Carillo provided the Board with an outline of the updated New York State law and a copy of the proposed Resolution. There is a public hearing component to the law where the Board must allow the public to weigh in on the procedures. Clerk, Francis Bock, read the draft resolution aloud. The Board had a brief discussion regarding these updates and Carillo answered the Board members questions. Many of the required East Hampton Town Trustees

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procedures are already in place by the Board and the way it has functioned during the recent COVID-19 pandemic. Francis Bock made a motion to accept May 9, 2022 date for the public hearing. It was seconded by John Aldred and it was unanimously approved. The public will be noticed via the East Hampton Star and the resolution will be posted on the Trustee website.

John Aldred shared two complaints of shoaling by residents. One complaint was from a homeowner on Accabonac Harbor who complained there has been shoaling at the inlet in Accabonac. The resident claims there has been some shifting. Additionally, there was a complaint of shoaling at the Northwest Inlet. The Board briefly discussed both locations and determined they will need to speak with Natural Resources and the East Hampton Town Harbor Masters to determine exactly what will be asked of the county. Soundings will also be needed. The Board will visit the sites to observe what residents are seeing.

John Aldred presented drafts of Kayak Vessel Identification stickers along with Impound Warning Stickers. Permit holders are required to put their contact information on the inside of their vessels. Many permit holders have been asking if the Trustees have stickers. Secretary Alyson Follenius drafted a sticker which the Trustees can provide to the community for their watercraft. The Warning stickers go on kayaks which are held on the racks but unpermitted. The Board decided to order 500 Vessel ID stickers and 200 warning stickers.

The Clerk transitioned to the Old Business portion of the meeting:

The Clerk updated the Board regarding CARP. The Board had a discussion as to whether the Board wants to sign the letter of support as agency with a stake in the matter. The Board discussed this plan would impact their holdings, especially in Lazy Point. CARP is a 50-year plan to manage properties with the rise in sea level and its impact on municipalities. CARP presents a controlled retreat of Montauk Village away from the possible impact of sea level rise. The Clerk has been present at the CARP meetings as a liaison for the Trustees. The Board discussed having the Trustees recognized on the CARP committee/stakeholders/member's page. John Aldred made a motion to support signing the letter of support. David Cataletto seconded the motion and it was unanimously approved. Mike Martinsen shared his feelings regarding tax payers footing the bill for home owners' choices to build so close to the waterfront.

John Aldred shared about the 2022 Piping Plover Monitoring program during the last meeting. Aldred presented again the program is looking for monitors. Susan McGraw-Keber has shared about the program on the Trustee website as well as on the various Trustee social media platforms. Aldred provided a review of the program which will commence in April and run through July. The plovers are Identified by Natural Resources. Monitors are asked to monitor the nest once a week. Once the eggs hatch, the monitors will make note of the chicks and note what may be missing. Once the chicks are able to fly, monitoring is no longer needed. If the nests are lost and a new nest will be created. This could extend their nesting season into September. Plovers will renest two to three times if their original nest gets destroyed. Bill Taylor shared some history of how the Piping Plover monitoring began about twenty-five years ago. Aldred reviewed there are also community service hours available as well as stipends. There are two training sessions. The first is April 26th and a second on May 24th from 9-12 pm via zoom. Information can be found on the Trustee website or calling the Natural Resources Department at 631-324-0496. The Trustees are in conversation with the Southampton Trustees to pursue an incidental take permit to allow the emergency opening of Georgica Pond when there are harmful algal blooms. This monitoring program may help the incidental take program get underway.

John Aldred provided an update around the illegal moorings off Hampton Waters bulkhead. The Board decided to remove them. The board has been in communication with the East Hampton Town Harbormasters. The Marine Patrol vessel which would be needed is currently waiting to be fixed. The Board was quoted \$400 per mooring for removal provided by two separate marine contractors. The Board had a discussion regarding the best cost of action. Chris Carillo advised the board to hire a licensed contractor to remove the moorings and impound them. The Board discussed the possibility and the cost to the Trustees. The Board decided to wait a few weeks to see if the Marine Patrol vessel would be fixed soon in order to pull the moorings.

Additionally, regarding moorings, the Board received a request for a mooring at the end of Folkstone Rd. John Aldred spoke with Marine Patrol who advised the Trustees not to issue moorings at road ends, especially in this area. Many of the issues presented by Marine Patrol were around other uses for public access including swimming and the boat ramp. The consensus of the Board was to not allow moorings at road ends.

Susan McGraw-Keber updated the Board regarding the Captain Rysam Scholarship fund. McGraw-Keber recommended the Board consolidate the two awards the board has historically given over the last few years. The last few years the Board has provided one \$1,000 award and one \$500 award. The \$500 award is provided by an anonymous donor from the community specifically for the scholarship fund. Susan McGraw-Keber made a motion to do a one-time combined award for the sole applicant.

Additionally, McGraw-Keber readdressed the Board's discussions over growing the scholarship fund with investing the fund to allow it to grow over time. McGraw-Keber also suggested the Board increase the amount of money the Trustees put in from the dredge spoil of Georgica Pond. Aldred suggested the Board make it a percentage of the total monies received from the dredging which would allow the amount to fluctuate with the fluctuation of the monies received. McGraw-Keber reiterated the motion. David Cataletto seconded the motion and it was unanimously approved.

The clerk shared with the Board that several months ago, he was informed by David Rattray that Captain William J. Rysam was a slave holder and slave trader. There were suggestions to change the name of the fund. The clerk shared an open conversation with the local African American community is needed to begin the conversation. David Cataletto will reach out to the Eastville and Sag Harbor Historical Society. McGraw-Keber shared a brief history of the beginnings of the Rysam Scholarship fund. Rysam endowed the fund.

The Clerk transitioned to Committee Reports:

Website/Media/Records:

Francis Bock spoke with Michael Hansen. Hansen will edit his proposal to include one lesson per month. Hansen will resubmit the proposal for next meeting.

Lazy Point/ Napeague:

The Board received a request from Charlie Whitmore for approval to renew the sublease for his property at 192 Shore Rd. to Mark Webb commencing on May 7, 2022 through September 7, 2022. Susan McGraw-Keber updated the Board all documentation is present and in order. Susan McGraw-Keber made a motion to approve the request. David Cataletto seconded the motion and it was unanimously approved.

The Clerk transitioned to the administrative portion of the meeting:

The following bills need to be paid: Montauk Marine Basin - \$\$139.19 for supplies to clean the boat; Riverhead Building Supply - \$258.89 for supplies to fix kayak racks and the Montauk Parade. John Aldred made a motion to pay the bills. Susan McGraw-Keber seconded the motion and it was unanimously approved.

David Cataletto reviewed the financials from the month ending February 28, 2022. Cataletto made a motion to accept the financials. Bill Taylor seconded the motion and it was unanimously approved.

Susan McGraw-Keber sent the agenda to the Board members for the Scholarship awards night at EHHS on May 26, 2022 at 6pm and requested attendance from the Trustees. David Cataletto will attend the award night and present the Trustee scholarship on behalf of the Board.

Minutes were available from the meeting of April 11, 2022. Susan McGraw-Keber made a motion to approve the April 11, 2022 minutes. John Aldred seconded the motion and it was unanimously approved.

Mike Martinsen opened a discussion to the Board regarding bulkhead off Barnes Landing. The Bulkhead is high. Martinsen opined it seemed dangerous if anyone was walking along it. There was conversation regarding the top of bulkheads are the property of the home-owners upland. Each property would have a passing way easement. Chris Carillo mentioned there is some language in these permits that states there must be public access. Board members agreed that access should be safe. Some questions were asked as to whether the Trustees would be liable if part of the permit required public access across the property. The Board will look into the details of the permits and the details of the Town Code.

Chris Carillo shared with the Board and community that if there are any commercial fishermen holding a food fish license should check that they have named a beneficiary to their license. If no beneficiary is named at time of a permit holder's death, New York State will eliminate the permit and not re-issue it.

Susan McGraw-Keber Made a motion to close the meeting. David Cataletto seconded the motion and it was unanimously approved.

The meeting closed at 8:24 pm.