



Regular Meeting of August 3, 2020 1:00 PM

Monday, August 3, 2020

1:00 PM

Town Hall - Town Board Room

I. Call to Order

1:00 PM Meeting called to order on August 3, 2020 at Town Hall - Town Board Room, 116 Hampton Road, Southampton, NY.

II. Pledge of Allegiance

III. Roll Call

Attendee Name	Present	Absent	Late	Arrived
President Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Secretary Treasurer Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Trustee Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Trustee William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Trustee Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

IV. Next Trustee Meeting

Work Session: August 12, 2020 at 3:00 p.m.

Regular Meeting: August 17, 2020 at 1:00 p.m.

V. Communications

Letters

1. U.S. Army Corps of Engineers – Public Notice for SCDPW to reconstruct bulkhead, place stone fill waterward of bulkhead, install new ramps and floating dock structures Shinnecock Canal, Hildreth Place, Hampton Bays, New York.
2. Harbor Committee of the Village of Sag Harbor, Notice of Public Hearing on 9/6/20 at 5:00 p.m. for Application of Skokiaan LLC for wetlands permit.
3. Flanders Fire District – Creek at Bay Avenue launch in Flanders.

VI. Discussions

Discussion regarding Contribution to Sag Harbor Water Quality Initiative (Welker)

VII. Public Hearings

1. Public Hearing Regarding the Application of DOCVOSCI, LLC, 315 Royal Avenue, Flanders, New York (SCTM No. 0900-123-01-67.6)

Adjourned 11/4/2019 1:00 PM, 11/18/2019 1:00 PM, 1/27/2020 1:00 PM, 3/23/2020 1:00 PM, 5/4/2020 1:00 PM, 6/15/2020 1:00 PM, 7/8/2020 1:00 PM

✓ Vote Record - Motion						
<input type="checkbox"/> Adjourned <input type="checkbox"/> Closed			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2. Public Hearing on the Modification Application of 188 Redwood LLC., Permit No. GP-00116, 188 Redwood Rd, Village of Sag Harbor, New York (SCTM No. 0903-1-2-6) Body of Water: Sag Harbor Cove

✓ Vote Record - Motion						
<input type="checkbox"/> Adjourned <input type="checkbox"/> Closed			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VIII. Public Portion

IX. Applications for Permits

Board of Trustees hereby waive a public hearing on the following applications because it has been determined that the following projects do not raise a significant degree of public interest or public input is not needed to aid in the decision making process

Ann Welker

Trustees Resolution 2020-150

Category: General Permit - Trustees
Sponsors: Ann E. Welker
Department: Trustees of the Freeholders
Applicant: Peconic Environmental Associates, Inc., 21 South Main Street, Southampton, New York 11968

Renewal Application (Fourth) of 361 Dune Road LLC, Permit No. WRC00024, 361 Dune Road, Bridgehampton, New York (SCTM No. 0900-179-2-21.1)

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the **RENEWAL**

(FOURTH) OF 361 DUNE ROAD LLC, PERMIT NO. WRC00024 originally authorized on the subject property under Trustees Permit No. 10924 issued July 13, 2015 to Modify the Permit for the construction of a proposed walkway to be relocated to the eastern side of the property and the length of the structure is decreased from 146' to 87.5' and the dune restoration is no longer proposed for the premises located at **361 Dune Road, Bridgehampton, New York (SCTM No. 0900-179-2-21.1)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

No vehicles are allowed on the beach and the storage of any materials on the beach is prohibited.

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-150					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adopted					
<input type="checkbox"/> Tabled					
<input type="checkbox"/> No Action					
<input type="checkbox"/> Closed	Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Reschedule	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adjourned	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Acknowledged Signature	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated					
<input type="checkbox"/> Withdrawn					

Trustees Resolution 2020-151

Category: General Permit - Trustees
Sponsors: Ann E. Welker
Department: Trustees of the Freeholders
Applicant: Inter-Science Research Associates, Inc., James L. Walker, 36 Nugent Street, Southampton, NY 11968

Application of Robert Cummings, 250 Jobs Lane, Bridgehampton, New York (SCTM No. 0900-134-1-43.2) Body of Water: Swan Creek

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the Permit of **Robert Cummings** for Common Reed management including selective cutting utilizing Town of Southampton protocol for three year project; Common Reed will be initially cut to grade and all thatch raked out of wetlands to expose soils for the premises located at **250 Jobs Lane, Bridgehampton, New York (SCTM No. 0900-134-1-43.2)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-151						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Edward J. Warner Jr.

Trustees Resolution 2020-152

Category: General Permit - Trustees
Sponsors: Edward J. Warner, Jr.
Department: Trustees of the Freeholders
Applicant: Nelson, Pope & Voorhis LLC, 572 Walt Whitman Road, Melville, New York 11747

Renewal (Third) and Modification (First) Permit No. JET00002, 1 North Road, Hampton Bays, New York (SCTM Nos. 0900-207-4-22.1, 23, 24 and 25) Body of Water: Shinnecock Canal

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the **RENEWA (THIRD) AND MODIFY (FIRST) PERMIT NO. JET00002 OF CANAL PROPERTIES LLC PERMIT NO. JET00002** originally issued on May 30, 2017 to propose several minor modifications to the permit which include reduction of boat slips, reconfiguration of boat slips, addition of an ADA access portion of the floating dock and addition of an ADA boat slip; the proposed project includes shoreline stabilization in the form of a revetment which will replace the current rubble mount revetment located along the southern portion of the property; the improved stabilization is needed to protect the proposed residential development located on the landward portion of the property; the proposed revetment will be +/-330 feet in length and will require the placement of +/-600 cubic yards of 1-2 ton stone and +/-220 cubic yards of 3-6 inch stone as underlayment below SHW; the +/-1,440 cubic yards of the existing slope located below SHW will need to be removed for the installation of the revetment; a thirty (30) linear foot aluminum gangway is proposed to be replaced which leads to the existing floating dock which is to remain. The gangway and the floating dock will be attached to a +/-9' X 8' X 4' "L" shaped platform; additionally, +/-35 cubic yards of clean material will be utilized to fill an area of upland scour located below SHW; the existing timber piles on the north side of the site will be reconfigured to allow for eighteen (18) boat slips, including ADA boat slip within the marina for the premises located on the **West Side of North Road, +/-50 feet North of Montauk Highway, Hampton Bays, New York (SCTM Nos. 0900-207-4-22.1, 23, 24 and 25)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-152						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn		Yes/Aye	No/Nay	Abstain	Absent	
		Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Trustees Resolution 2020-153

Category: General Permit - Trustees
Sponsors: Edward J. Warner, Jr.
Department: Trustees of the Freeholders
Applicant: Agena Rigdon, DKR Shores Inc., P.O. Box 488, Hampton Bays, New York 11946

Renewal (First) and Modification (First) of 2 Peconic Crescent, LLC, Permit No. GPO00093, 2 Peconic Crescent, Shinnecock Hills, New York (SCTM No. 0900-191-04-11) Body of Water: Cold Spring Pond

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to **MODIFY (FIRST) AND RENEW (FIRST) THE PERMIT OF 2 PECONIC CRESCENT, LLC, PERMIT NO. GPO00093** originally issued June 7, 2019 to reconstruct 29.5', 8.9' sections of bulkhead, install a 26' vinyl angled return, install a set of 3' x 12' steps for beach access, 35 cubic yards of clean fill and 10' beach grass buffer; applicant proposes to modify the permit to include the town owned portion of the bulkhead 141' to be reconstructed with vinyl sheet piling, same height as subject parcel (24" higher); 10' non turf buffer and clean fill shall be provided; all material to be untreated for the premises located at **2 Peconic Crescent, Shinnecock Hills, New York (SCTM No. 0900-191-04-11)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

The hedgerow and grass must be removed and be re-vegetated with American Beach Grass.

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-153						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

X. Resolutions

Trustees Resolution 2020-136

Category: Agreements, Contracts, Leases - Trustees
Sponsors: Ann E. Welker
Department: Trustees of the Freeholders

Authorize Contribution to Sag Harbor Water Quality Initiative

History:

06/15/20 Trustees of the Freeholders TABLED

Next: 07/08/20

07/08/20 Trustees of the Freeholders TABLED

Next: 08/03/20

WHEREAS, the Southampton Town Trustees are the owners of the underwater lands in the Southampton Town portion of the Village of Sag Harbor; and

WHEREAS, the health of these waters, including the products of the waters and other aquatic flora and fauna, is of the utmost importance to the Trustees, residents, and baymen; and

WHEREAS, it is in the best interest of the residents of the Town of Southampton to determine the presence of contaminants in the waters of Sag Harbor that could harm the health of both residents and marine life; and

WHEREAS Village of Sag Harbor has agreed to participate in the water quality monitoring program proposed by Dr. Gobler of Stony Brook University to the Sag Harbor Harbor Committee; and

WHEREAS, the East Hampton Town Trustees, the Southampton Town Board, and the Southampton Town Trustees have agreed to contribute funds for this water quality project; and

WHEREAS, the Southampton Town Trustees have pledged \$2,000 towards this program; and

WHEREAS, for the sole purpose of adhering to the SUNY Research Foundation’s funding requirements, the East Hampton Town Trustees have agreed to pool these funds of the various entities that are contributing funds in escrow and pay Dr. Gobler with a check; and

NOW THEREFORE BE IT RESOLVED, that the Southampton Town Trustees authorize payment in the amount of \$2,000 to the East Hampton Town Trustees; and

BE IT FURTHER RESOLVED, that the President is authorized to execute an agreement appointing the East Hampton Town Trustees as the escrow agent for the Trustee’s contribution for this project.

✓ Vote Record - Trustees 2020-TRUS-136						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2020-154

Category: Agreements, Contracts, Leases - Trustees

Sponsors: Eric Shultz

Department: Trustees of the Freeholders

Authorize the Continuation of Legal Services by Sokoloff Stern LLP

WHEREAS, Board of Trustees Resolution 2020-7, requires an authorizing resolution for any expenditure in excess of \$1,000; and

WHEREAS, the Southampton Town Trustees continue to retain legal services by Sokoloff Stern LLP in matters related to *Havemeyer et. al. v. Town of Southampton, et. al*; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the continuation of legal services by Sokoloff Stern LLP. The source of the funding shall be Board of Trustees - Legal Fees G/L #SN-99-8790-00-6430-0000 in an amount not to exceed budget.

✓ Vote Record - Trustees 2020-TRUS-154						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2020-155

Category: Budget & Finance - Trustees

Sponsors: Ann E. Welker

Department: Trustees of the Freeholders

Warrant #13 of 2020 - Trustees

RESOLVED, per the recommendation and reviewed by the Town Comptroller, the following vendor payment warrant dated be approved in the amount of:

Warrant #13 \$29,158.30

Inclusive of two (2) manual checks dated 7/23/2020 as follows:

BNB Bank = \$482.73

Verizon = \$296.59

BE IT FURTHER RESOLVED, the Town Comptroller is directed to approve and execute all bank wire transfers required to fund payments associated with Warrant #13 of 2020.

✓ Vote Record - Trustees 2020-TRUS-155					
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn		Yes/Aye	No/Nay	Abstain	Absent
		Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

XI. Work Session Applications to be Reviewed

Welker: Jeffrey A Rosenberg, 62 John Street, Village of Sag Harbor (Suffolk Environmental Consulting) A H

Warner: Karen Davidson, 4 Cedar Drive, Hampton Bays (JMO Environmental Consulting) A H

Key: A = Advance to Resolution
 H = Hold until Next Work Session

XII. Executive Session - Confidential Legal Advice

XIII. Closing