



~ Agenda ~

Regular Town Board Meeting of June 28, 2016 Southampton, New York

I. Call to Order

6:00 PM Meeting called to order on June 28, 2016 at Town Hall - Town Board Room, 116 Hampton Road, Southampton, NY.

Attendee Name	Present	Absent	Late	Arrived
Supervisor Jay Schneiderman	
Councilwoman Julie Lofstad	
Councilwoman Christine Preston Scalera	
Councilman John Bouvier	
Councilman Stan Glinka	

II. Minutes Approval

1. Regular Town Board Meeting June 14, 2016 1:00 PM
2. Special Town Board Meeting June 16, 2016 12:00 PM

III. Communications

A. Public Notices

1. **Suffolk County Department of Health**
Notification of Contractor Selection to Remediate Canine Kennel at Gabreski Airport
2. **Suffolk County Planning Commission**
Resolution and Comments re: Site Plan entitled Canoe Place Inn
3. **Town of Riverhead**
Local Law Adoption, Chap 95 "Exemption for Landmarks or Properties within Historic Districts"
Local Law Adoption, "Codification of Local Laws, Ordinances and Certain Resolutions into a Municipal Code"
4. **Town Fire Districts**
Flanders Fire District:
Amended Meeting Notice for July 13, 2016 at 7:00 p.m.
5. **Financial Disclosure Statement Filings**
K. Garvin, C. Gasby, C. Scalera, R. Welch

6. Letters/Petitions/Land Use Applications

Letters/E-mails regarding the following:

1. Canoe Place Inn Site Plan
2. Mosquito Larvae
3. The Hills MUPDD, East Quogue
4. Tiana Bayside Marine Education and Outreach Center

Conservation Board Applications:

1. 32 Westway Drive, Shinnecock Hills
2. 658 Flying Point Road, Water Mill

B. Bid Openings

1. Bid Openings (June)

RFP - Conceptual Design Services for Ponquogue Bathing Facility (6/15/16)
 (Unopened proposals were delivered to the Office of Contracts Compliance)

1. Savik & Murray
2. Stott Architecture
3. H2M Architects & Engineers
4. Cashin Associates

C. Reports

1. Sebonack Golf Club, Southampton

Limited Access Plan Report for the year 2015

IV. Public Hearings

1. Public Hearing Regarding Unsafe and Dangerous Conditions at the premises located at 1380 Flanders Road, Flanders, New York

Adjourned 5/10/2016 1:00 PM, 5/24/2016 6:00 PM, 6/14/2016 1:00 PM

Ū Vote Record - Motion					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adjourned .. Closed	Jay Schneiderman	..	..	..	..
	Julie Lofstad	..	..	..	..
	Christine Preston Scalera	..	..	..	..
	John Bouvier	..	..	..	..
	Stan Glinka	..	..	..	..

V. Public Portion

VI. Town Board Resolutions

Town Board Resolution 2016-474

Category: Miscellaneous
Sponsors: Scalera, Schneiderman, Bouvier, Lofstad, Glinka
Department: Long Range Planning

Adoption of the Riverside Brownfield Opportunity Areas (BOA) Step II Nomination Plan as an Amendment to the Southampton Town Comprehensive Plan

WHEREAS, the Town Board of the Town of Southampton, in accordance with §272-a, Town Law, is authorized to prepare and adopt a comprehensive plan and amendments thereto; and

WHEREAS, S272-a (2)(a), of Town Law enables a comprehensive plan and subsequent amendments to be prepared in the form of written and/or graphic materials that identify goals, policies, guidelines and other means for the immediate and long range protection, enhancement, growth and development of the Town; and

WHEREAS, by resolution No. 328, dated March 12, 1999, the Town Board adopted the 1999 Comprehensive Plan Update as an update to the 1970 Master Plan, which sets forth recommendations concerning the development strategy for the hamlets of Flanders, Riverside and Northampton; and

WHEREAS, by Resolution No. 2013-1149 dated November 26, 2013, the Town Board of the Town of Southampton authorized entering into a contract and Master Developer Agreement with Renaissance Downtowns, to prepare a Riverside Revitalization Action Plan (RRAP) with Proposed Zoning Overlay Districts and to work with the Town in close partnership to develop plans, test market assumptions, obtain regulatory approvals, secure financing and successfully implement a multi-stage redevelopment program for Riverside; and

WHEREAS, on January 22, 2014 the Town of Southampton was awarded a grant through the New York State Department of State for the preparation of a Brownfield Opportunity Area (BOA) Step II Nomination Study for the revitalization of the Riverside hamlet; and

WHEREAS, the Master Developer and the Town worked closely with the community to develop the RRAP and the Riverside Overlay Zoning District that facilitates implementation of the many past planning efforts that have been initiated by the Town for the Riverside community and that provides a comprehensive planning framework for redevelopment of the Hamlet; and

WHEREAS, by Resolution No. 2015-599, on June 9, 2015 the Town Board contracted with Nelson, Pope & Voorhis, LLC, to prepare a BOA Step II Nomination Study with the incorporation of the RRAP and Proposed Zoning Overlays and to prepare a corresponding Draft Generic Environmental Impact Statement in order to review proposed zoning amendments, analyze potential environmental impacts of development envisioned by the RRAP and propose measures to mitigate any potential adverse impacts of the plan and zoning overlays; and

WHEREAS the adoption of the Riverside BOA Study and Revitalization Action Plan (RRAP)

with Proposed Zoning Overlays is an action that was subject to environmental review pursuant to 6 NYCRR 617 (State Environmental Quality Review Act - SEQRA) of the New York State Environmental Conservation Law and Chapter 157 (Environmental Quality Review) of the Code of the Town of Southampton; and

WHEREAS, by Resolution No. 2015-866, on August 25, 2015 the Town Board accepted the Draft RRAP as complete for public review and coordinated with other identified Involved Agencies for Lead Agency designation; and

WHEREAS, by Resolution No 2015-946, on September 24, 2015 the Town Board assumed Lead Agency status in connection with the State Environmental Quality Review of the Riverside BOA Step II Nomination Study and the RRAP and issued a Positive Declaration, requiring the submission of a Draft Generic Environmental Impact Statement (DGEIS); and

WHEREAS, on October 5, 2015, the Town Clerk received a Draft BOA Step II Nomination Study and Draft GEIS from Nelson, Pope & Voorhis, LLC; and

WHEREAS, by Resolution No. 2015-1001, on October 13, 2015 the Town Board deemed the DGEIS adequate for public review; and

WHEREAS, on October 29, 2015, the Town Board held a combined public hearing on the Riverside Brownfield Opportunity Area (BOA) Step II Nomination Study and Riverside Revitalization Action Plan (RRAP), which will become elements of the Southampton Town Comprehensive Plan; and on the Zoning Code Zoning Code and Map amendments; and the accompanying Draft Generic Environmental Impact Statement (DGEIS); and

WHEREAS, Nelson, Pope & Voorhis, LLC prepared a Final GEIS in accordance with §617.10 of 6 NYCRR (SEQR), which provided responses to substantive comments compiled by the Southampton Town Board as Lead Agency during the SEQR public review, including verbal comments presented at the public hearings and written comments submitted by the public and involved/interested agencies up to the period of 14 days after the close of the final public hearing on October 29, 2015; and

WHEREAS, upon review of the Final GEIS the Town Board as Lead Agency found that it adequately responded to comments and facilitated the preparation of findings and legislative decision related to the adoption of the Riverside Brownfield Opportunity Area (BOA) Step II Nomination Study, Riverside Revitalization Action Plan (RRAP), Zoning Map and Code Amendments, and the accompanying Draft Generic Environmental Impact Statement (DGEIS), which will become elements of the Southampton Town Comprehensive Plan and Zoning Code.

WHEREAS, by resolution 2015-1227, on December 8, 2015, the Town Board as Lead Agency found that the Final GEIS for the "Riverside Brownfield Opportunity Area (BOA) Step II Nomination Study, Riverside Revitalization Action Plan (RRAP) and Zoning Code and Map amendment" to be complete and a Notice of Completion of Final GEIS was filed for publication in the Environmental Notice Bulletin (ENB) as prescribed by SEQRA (6 NYCRR) §617.12; and

WHEREAS, the Town Board as lead agency afforded the public and involved/interested agencies 10 days in which to consider the Final GEIS and provide any additional input that was necessary to incorporate into the SEQRA Findings Statement; and

WHEREAS, after the requisite public consideration period, the Town Board requested that a SEQRA Findings Statement be prepared by Nelson, Pope & Voorhis, LLC, which summarized

the facts and conclusions of the Draft GEIS and Final GEIS, considered public and agency responses, weighed and balanced the relevant environmental impacts with social, economic and other considerations, and provided a rationale for the Town Board's decision;

WHEREAS, on December 22, 2015, the Town Board accepted and adopted the SEQRA Findings Statement prepared on its behalf by Nelson, Pope & Voorhis, LLC, dated December 22, 2015, pursuant to the State Environmental Quality Review Act and Chapter 157 of the Town Code, and adopted amendments to Chapter 330 (Zoning) of the Town Code that incorporated the Riverside Overlay District as a means for implanting the RRAP and BOA; and

WHEREAS, the Draft BOA Plan was included as Appendix B in the Generic Environmental Impact Statement and the Final BOA Plan has incorporated the comments that were received from the NYS Department of State (DOS) on the draft plan and the Final BOA Plan is complete;

NOW, THEREFORE BE IT RESOLVED, that the Riverside Brownfield Opportunity Areas Step II Nomination Plan that was assessed in the Draft GEIS and Final GEIS is hereby adopted as an amendment to the Southampton Town Comprehensive Plan.

HISTORY:

04/12/16	Town Board	TABLED	Next: 05/03/16
05/03/16	Town Board	TABLED	Next: 05/24/16
05/24/16	Town Board	TABLED	Next: 06/28/16

Financial Impact:

None

ü Vote Record - Town Board Resolution RES-2016-474						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted		..	..	..	..
.. Adopted as Amended	Jay Schneiderman	..	..	..	..
.. Defeated	Julie Lofstad	..	..	..	..
.. Tabled	Christine Preston Scalera	..	..	..	..
.. Withdrawn	John Bouvier	..	..	..	..
.. Failed To Move	Stan Glinka	..	..	..	..

Town Board Resolution 2016-547

Category: Legal Actions
Sponsors: Scalera, Schneiderman, Glinka, Bouvier, Lofstad
Department: Town Attorney

Authorize the Town of Southampton to Remove Unsafe and Dangerous Conditions at the Premises Located at 1380 Flanders Road, Flanders

WHEREAS, the Town of Southampton, by Resolution No. 2016-389, authorized the service of a notice on the property owner of the property known as 1380 Flanders Road, Flanders, SCTM #0900-149-1-4; and

WHEREAS, said resolution set the date of May 10, 2016 as the date that a public hearing was to be held concerning the conditions existing on said premises; and

WHEREAS, notice was served on the last known owner of said premises in the manner prescribed by Chapter 128, of the Southampton Town Code; and

WHEREAS, a public hearing was held on May 10, 2016, where testimony was given regarding the unsafe and unsecured conditions at said premises; now therefore be it

RESOLVED, that the Office of the Town Attorney, the Building Department, Division of Fire Prevention and the Division of Code Enforcement shall be authorized to take whatever steps are necessary to remove the building, including the basement, any fuel tanks, the septic system and any associated debris and litter in order to bring the Property into conformance with the standards of Chapters 123, 128 and 261 of the Town Code; and be it further

RESOLVED, that the Town Attorney, or his designee, is authorized to take any and all steps, and employ whatever means are legally permitted, to bring said premises into compliance; and be it further

RESOLVED, that any expenses incurred by the Town of Southampton in carrying out the above tasks shall be an expense against the real property located at 1380 Flanders Road, Flanders, SCTM #0900-149-1-4 and shall be assessed and collected as provided under Chapter 128 of the Southampton Town Code.

HISTORY:

05/10/16	Town Board	TABLED	Next: 05/24/16
05/24/16	Town Board	TABLED	Next: 06/14/16
06/14/16	Town Board	TABLED	Next: 06/28/16

Financial Impact:

Costs to be assessed against property.

ü Vote Record - Town Board Resolution RES-2016-547						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-693

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Julie Lofstad
Department: Human Services

Authorization for Supervisor to Sign Agreement with the St. Paul African Methodist Episcopal Zion Church to Provide Support for its Celebration of 100 Years in Quogue

WHEREAS, the St. Paul African Methodist Episcopal Zion Church of Quogue celebrated 100 years of serving the community of Quogue on June 18 with a celebration held in the Riverhead Polish Hall at 7 pm; now therefore be it

RESOLVED, that the supervisor is authorized to sign an agreement with the St. Paul African Methodist Episcopal Zion Church to support its celebration of 100 Years in Quogue through a \$500 grant to defray costs for the Centennial Journals that was shared with attendees and serves as a record of this event for the Quogue Historical Society; and be it

FURTHER RESOLVED, that the agreement shall be reviewed by the Contracts' Compliance office and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed agreement; and be it

FURTHER RESOLVED, that the source of funds, \$500, shall be Community Services - Other Celebrations G/L #01-99-6010-01-6420-0015.

Financial Impact:

The source of funding shall be Community Services - Other Grants Celebrations G/L # 01-99-6010-01-6420-0015

Ū Vote Record - Town Board Resolution RES-2016-693						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-694

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Land Management

Authorize Supervisor to Enter into an Agreement with A. Martin Petrovic, Professor of Horticulture, to Review the 2016 Groundwater Monitoring Reports of the Sebonack Golf Course

WHEREAS, an independent review and analysis of the groundwater testing at Sebonack Golf Course must be performed to ensure compliance with the recommendations of study and conditions of approval by the Town Planning Board; and

WHEREAS, A. Martin Petrovic has the expertise and experience to perform such an analysis and has submitted a proposal to conduct said study in the amount of \$7,250; and

WHEREAS, the Town Planning and Development Administrator has reviewed the scope of services dated June 17, 2016 that will address the technical and environmental impact of the golf course, which includes turf management issues of fertilization, pest control, and irrigation and environmental impact based on groundwater and lysimeter monitoring and includes the following tasks:

Task 1

Review and provide a report on the Sebonack Golf Club
 2016 Annual Water Quality Report by LBG (anticipated report from LBG March, 2017)

Task 2

Review the 2016 operation of the Sebonack Golf Club, day site visit

Any additional work requested by the Town of Southampton will be billed at the rate of \$225/hour and any meetings or hearings requested by the Town of Southampton will be billed at \$2,750 per meeting/hearing that includes travel expenses; and

WHEREAS, the total contract cost for the aforementioned tasks will not exceed \$7,250; and

WHEREAS, the source of funding shall be Restricted Revenue G/L#R3-99-R301-70-2770 0000 and Restricted Expense Account G/L#R3-99-R301-70-6490-0000; and

WHEREAS, the total contract cost is **to be reimbursed by the owner**, Sebonac Neck Holdings, LLC, pursuant to Section 330-248K(6)(f) of the Town Code of the Town of Southampton; and

WHEREAS, the Town Planning and Development Administrator recommends hiring A. Martin Petrovic, Professor of Horticulture, to Review the 2016 Annual Groundwater Monitoring Report, and if necessary the Quarterly Groundwater Monitoring Report on Sebonack Golf Course; now therefore

BE IT RESOLVED, that the Town Board of the Town of Southampton authorizes the Town Supervisor to sign a contractual agreement with A. Martin Petrovic, Professor of Horticulture, approved to form by the Contracts Administration Office, to Review the 2016 Annual Groundwater Monitoring Report of the Sebonack Golf Course in an amount not to exceed \$7,250.

Financial Impact:

N/A 100% Reimbursed by Owner

ü Vote Record - Town Board Resolution RES-2016-694						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-695

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Land Management

Authorize the Supervisor to Enter into an Agreement with A. Martin Petrovic, Professor of Horticulture, to Review the 2016 Groundwater Monitoring Reports, Annual Superintendents Report and Management of "The Bridge Golf Course"

WHEREAS, a review and analysis of The Bridge must be performed to ensure compliance with the recommendations of study and conditions of approval by the Town Planning Board; and

WHEREAS, A. Martin Petrovic has the expertise and experience to perform such an analysis and has agreed to conduct said study in the amount of \$7,600; and

WHEREAS, the Town Planning and Development Administrator has reviewed the scope of services dated June 17, 2016 that will address the technical and environmental impact of the golf course, which includes turf management issues of fertilization, pest control, and irrigation and environmental impact based on groundwater and lysimeter monitoring and includes the following tasks:

- § **Task 1:**
Review and provide a report on the 2 semi-annual groundwater monitoring reports for 2016
- § **Task 2:**
Review and provide a report on the 2016 Annual Report on Groundwater Monitoring, including the Superintendents Reports (anticipated report from ETS by June, 2017)
- § **Task 3:**
Review the 2016 operation of The Bridge, day site visit

Any additional work requested by the Town of Southampton will be billed at the rate of \$225/hour and any meetings or hearings requested by the Town of Southampton will be billed at \$2,750 per meeting/hearing that includes travel expenses; and

WHEREAS, the total contract cost for the aforementioned tasks will not exceed \$7,600; and

WHEREAS, the source of funding shall be Restricted Revenue G/L#R3-99-R330-00-2770 0000 and Restricted Expense Account G/L #R3-99-R330-00-6490-0000; and

WHEREAS, the total contract cost is **to be reimbursed by the owner**, Bridgehampton Road Races, LLC; and

WHEREAS, the Town Planning and Development Administrator recommends hiring A. Martin Petrovic, Professor of Horticulture, to Review the 2016 Groundwater Monitoring Reports, Annual Superintendents Report and Management of The Bridge Golf Course; now therefore

BE IT RESOLVED, that the Town Board of the Town of Southampton authorizes the Town Supervisor to sign a contractual agreement with A. Martin Petrovic, Professor of Horticulture, approved to form by the Contracts Administration Office, to Review the 2016 Groundwater Monitoring Reports, Annual Superintendents Report and Management of The Bridge Golf Course in an amount not to exceed \$7,600.

Financial Impact:

N/A - 100% Reimbursed by Owner

Ú Vote Record - Town Board Resolution RES-2016-695						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-696

Category: Agreements, Contracts, Leases
Sponsors: Councilman Glinka, Supervisor Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Contract Extension with Contemporary Computer Services, Inc. (CCSI) for Managed Network Services

WHEREAS, the Information Technology Department has utilized the services of Contemporary Computer Services, Inc. (CCSI) for many years and finds their services both reliable and efficient; and

WHEREAS, the services provided by CCSI are currently covered by the GSA Federal contract #GS-35F-178BA under Schedule 70 for the term of 2/1/2014 to 2/2/2019; and

WHEREAS, the Information Technology Department is satisfied with the services performed by CCSI and requests that the Town extend the agreement with Contemporary Computer Services, Inc. (CCSI) for Managed Network Services to include a retroactive commencement date of June 17, 2016 and to expire June 16, 2017; and

WHEREAS, when goods procured under a valid County, State or Federal contract exceed the mandatory bidding threshold for goods (i.e. \$20,000), a resolution authorizing the purchase must be submitted and approved by the Town Board; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Contemporary Computer Services, Inc. (CCSI) for Managed Network Services for the Town, the cost of these services retroactive from June 17, 2016 to June 16, 2017 shall not exceed \$37,946.79, Contracts Compliance will review the contract prepared by CCSI for the professional services to be provided by CCSI, that include the option to renew this agreement for one (1) more, one (1) year periods if doing so is in the best interest of the Town, per the Town's Comptroller, no purchase order shall be issued and no payment shall be made without a fully executed agreement; be it

FURTHER RESOLVED, the source of funding for this contract extension shall be Information Technology - Consultants G/L #01-99-1680-01-6490-0000 in an amount not to exceed \$31,646.79 and Police - Contracts G/L #02-99-3120-02-6401-0000 in an amount not to exceed \$6,300, for a total contract amount not to exceed \$37,946.79.

Financial Impact:

The source of funding for this contract extension shall be Information Technology Consultants G/L # 1-99-1680-01-6490-0000 in an amount not to exceed \$31,646.79 and Police - Contracts G/L #02-99-3120-02-6401-0000 in an amount not to exceed \$6,300, for a total contract amount not to exceed \$37,946.79.

Ú Vote Record - Town Board Resolution RES-2016-696						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-697

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Schneiderman, Councilwoman Scalera
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Contract with Lombardo Associates, Inc. for Professional Services Relating to Stormwater Mitigation

WHEREAS, the Town of Southampton has been in the process of Stormwater Mitigation and Restoring Water Quality at Deerfield Road and Mill Pond; and

WHEREAS, the Town, by its Department of Municipal Works has enlisted the assistance of Lombardo Associates, Inc. (Lombardo) to prepare a stormwater mitigation design to improve water quality at Mill Pond; and

WHEREAS, Lombardo has provided a proposal to prepare design and construction documents associated with the installation of French drains with organic filter media to remove pollutants within the right of ways; and

WHEREAS, Lombardo will also develop a conceptual approach to address the Deerfield Road Stormwater management issues, the cost of the services to be provided by Lombardo shall not exceed \$35,000; and

WHEREAS, the term of this contract shall commence upon receipt of a fully executed contract and shall expire December 31, 2016, the Town reserves the right to extend this contract for a term of one (1) year if doing so is in the best interest of the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Lombardo Associates, Inc. for Professional Services Relating to Stormwater Mitigation in an amount not to exceed \$35,000; be it

FURTHER RESOLVED, that the this contract shall be prepared by Contracts Compliance and per the Town Comptroller. No purchase order shall be created and no payment shall be made without a fully executed contract. The source of funding shall be Capital Project Stormwater Management G/L #C1-99-C804-80-6260-SW00 in an amount not to exceed \$35,000.

Financial Impact:

The source of funding shall be Capital Project Stormwater Management G/L #C1-99-C804-80-6260-SW00 in an amount not to exceed \$35,000.

ü Vote Record - Town Board Resolution RES-2016-697						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-698

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Scalera, Supervisor Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Contract with Systems Maintenance Services for Hardware Maintenance for Town's Police Department

WHEREAS, there are several computer servers at the Police Department that have aged out of the hardware maintenance that was delivered with their original purchase; and

WHEREAS, in order to keep operations running smoothly in the event of a hardware failure it is the recommendation of the Chief of Police that hardware maintenance be maintained on these servers; and

WHEREAS, Systems Maintenance Services can offer such hardware maintenance which includes part replacement and labor to replace failed parts with a 5 x 9 next business day onsite or 7 x 24 four hour onsite depending on the criticality of the server; and

WHEREAS, Systems Maintenance Services can offer this maintenance at a cost of \$1,359.56 for a one (1) year term retroactive from 4/1/2016; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a hardware maintenance agreement with Systems Maintenance Services, Inc. For hardware maintenance for (5) servers at the Police Department at a cost not to exceed \$1,360 for a one (1) year term, to be funded from Police - Contracts G/L #02-99-3120-02-6401-0000; be it

FURTHER RESOLVED, that this agreement has been reviewed by Contracts Compliance who finds its signing acceptable.

Financial Impact:

The Source of funding shall be Police - Contracts G/L #02-99-3120-02-6401-0000 in an amount not to exceed \$1,360.

ü Vote Record - Town Board Resolution RES-2016-698						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-699

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Christine Preston Scalera
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Donation Agreement with Vail Electric & Technology Corp. for a Donation of Electrical Services at the East Quogue Village Green Park

WHEREAS, some of the wiring at the East Quogue Village Green Park is in need of repair and in anticipation of the upcoming concert series, these repairs need to take place as soon as possible; and

WHEREAS, Vail Electric & Technology Corp. (Vail) who is located in East Quogue has agreed to donate their services to repair this wiring; and

WHEREAS, the cost of the donation of these services is valued at \$3,500, however there will be no payment made to Vail as they wish to donate these services for the good of the park and community alike; and

WHEREAS, even though this is a donation, since this is a Town owned facility, certain regulations, laws and compliance is necessary, in that vein, a donation agreement will be prepared by Contracts Compliance to ensure that these regulations are followed; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a donation agreement with Vail Electric & Technology Corp. for a Donation of Electrical Services at the East Quogue Village Green Park at no cost to the Town; be it

FURTHER RESOLVED, that this agreement shall be prepared by Contracts Compliance for execution by both parties.

Financial Impact:

NONE

ü Vote Record - Town Board Resolution RES-2016-699						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-700

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute an Additional Contract Extension with L.K. McLean Associates, P.C. for Technical and Planning Assistance in Development of an Unimproved Roads Program in the Town of Southampton

WHEREAS, on March 26, 2015, the Town of Southampton by resolution 2015-227 entered into a contract with L.K. McLean Associates, P.C. for Technical and Planning Assistance in Development of an Unimproved Roads Program in the Town of Southampton; and

WHEREAS, this contract is set to expire on June 30, 2016, but contains a provision allowing the Town to extend this contract for an amount of time in its sole discretion is necessary to complete the project; and

WHEREAS, the Town has determined that it would be beneficial to extend this contract further to December 31, 2016, for the completion of this project, this is a no cost time extension; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to Execute a contract extension with L.K. McLean Associates, P.C. for Technical and Planning Assistance in Development of an Unimproved Roads Program in the Town of Southampton to December 31, 2016; and be it

FURTHER RESOLVED, that this extension shall be prepared by Contracts Compliance and per the Town Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract. This is a no cost time extension.

Financial Impact:

This is a no cost time extension.

Ü Vote Record - Town Board Resolution RES-2016-700						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-701

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Personnel

Authorize the Supervisor to Execute an Agreement with AccuHealth Group to Provide Comprehensive Health Physicals

WHEREAS, the Town of Southampton and the CSEA wish to collaborate and to promote health and wellness amongst the members of its staff, by educating employees about

health-related issues, promoting the maintenance of healthy lifestyles, and encouraging employees to make healthier choices; and

WHEREAS, the CSEA and the Town have been in discussion with AccuHealth Group (AccuHealth) to provide a comprehensive health physical to non CSEA Town employees by dispatching a Mobile Testing Unit to varied locations in the Town on July 26, 27 & 28, 2016; and

WHEREAS, the main objectives of the AccuHealth program are to prevent the onset of chronic diseases or to diagnose and treat diseases at an early stage before complications occur and contain a mix of clinical screening activities and interventions; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute an agreement with AccuHealth to provide comprehensive health physicals and medical services to Town employees via a Mobile Testing Unit to varied locations in the Town on July 26, 27 & 28, 2016; and be it

FURTHER RESOLVED, that the Office of Contracts Administration will review this agreement and; this agreement's commencement date shall be July 1, 2016 and shall expire one (1) year thereafter.

Financial Impact:

None

Ú Vote Record - Town Board Resolution RES-2016-701						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-702

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Scalera, Supervisor Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute Any and All Documents Pertaining to the Purchase of Components and Systems from Motorola for the Police Upgrade

WHEREAS, the Town's Police Dispatch Infrastructure has been in place for fifteen (15) years and has become obsolete due to Motorola no longer supporting the parts and services associated with this hub; and

WHEREAS, an upgrade is necessary to ensure that Town's Police Department is able to provide efficient dispatch to its officers; and

WHEREAS, the upgrade shall also provide an interface with Suffolk Counties radio system to ensure that the safety of the inhabitants both in the Town of Southampton and in the County of Suffolk are well served; and

WHEREAS, the State of New York OGS has an existing contract under contract number 77201 RFP 20191 for an ASTRO CORE system which is an IP based console site that includes a redundant GCP 8000 Site Controllers for K2Core, Six (6) MCC 7500 IP Based consoles, router, LAN switches and Five (5) enhanced channel gateways; and

WHEREAS, the ASTRO CORE system provides flexibility of designs that enables the end user to build a system that meets their specific needs; and

WHEREAS, the number of dispatch consoles provided, six (6) in total will ensure better performance where tasks are provided in a quicker and more efficient manner than before, while being provided in a user friendly screen display that is simple and easy to understand, lessening any confusion; and

WHEREAS, the cost of this upgrade which will include all necessary components to bring this system up to compliance and at an efficiency level that is necessary at this time shall not exceed \$868,947.48; and

WHEREAS, when goods procured under a valid County or State contract exceed the mandatory bidding threshold for goods (i.e. \$20,000), a resolution authorizing the purchase must be submitted and approved by the Town Board; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the purchase of this upgrade to include all necessary components to make the dispatch, radio control infrastructure system at the Police Department through a state contract with Motorola under group number 77201 RFP 20191 in an amount not to exceed \$868,947.48; be it

FURTHER RESOLVED, that the Town Board of the Town of Southampton also authorizes the Supervisor to execute any and documents pertaining to this purchase, the source of funding for this purchase shall be Capital Project Communications & Dispatch Upgrade GL# C1-99-C622-00-6300-0000 in an amount not to exceed \$868,947.48.

Financial Impact:

The source of funding for this purchase shall be Capital Project Communications & Dispatch Upgrade GL# C1-99-C622-00-6300-0000 in an amount not to exceed \$868,947.48.

Ü Vote Record - Town Board Resolution RES-2016-702						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-703

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute Highway Work Permits with the County of Suffolk DPW for Speed Feed Back Signs at Locations in Town of Southampton

WHEREAS, pursuant to the Vehicle and Traffic Law, Suffolk County is authorized to install speed display signs to restore the Counties Right of Way; and

WHEREAS, the Suffolk County Department of Public Works will install westbound speed display east of Beach Road in Shinnecock Hills; and

WHEREAS, the Suffolk County Department of Public Works will install eastbound speed display at Windmill Lane in Shinnecock Hills; and

WHEREAS, Suffolk County and the Town of Southampton must now enter into an agreement for the installation, maintenance and operation of these traffic signals, this agreement shall be year to year with an automatic renewal each year, unless terminated with the provisions of this agreement; now therefore, be it

RESOLVED, that the Town of Southampton hereby authorizes the Supervisor to execute an agreement with the County of Suffolk DPW for Speed Feed Back Signs at Locations in Town of Southampton.

Financial Impact:

NONE

Ü Vote Record - Town Board Resolution RES-2016-703						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-704

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Schneiderman, Councilwoman Scalera
Department: Central Purchasing and Contracts Compliance

Authorize the Town Supervisor to Apply and Execute Any and All Documents for COPS Hiring Program Grant Funding

WHEREAS, the Southampton Police Department, has identified a grant opportunity which could provide additional resources for the Town's continued efforts to enhance police services through Community Oriented Policing Services (COPS) Hiring Program; and

WHEREAS, the grant covers 75% of a new officer's pay up to \$125,000 for 36 months and the remaining 25% is the Town of Southampton's share; and

WHEREAS, the grant requires the Town of Southampton to maintain the program for an additional 12 month period; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton authorizes the Town Supervisor to apply and execute any and all documents for grant funding from COPS Hiring Program; be it

FURTHER RESOLVED, that the funding for the Town's share will be determined once the grant is awarded and an accepting resolution is adopted by the Town Board.

Financial Impact:

Funding for the Town's share to be determined upon award of grant.

ü Vote Record - Town Board Resolution RES-2016-704						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-705

Category: Agreements, Contracts, Leases
Sponsors: Councilman Stan Glinka
Department: Central Purchasing and Contracts Compliance

Recall and Amend Resolution 2016-574 for the Purchase of Proofpoint Essentials

WHEREAS, resolution 2016-574 was adopted on May 24, 2016 however, some information has changed; and

WHEREAS, the amount should have been not to exceed \$30,687.48, which is \$2,557.29 per month, which is how this agreement shall now be paid on a month to month basis, as necessary; and

WHEREAS, this purchase was cited as being purchased through a state contract which is no longer the correct information and should be removed; now therefore, be it

RESOLVED, that resolution 2016-574 should be corrected to be a month to month agreement with SHI for Proofpoint in the amount of \$2,557.29 per month, for a not to exceed total of \$30,687.48 and that it is not being procured through a state contract, all other content shall remain the same.

Financial Impact:

The source of this funding shall be Information Technology Contracts G/L #01-99-1680-01-6401-0000 in an amount not to exceed \$30,687.48.

ü Vote Record - Town Board Resolution RES-2016-705						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-706

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Municipal Works

Resolution approving the purchase of a 2016 Jeep Grand Cherokee Laredo from L.T.Begnal Motors for the Municipal Works Department

WHEREAS, the Adopted 2016 Town Capital Budget includes funds for the purchase of new vehicles as part of the ongoing Town fleet vehicle rotation and new vehicle purchase program; and

WHEREAS, a plan has been developed by the Municipal Works Department to purchase new vehicles for certain departments as part of the Fleet vehicle rotation plan; and

WHEREAS, L.T. Begnal Motors Inc. holds a current New York State OGS Contract for 2016 vehicles, and using the NYS mini-bid quote system, L.T. Begnal Motors Co. Inc. came in with the lowest bid for a single (1) 2016 Jeep Grand Cherokee Laredo E 4x4, at a delivered cost of \$30,272.58; and

WHEREAS, it is recommended that this vehicle be purchased from L.T. Begnal Motors Company Inc. at a cost of \$30,272.58 per New York State OGS contract #PC67142, category#40451, award #22898, mini-bid #16020310; and

WHEREAS, while this vehicle does not meet the Town's Green Vehicle Policy adopted by resolution 2011-855, as it achieves an average of 21 MPG while the 2016 CAFÉ standard is 34.1 MPG for light duty vehicles, and there is currently a need for both a 4WD and SUV for Pool and Emergency Response; and

WHEREAS, for this reason a waiver from the requirements under the Town's Green Policy is being requested; and

WHEREAS, when goods procured from a valid State or County contract exceed the mandatory bidding threshold (ie: \$20,000 goods), a resolution authorizing the purchase must be submitted and approved by the Town Board; now therefore, be it

RESOLVED, the Town Board of the Town of Southampton hereby authorizes the purchase of a Jeep Grand Cherokee at a cost of \$30,272.58 under New York State OGS contract #PC67142, category #40451, award #22898, mini-bid #16020310; be it

FURTHER RESOLVED, the source of funding shall be General Fund Pay-As-You-Go Vehicles G/L #01-99-9900-01-6201-0000 in the amount of \$30,272.58; be it

FURTHER RESOLVED, that the Central Purchasing and Contracts Compliance has verified that this contract is still in effect.

Financial Impact:

The source of funding shall be General Fund Pay-As-You-Go Vehicles G/L #01-99-9900-01-6201-0000 in the amount of \$30,272.58

Ú Vote Record - Town Board Resolution RES-2016-706						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-707

Category: Budget & Finance
Sponsors: Supervisor Jay Schneiderman
Department: Comptroller

Amend 2016 Adopted Budget and Authorize Employee Benefit Reallocations

WHEREAS, beginning in fiscal year 2009, the Town of Southampton changed its budgeting practices and accounting methodology for Employee Benefits to allocate the costs to each department, and segregate current health benefit costs from retiree health benefit costs; and

WHEREAS, the Adopted Budget allocates expected costs at the time based upon the best current employee and retiree estimates, choice of health plans, and estimated benefit expenses which is amended for new hires and transfers; and

WHEREAS, employees and health plan choices have been different than the original estimates for individual departments during the year; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby directs the Town Comptroller to reallocate excess appropriations, including retirement, insurance, payroll taxes, and medical, for Current and Retiree Employee Benefits, to reflect the actual current and retiree employee benefit costs by department; and be it further

RESOLVED, the Town Comptroller is authorized to make all accounting and budgetary entries necessary within the Employee Benefit cost centers to execute and the 2016 Adopted Budget is amended accordingly.

Financial Impact:

Net financial impact is NONE.

Ú Vote Record - Town Board Resolution RES-2016-707						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-708

Category: Budget & Finance
Sponsors: Supervisor Jay Schneiderman
Department: Comptroller

Amend 2016 Adopted Budget For General Fund Vehicle Purchase

RESOLVED, as per the recommendation of Director of Municipal Works, that the Town Board approve the following budget transfer for the purpose of purchasing an additional vehicle through the Pay-As-You-Go account; and be it further

RESOLVED, the 2016 Adopted Budget is amended accordingly and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

DESCRIPTION	FROM G/L	AMOUNT
General Fund Unallocated - Other	01-99-9900-01-6420-0001	\$15,000

DESCRIPTION	TO G/L	AMOUNT
General Fund Unallocated - Vehicle	01-99-9900-01-6201-0000	\$15,000

Financial Impact:

DECREASE General Fund Unallocated - Other G/L #01-99-9900-01-6420-0001 - \$15,000.00

INCREASE General Fund Unallocated - Vehicles G/L #01-99-9900-01-6201-0000 - \$15,000.00

ü Vote Record - Town Board Resolution RES-2016-708						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-709

Category: Budget & Finance
Sponsors: Supervisor Jay Schneiderman
Department: Comptroller

Amend 2016 Adopted Budget for Highway Fund Unallocated Equipment

WHEREAS, a Highway Department Street Sweeper was totaled in a collision and as result the Town of Southampton has received \$194,000 in insurance funds and the Highway Superintendent has requested that the funds be utilized for purchasing replacement equipment; now therefore be it

RESOLVED, the Town Board of the Town of Southampton hereby amends the 2016 Adopted Budget for the Highway Fund Unallocated - Equipment G/L #06-99-9930-00-6200-0000 and increases the budget by \$194,000 to be funded from the insurance funds received and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

INCREASE Highway Unallocated - Insurance Recoveries G/L #06-99-9930-00-2680-0000 - \$194,000.00

INCREASE Highway Fund Unallocated - Equipment G/L #06-99-9930-00-6200-00000 - \$194,000.00

Ú Vote Record - Town Board Resolution RES-2016-709					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

Town Board Resolution 2016-710

Category: Budget & Finance
Sponsors: Supervisor Jay Schneiderman
Department: Comptroller

Amend 2016 Adopted Budget for Overtime

WHEREAS, Overtime is based on an estimated number of hours and those estimates need to be amended to reflect revised estimates; now therefore be it

RESOLVED, the Town Board of the Town of Southampton hereby amends the 2016 Adopted Budget based on the chart below and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Description	Account Number	Increase	Decrease
WM Post Closure Overtime	01-99-8160-01-6101-0000	15,000.00	
WM Post Closure FICA	01-99-8160-01-6830-0000	1,150.00	
WM Post Closure MTA	01-99-8160-01-6835-0000	60.00	
WM Post Closure Fees	01-99-8160-01-6464-0000		10,000.00
WM Post Closure Accum Time	01-99-8160-01-6103-0000		2,480.00
WM Post Closure Medical	01-99-8160-01-6860-0000		3,730.00
Building & Zoning Overtime	22-99-8029-22-6101-0000	18,000.00	
Building & Zoning FICA	22-99-8029-22-6830-0000	1,400.00	
Building & Zoning MTA	22-99-8029-22-6835-0000	70.00	
Building & Zoning Medical	22-99-8029-22-6860-0000		8,000.00
Environment Salaries	22-99-8090-22-6100-0000		11,470.00

Financial Impact:

Net financial impact is none.

Ú Vote Record - Town Board Resolution RES-2016-710						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-711

Category: Budget & Finance
Sponsors: Supervisor Jay Schneiderman
Department: Comptroller

Amend 2016 Adopted Budget for Part Time Salaries

WHEREAS, Part Time Salaries are based on the estimated number of hours a part time employee is to work and those estimates need to be amended to reflect updated estimates for hours worked; and

WHEREAS, funds are available to transfer to cover Part Time costs; now therefore be it

RESOLVED, the Town Board of the Town of Southampton hereby approves the budget transfers outlined in the chart below to cover Part Time Salaries for 2016 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Description	Account Number	Increase	Decrease
Information Technology PT Salaries	01-99-1680-01-6105-0000	3,000.00	
Information Technology Accum Time	01-99-1680-01-6103-0000		3,000.00
Nutrition Program PT Salaries	01-99-6143-01-6105-0000	8,000.00	
Nutrition Program FICA	01-99-6143-01-6830-0000	630.00	
Nutrition Program MTA	01-99-6143-01-6835-0000	30.00	
Nutrition Program Medical	01-99-6143-01-6860-0000		8,660.00

Financial Impact:

Net financial impact is none.

Ú Vote Record - Town Board Resolution RES-2016-711						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-712

Category: Budget & Finance
Sponsors: Supervisor Jay Schneiderman
Department: Comptroller

Amend 2016-2020 Capital Program & Budget for Capital Project Good Ground Park

WHEREAS, the 2016-2020 Capital Program was adopted per Resolution 2015-1142 by the Town Board, as amended, on November 20, 2015; and

WHEREAS, the 2016-2020 Capital Program includes project LM 14.2 Good Ground Park with a 2016 Amended Budget of \$3,160,794; and

WHEREAS, the project manager has requested additional funding in the amount of \$65,000; and

WHEREAS, the project manager has confirmed that the Town of Southampton will be receiving progress payments on awarded grants; now therefore be it

RESOLVED, the Town Board of the Town of Southampton hereby amend the 2016-2020 Capital Program and 2016 Capital Budget for Capital Project LM 14.2 Good Ground Park and increases the 2016 Amended Budget of \$3,160,794 by \$65,000 to \$3,225,794 to funded from anticipated grant proceeds; and be it further

RESOLVED, the Town Comptroller is authorized establish a General Fund Loan in the amount of \$65,000 to the Capital Fund for the Good Ground Park Project to be fully repaid upon receipt of the grant funding; and be it further

RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

INCREASE Good Groud Park State Aid G/L #C1-99-C522-00-3897-0000 - \$65,000.00

INCREASE Good Ground Park - Park Imp G/L #C1-99-C522-00-6212-0000 - \$65,000.00

Ú Vote Record - Town Board Resolution RES-2016-712						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-713

Category: Budget & Finance
Sponsors: Councilwoman Julie Lofstad
Department: Comptroller

Authorize Disbursement from Restricted Fund Trail Lands Shinnecock Account

WHEREAS, the Southampton Trails Preservation Society has been working to preserve, develop and maintain public trails in Southampton since 1985; and

WHEREAS, one of Long Island's most significant hiking trails is the Paumanok Path which starts in Wading River and finishes 122 miles later at the Montauk Lighthouse; and

WHEREAS, although 90% of the trail is blazed, there is no contiguous trail through the Shinnecock Hills area; and

WHEREAS, the Southampton Trails Preservation Society is requesting that the Town assist in completing the Paumanok Trail through Shinnecock Hills; and

WHEREAS, it is necessary to have a title company prepare certain reports regarding the ownership of properties where the trails may be located; and

WHEREAS, on April 19, 2001, the Planning Board received a payment for the purposes of acquisition of trail lands and the construction, maintenance, and planning of trails in the Shinnecock Hills and Tuckahoe area; and

WHEREAS, it has been deemed appropriate to use such funds to complete the necessary title reports; now therefore be it hereby

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the use of Restricted Fund Account Trail Lands Shinnecock Hills and Tuckahoe for the purpose of obtaining title reports for properties where the trails may be located in an amount not to exceed \$5,000.

Financial Impact:

The source of funding shall be Restricted Fund Account Trail Lands Shinnecock G/L #R3-99-R069-00-6213-0000 in an amount not to exceed \$5,000.00

ü Vote Record - Town Board Resolution RES-2016-713						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-714

Category: Budget & Finance
Sponsors: Supervisor Jay Schneiderman
Department: Comptroller

Authorize Supervisor to Sign Statement of Annual Financial and Operating Information and File with the Securities and Exchange Commission

WHEREAS, the Town of Southampton must annually file with the Securities and Exchange Commission a "Statement of Annual Financial and Operating Information" to comply with the Town's continuing disclosure undertakings made in connection with the Town's issuance of various bonds listed in such Statement; and

WHEREAS, Town Code §8-8B(3) requires the Town Board adopt a Resolution authorizing the submission to the Securities and Exchange and Commission; now therefore be it

RESOLVED, that the Supervisor is authorized to sign the Statement of Annual Financial and Operating Information and to file same with the Securities and Exchange Commission.

Financial Impact:

None.

ü Vote Record - Town Board Resolution RES-2016-714						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-715

Category: Committees & Advisory Boards
Sponsors: Supervisor Jay Schneiderman
Department: Supervisor

Accept Resignation of Eugene Gaughan from Audit Advisory Committee

WHEREAS, by correspondence dated June 19, 2016, Eugene Gaughan resigned from the Audit Advisory Committee; now, therefore be it

RESOLVED, that the Town Board hereby accepts the resignation of Eugene Gaughan from the Audit Advisory Committee, effective June 30, 2016.

Financial Impact:

None

ü Vote Record - Town Board Resolution RES-2016-715						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-716

Category: Legal Actions
Sponsors: Supervisor Jay Schneiderman
Department: Town Attorney

Authorize Additional Funds for Devitt Spellman 545 Halsey Lane Properties, LLC

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes additional funds for Devitt Spellman Barrett LLP to represent and defend the Town of Southampton in

the matter of 545 Halsey Lane Properties LLC v. Town of Southampton. In the amount not to exceed \$20,000.00. The source of funding is Town Attorney Legal Fees G/L No. 01-99-1420-01- 6430-0000.

Financial Impact:

The source of funding is Town Attorney Legal Fees G/L No. 01-99-1420-01-6430-0000 at a cost not to exceed \$20,000.00

Ū Vote Record - Town Board Resolution RES-2016-716						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-717

Category: Legal Actions
Sponsors: Supervisor Jay Schneiderman
Department: Town Attorney

Authorize the Town Attorney to Settle the Small Claims Judgment of Dena Tezel

RESOLVED, that the Town Attorney's Office is hereby authorized to settle the Small Claims Judgment of Dena Tezel with the recommendation to be relayed to the Town Board in Executive Session. The Source of funding shall be Town Attorney - Judgments and Claims G/L No. 01-99-1420-01-6498-0003.

Financial Impact:

The Source of funding shall be Town Attorney - Judgments and Claims G/L No. 01-99-1420-01-6498-0003.

Ū Vote Record - Town Board Resolution RES-2016-717						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-718

Category: Miscellaneous
Sponsors: Supervisor Jay Schneiderman
Department: Community Preservation

Authorize Community Preservation Fund Tax Refund Pursuant to the First Time Homebuyer's Exemption for Kelly Anne Doyle and Brian C. Poppell

WHEREAS, effective July 23, 2008, State Tax Law §1449-aa was amended to permit a first-time homebuyer exemption for the tax on real estate transfers known as the "Peconic Bay

Region Community Preservation Fund" tax; and

WHEREAS, pursuant to said amendment, buyers are eligible for the tax exemption provided that the buyer meets certain income and purchase price requirements, and, more specifically, where (i) the household income does not exceed the State of New York Mortgage Agency Low Interest Rate Mortgage Program (SONYMA) household income in the non-target, one and two person household category for Suffolk County, and (ii) the residential purchase price is within 120% of the purchase price limits set forth by SONYMA in the non-target one family category for Suffolk County; and

WHEREAS, the amendment requires that the exemption may only be granted upon an application on a form prescribed by the Town, filed with the Town, and approved by the Town if the Town is satisfied that the buyer is entitled to an exemption; and

WHEREAS, by Resolution No. 1211, on August 12, 2008, the Town Board of the Town of Southampton adopted the First Time Homebuyer's Exemption Application Form; and

WHEREAS, on May 17, 2016, Kelly Anne Doyle and Brian C. Poppell ("Purchasers"), purchased a parcel located at 41 Pioneer Lane in the hamlet of Tuckahoe, Town of Southampton, and further identified on the Suffolk County Tax Map as #900-111-2-36; and

WHEREAS, because Purchasers were not able to obtain a First Time Homebuyer's Exemption Application Form prior to closing, Purchasers paid \$4,060.00 into the Peconic Bay Region Community Preservation Fund; and

WHEREAS, since that time, Purchasers have filed the First Time Homebuyer's Exemption Application Form with the Town; and

WHEREAS, after a review of Purchasers' exemption application by the Community Preservation Fund Manager, it has been determined that Purchasers do in fact meet the criteria set forth in State Tax Law §1449-aa, and thus, are entitled to an exemption; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes a refund of \$4,060.00 to Purchasers Kelly Anne Doyle and Brian C. Poppell for unnecessary payment into the Community Preservation Fund pursuant to the First Time Homebuyer's Exemption; and be it further

RESOLVED, that the Town Board hereby authorizes the Suffolk County Treasurer to take the necessary steps to authorize said refund.

Financial Impact:

None

Ū Vote Record - Town Board Resolution RES-2016-718					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

Town Board Resolution 2016-719

Category: Miscellaneous
Sponsors: Councilwoman Christine Preston Scalera
Department: Town Clerk

Cost Reimbursement Waiver for i-tri's Hamptons Youth Triathlon on July 14, 2016 from 5:00 P.M. to 9:00 P.M.

WHEREAS, i-tri is a local non-profit empowerment program for at-risk adolescent girls on the East End and has been approved by the Southampton Town Police Department for a Parade Permit for the "Hampton's Youth Triathlon" to be held on July 14, 2016 from 5:00 p.m. to 9:00 p.m. at Foster Memorial Beach in Noyac; and

WHEREAS, the Southampton Town Police Department has issued a report dated March 15, 2016 with regards to a Financial Impact Statement for police services of one Police Supervisor-G/L #02-99-3120-02-6101-0000 and Part Time Police Officers and Traffic Control Officers to assist with vehicular and pedestrian traffic - Part Time Salaries G/L #02-99-3120-02-6105-0000; and

WHEREAS, i-tri has submitted a request for a waiver of the Police Department cost reimbursement to the Southampton Town Board, pursuant to 283-3B of the Town Code; and

WHEREAS, the event is open to the public for their enjoyment and held on public property with a nominal admission charge for participants; now therefore be it hereby

RESOLVED, that the Town Board hereby approves the waiver of the estimated costs as requested by i-tri.

Financial Impact:

The source of funding shall be Police Department Overtime G/L # 02-99-3120-02-6101-000 in the amount of \$720.00 and Part Time Salaries G/L #02-99-3120-02-6105-0000 in the amount of \$1280.00. The estimated total cost is \$2000.00.

Ú Vote Record - Town Board Resolution RES-2016-719						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-720

Category: Miscellaneous
Sponsors: Councilwoman Christine Preston Scalera
Department: Town Clerk

Resolution Adjusting the Tent Fee for the Hampton Classic Horse Show

WHEREAS, the fee schedule in Town Code 164 was amended with the 2013 budget to include a tent permit fee for each tent greater than 200 sq ft, when previously there was a set fee regardless of the number of tents erected; and

WHEREAS, the Hampton Classic Horse Show is mainly an outdoor event dependant on the use of tents; and

WHEREAS, the number of tents for the Hampton Classic would increase the fee paid for a permit from \$250.00 to in excess of \$5,000.00; and

WHEREAS, the Hampton Classic is situated on a parcel defined as a RTPDD in Town Code, Chapter 330, Subsection 330-48D and thus is distinguishable from other sites within the township; now therefore be it

RESOLVED, that for the calendar year 2016 the tent permit fees for the annual August event are set at \$575.00.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2016-720						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-721

Category: Miscellaneous
Sponsors: Scalera, Lofstad, Schneiderman, Glinka, Bouvier
Department: Town Council

Resolution in Support of the New York State Liquor Authority's Revocation of the Liquor License for Charlie Brown's Bar and Grill

WHEREAS, the Southampton Town Police have responded to dozens of calls for service at Charlie Brown's Bar and Grill in Hampton Bays since the end of 2014; and

WHEREAS, many of these calls for service have been in response to criminal activity that endanger the life, health and safety of the residents of the Town of Southampton, particularly Hampton Bays, including prostitution, gambling, assault, disorderly conduct, public urination and noise complaints; and

WHEREAS, most recently, a stabbing took place on the premises that resulted in two people sustaining critical injuries and multiple arrests being made; and

WHEREAS, the Town has incurred substantial costs to repeatedly respond to reports of criminal activity at Charlie Brown's Bar and Grill, and deploying police and emergency responders to Charlie Brown's on a recurring basis prevents those personnel from attending to other calls for service; and

WHEREAS, the New York State Liquor Authority recently suspended the liquor license for Charlie Brown's based upon the numerous criminal incidents that have been reported, and may be scheduling a hearing to make a final determination as to whether the liquor license should be permanently revoked; and

WHEREAS, the Town Board believes that continued operation of Charlie Brown's as a business which dispenses alcohol constitutes a well-documented threat to the life, health and safety of the people of the Town of Southampton, particularly Hampton Bays; and now, therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby supports the determination of the New York State Liquor Authority to suspend the liquor license of Charlie Brown's Bar and Grill in Hampton Bays, and supports the continuing efforts of the New York State Liquor Authority to permanently revoke the liquor license.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2016-721						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-722

Category: Personnel
Sponsors: Supervisor Jay Schneiderman
Department: General Services

2016 Workplace Wellness Program

WHEREAS, per Town Board resolution 2007-1264, the Town of Southampton began a Wellness Campaign by encouraging its employees and facilitating early detection for certain cancers by offering Town employees compensated time to undergo a mammography for breast cancer or prostate cancer screening or a colonoscopy for colon cancer screening; and

WHEREAS, the Town wishes to continue to be proactive in reducing the health care costs, knowing that the costs of preventing such health conditions is much less than the price paid to treat them; and

WHEREAS, the Town seeks to encourage employees to prevent the onset of chronic disease, diagnose and treat diseases at an early stage and promote the healthy lifestyles through annual health physicals; now therefore be it

RESOLVED, that the Town of Southampton shall offer Town employees up to 4 hours of compensated time to attend a comprehensive health physical in 2016 or to undergo a mammography for breast cancer or prostate cancer screening or a colonoscopy for colon cancer screening; and be it further

RESOLVED, that the Town of Southampton shall also reimburse the employees health insurance co-payment for a mammography and/or colonoscopy or prostate screening for all employees earning less than 52,500.00 annually.

Financial Impact:

none

Ū Vote Record - Town Board Resolution RES-2016-722						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-723

Category: Personnel
Sponsors: Supervisor Jay Schneiderman
Department: Personnel

Accept Retirement of Detective James T. Mazzio, Southampton Town Police

BE IT RESOLVED, the Town Board hereby accepts the retirement of Detective James T. Mazzio from the Southampton Town Police Department, effective June 30, 2016; and be it further

RESOLVED, the source of funding shall be an appropriation of Police Fund Balance and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

The total estimated compensable accruals to be paid are \$146,203.77, plus payroll liabilities.

Ū Vote Record - Town Board Resolution RES-2016-723						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-724

Category: Personnel
Sponsors: Supervisor Jay Schneiderman
Department: Personnel

Appoint Janice Scherer to Assistant Town Planning Director Position In Land Management

WHEREAS, Section 65 of the Civil Service Law authorizes a provisional appointment when the eligibles list contains the names of fewer than three candidates who are willing to accept the position; therefore be it

RESOLVED, the position of Principal Planner be and hereby is eliminated in the Department of Land Management - Long Range Planning Division; and be it

RESOLVED, the position of Assistant Town Planning Director be and hereby is created in the Department of Land Management - Long Range Planning Division; 40 hours, grade O, effective July 1, 2016; and be it further

RESOLVED, based on the recommendation of the Town Planning & Development Administrator, Janice Scherer be and hereby is upgraded and appointed provisionally to the position of Assistant Town Planning Director, subject to all applicable Civil Service Requirements, 40 hours, grade O, effective July 1, 2016; and be it further

RESOLVED, this position will be funded through cost center #8026 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

None, as budgeted in 2016 Adopted Budget.

Ū Vote Record - Town Board Resolution RES-2016-724						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-725

Category: Personnel
Sponsors: Supervisor Jay Schneiderman
Department: Personnel

Rescind Resolution 2016-677 for Senior Planner Position

WHEREAS, Resolution 2016-677, adopted on June 14, 2016 appointed Kathryn Magee to the position of Senior Planner; and

WHEREAS, Kathryn Magee has reconsidered and declined the job offer of Senior Planner at this time; therefore be it

RESOLVED, Resolution 2016-677 be and hereby is rescinded.

Financial Impact:

None.

Ú Vote Record - Town Board Resolution RES-2016-725						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-726

Category: Public Hearings
Sponsors: Supervisor Schneiderman, Councilman Glinka
Department: Community Preservation

Notice of Public Hearing to Consider the Acquisition of Development Rights of Lands of the Southampton Golf Range LLC, Tuckahoe, and Amend the CPF Management and Stewardship Plan to Include Said Properties

WHEREAS, The Town Board of the Town of Southampton has adopted the Town of Southampton "Community Preservation Project Plan" which identifies target areas and eligible properties for acquisition via the Community Preservation Fund (CPF); and

WHEREAS, Southampton Golf Range, LLC is the owner of approximately 12.8 acres of land located on County Road 39 in the hamlet of Tuckahoe, New York, shown as SCTM# 900-158-2-34.1 and 35; and

WHEREAS, Lot 34.1 designated in the Village and Hamlet Greens, Parks, Recreation and Open Space Target Preservation Area of the Community Preservation Project Plan as an appropriate site for park and recreation purposes; and

WHEREAS, it is appropriate to add Lot 35 to the Town of Southampton Community Preservation Project Plan in the Village and Hamlet Greens, Parks, Recreation and Open Space Target Preservation Area as an eligible site for preservation; and

WHEREAS, Southampton Golf Range LLC has expressed an interest in selling the Development Rights of the properties to the Town of Southampton; and

WHEREAS, pursuant to §140-5A of Town Code and §247 of the General Municipal Law, a public hearing must be held before the Town of Southampton may acquire an interest in said property; and

WHEREAS, the source of funding will be the Community Preservation Fund Account, GL 31-99-1940-31-6208-0001; and

WHEREAS, on November 12, 2014, the Town Board adopted the Town of Southampton Management and Stewardship Plan 2015 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property should be included in the Plan as it may require management and stewardship activities; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby directs that a Public Hearing shall be held on July 26, 2016 at 6 p.m. at Southampton Town Hall, 116 Hampton Road, Southampton, NY, to hear any and all persons either for or against the acquisition of the Development Rights of the Southampton Golf Range LLC properties in Tuckahoe; and

BE IT FURTHER RESOLVED, the Town Clerk is authorized to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Southampton on **Tuesday, July 26, 2016 at 6 p.m.** at Southampton Town Hall, 116 Hampton Road, Southampton, New York to consider amending the Community Preservation Project Plan to include SCTM #900-158-2-35 and also to consider the acquisition of Development Rights from Southampton Golf Range LLC totaling approximately 12.8 acres located on County Road 39 in Tuckahoe, New York, shown as SCTM# 900-158-2-34.1 and 35 for preservation as identified in the Town of Southampton Community Preservation Project Plan pursuant to the provisions of Chapter 140 of the Town Code and §247 of the General Municipal Law of the State of New York and also to consider whether to amend the Town of Southampton Management and Stewardship Plan to include the properties. The source of funding is the Community Preservation Fund Account GL 31-99-1940-31-6208-0001.

BY ORDER OF THE TOWN BOARD
 TOWN OF SOUTHAMPTON, NEW YORK
 SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ú Vote Record - Town Board Resolution RES-2016-726						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Jay Schneiderman	..	..	..	..
.. Adopted as Amended	Julie Lofstad	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	John Bouvier	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2016-727

Category: Public Hearings
Sponsors: Councilman John Bouvier
Department: Town Attorney

Notice of Public Hearing Amending Provisions of the Town Code to Promote Solar Energy Systems as an Accessory Use in All Districts

BE IT HEREBY RESOLVED, that the Town Board hereby directs that a public hearing shall be held on August 9, 2016, at 1:00 p.m., at the Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a proposed local

law entitled: "A LOCAL LAW amending provisions of the Town Code to promote solar energy systems as an accessory use in all zoning districts" which provides as follows:

LOCAL LAW NO. OF 2016

A LOCAL LAW amending provisions of the Town Code to promote solar energy systems as an accessory use in all zoning districts.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

Section 1. Legislative Intent

Solar energy is a renewable and non-polluting energy resource that does not produce fossil fuel emissions and will reduce a municipality's energy load. Energy generated from solar energy can be used to offset energy demand on the grid. The Town of Southampton is committed to such goals, and has articulated such in its Comprehensive Plan and Southampton 400+ Sustainability Plan, which states "because climate change poses a direct threat to the New York shoreline, any effort to reduce carbon footprint is a benefit to a waterfront community like Southampton" and recommends that the Town "Support the construction and expansion of, and improvements to all forms of energy supply infrastructure as a means to provide enhanced environmental benefits, greater fuel diversity and consumer choice to all Southampton Town residents". These amendments therefore seek to increase the prevalence of solar by promoting the accommodation of solar energy systems as an accessory use in all zoning districts.

Section 2. Amendment

Town Code §330-5 (Zoning, Definitions), of the Code of the Town of Southampton is hereby amended by adding the underlined words alphabetically as follows:

§330-5. Definitions.

GROUND-MOUNTED SOLAR ENERGY SYSTEM: A Solar Energy System that is anchored to the ground and attached to a pole or other mounting system, detached from any other structure.

ROOF-MOUNTED SOLAR ENERGY SYSTEM: A solar panel system located on the roof of any legally permitted building or structure.

SOLAR ENERGY EQUIPMENT: Electrical energy storage devices, material, hardware, inverters, or other electrical equipment and conduit of photovoltaic devices associated with the production of electrical energy.

SOLAR ENERGY SYSTEM: A system that transforms solar energy into another form of energy or transfers heat from a collector to another medium using mechanical, electrical, or other means.

SOLAR PANEL: A device capable of collecting and converting solar energy into electrical or thermal energy.

Section 3. Amendment.

Town Code §330-67 is hereby amended by adding the underlined words as follows:
§330-67. Protection of natural vegetation.

A. To ensure maximum water recharge and to minimize the potential for fertilized vegetation, natural vegetation located on a tract or lot shall be preserved to the maximum extent possible, consistent with the following parameters:

(4) Residential lots and tracts:

(a) For residential lots, the amount of disturbance of natural vegetation shall not exceed the following percentages, except ~~on flagpole lots, where the area of the pole shall be exempt from the total lot area and the total amount of clearing permitted:~~

(1) the pole portion of a flagpole lot shall be exempt for the total lot area and the total amount of clearing permitted; and.

(2) Ground-Mounted Solar Energy Systems having a minimum output of 5,000 kw and a maximum of 4,500 square feet shall be exempt from the total amount of clearing permitted; provided that no more than 20% of this exempt area shall contain impervious surfaces. If such system is removed or becomes inoperable, the subject lot shall be revegetated so as to comply with the clearing restriction of this section, per a site disturbance plan approved by the Planning Board pursuant to §330-67A(1).

Section 4. Amendment.

Town Code §330-76 is hereby amended by adding the underlined words as follows:
§ 330-76. Placement of accessory buildings, structures, and uses in all districts.

L. Solar Energy Systems.

All such systems are permitted as an accessory use in all zoning districts when the primary purpose is for producing electricity or thermal energy for onsite consumption.

(1) Roof-Mounted Solar Energy Systems.

(a) All such systems are subject to the requirements of §123-39.1.

(b) Height. Shall not exceed the maximum height restrictions of the zoning district within which they are located.

(c) Aesthetics. Roof-Mounted Solar Energy System installations shall incorporate the following design requirements:

a. Solar Energy Equipment shall be installed inside walls and attic spaces to reduce their visual impact.

b. Panels facing the front yard must be mounted at the same angle as the roof's surface with a maximum distance of 6 inches between the roof and highest edge of the system.

(2) Ground-Mounted Solar Energy Systems.

(a) Maximum Height shall not exceed 10 feet.

(b) Shall adhere to the setback requirements pursuant to §330-77G, as well as transition yard requirements pursuant to §330-83, as may be applicable, but in no case shall it be located closer than 10 feet from any property line.

(c) All such systems shall be installed in the side or rear yards.

Section 5 Amendment.

Town Code §330-77D is hereby amended by adding the underlined words as follows:
330-77. Placement of accessory buildings, structures, and uses in residence districts.

D. Accessory building and/or structures to be located or constructed in any residential zone in the required rear yard for a main or principal building shall not

occupy more than 20% of such required rear yard, except for the area of the footprint associated with a Ground-Mount Energy System having a minimum output of 5,000 kw, and decks and patios within 12 inches of grade. The total lot coverage shall not exceed the maximum lot coverage provided in §330-11.

SECTION 6. Authority.

The proposed local law is enacted pursuant to Town Law Article 16 and Municipal Home Rule Law §10(1)(ii)(a)(11) and §10(1)(ii)(d)(3).

SECTION 7. Severability.

If any section or subdivision, paragraph, clause, phrase of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

SECTION 8. Effective Date.

This local law shall take effect upon filing with the Secretary of State pursuant to the Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a copy of the proposed law to the Southampton Town Planning Board as well as the Suffolk County Planning Commission for their review and recommendations; and be it

AND BE IT RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held on **August 9, 2016, at 1:00 p.m.**, at the Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a proposed local law entitled: "A LOCAL LAW amending provisions of the Town Code to promote solar energy systems as an accessory use in all zoning districts."

SUMMARY OF LOCAL LAW

The proposed code amendments would promote solar energy systems as an accessory use in all zoning districts by defining such, and by modifying code provisions regulating rear yard lot coverage and ground disturbance.

Copies of the proposed local law sponsored by Councilman Bouvier are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None.

Ú Vote Record - Town Board Resolution RES-2016-727						
			Yes/Aye	No/Nay	Abstain	Absent
.. Adopted			..	..	..	..
.. Adopted as Amended	Jay Schneiderman		..	..	..	..
.. Defeated	Julie Lofstad		..	..	..	..
.. Tabled	Christine Preston Scalera		..	..	..	..
.. Withdrawn	John Bouvier		..	..	..	..
.. Failed To Move	Stan Glinka		..	..	..	..

VII. Closing