

**MINUTES**  
**VILLAGE OF SOUTHAMPTON**  
**BOARD OF TRUSTEES**  
**Public Session I – May 9, 2019**

Due notice having been given, the Public Meeting of the Board of Trustees was held at the Southampton Village Hall, 23 Main Street, Southampton, New York at 6:00 PM

Present were Mayor Irving, Trustees Yastrzemski, McGann, Hattrick and Allan; Village Administrator Russell Kratoville.

Mayor Irving opened the meeting by leading the Pledge of Allegiance.

**EMPLOYEE OF THE MONTH**

Mayor Irving acknowledged the March Employee of the Month, **Dean McNamara**, Fire Marshal in the Building Department, hired 12/4/2004. Mayor Irving read a letter from Mr. McNamara's supervisor, Christopher Talbot, who acknowledged his hard work and reviewed his many duties. He noted that he was also a National Certified Fire Inspector and a Firefighter. The Mayor commented that he does far more than what was written in the letter and that he provides assistance in many areas including providing training sessions and is truly an asset to the Village of Southampton. Russell Kratoville commented that Dean has a positive outlook and is very professional.

**PUBLIC COMMENT**

Francis Adamczeski, 40 West Prospect Street addressed the Board regarding the Surf School and noted that in 2018 there were many issues where they were set up at Little Plains and that they far exceeded the times that were allotted to them and left the beach and parking lot area a mess. He suggested that the Village should hire their own group or at the very least give someone else a chance and regulate it properly and asked that it be gotten under control so that everyone can enjoy the beach. He also stated that the Village needed more signs at the beaches to state the hours of surf school locations and times of lessons. Trustee Allan said that it raises the questions of what other commercial practices we have on the beaches.

Meryl Barnett, 595 Little Noyac Path, Water Mill – addressed the Board regarding Pickleball – which she stated was the fastest growing sport in America. She commented that her understanding was that there was land set aside by the Town for pickleball and that there's a large following on the East End. Trustee McGann asked how many courts are usually set up – Ms. Barnett noted that at SYS they have 10 courts and at Southampton Town's Red Creek Park there are 5 courts and that they are shared with other sports.

Mayor Irving commented that we have the Moses Lane park area that was purchased by CPF and the Village has begun work on it – the walking trail is being set up first and is three-quarters finished. Trustee Hattrick commented that there are 11 acres and that he felt that pickleball was very popular. Mr. Kratoville noted that tennis courts and pickle ball courts can be interchangeable.

Dorothy Wright Reilly also spoke requesting Pickleball courts and said that if the Village has a tennis court you can fit 4 Pickleball courts on one court; Mayor Irving commented that the Town Supervisor, Jay Schneiderman, regularly requests that the Village add pickleball courts at the Moses Lane property.

Susan Gunn also spoke in favor of pickleball courts.

Dan Gulizio, part of the consulting team working on the Agawam Lake Buffer Plan addressed the Board and implored them to adopt a resolution to move forward with the plan as presented with the provision that they will continue to work on addressing any concerns of the Village.

Rob Coburn, 345 Hill Street, member of ARB, but speaking as a tax payer and citizen. Mr. Coburn asked that as the discussions are continued everyone keep in mind that there has been a lot of issues concerning the viewshed of Agawam Lake. He also noted that since Agawam Lake area is part of the historic district anything that effects the change would be subject to ARB review. Mr. Bruyn noted that he would be discussing this matter with the Board and making recommendations. Mr. Coburn asked that any planting plan that is considered be kept within 3-5' in height so that the viewshed of the Lake is preserved for Village residents and visitors.

Adele Christianson, Water Mill, commented that she has a practice in the Town, is a Volunteer EMT driver with Southampton Ambulance and an avid pickleballer and encouraged the Board to add pickleball courts in the Village. She commented that ideally they should have a north-south exposure with an all-weather surface.

## **BOARD PRESENTATIONS**

Southampton Hospital Adaptive Reuse Plan:

Paul Travis, Southampton Planning Commission

JamesLIMA Planning Team

Mayor Irving noted that with the Stony Brook Southampton Hospital's plan to move to the Southampton Campus there is a concern of what will happen at the current location.

Paul Travis then spoke and noted that the Village had asked the Planning Commission to look at the property and begin to explore what could be done with the property. He noted that it is the largest employer on the South Fork employing over 600 people; in 2017 the Hospital merged with Stony Brook University Hospital. In December 2018 the State gave permission for the lease of the property at the Stony Brook Southampton

Campus and that in approximately 5-6 years the Hospital could be in a position to move to that campus and vacate their properties in the Village. The process was begun last August and a committee was formed to create and send out a Request for Qualifications for the Adaptive Reuse of the property with workshops held and input given from the Southampton Hospital administration. He then introduced Eldon Scott of the Planning Commission who reviewed the process that the Commission had gone through. Mr. Scott introduced James Lima of LIMA Planning who thanked the Board for the opportunity and introduced the members of his team.

Mr. Lima then gave a presentation to the Board reviewing the various aspects of the plan and addressing the challenges as well as the opportunities. Included in the presentation were the key project objectives and the phases that the study would encompass. Mr. Lima also reviewed the roles that the members of his team would take and then reviewed some of the projects that his team has worked on throughout NY State. He discussed the process that his team would take to engage key stockholders and the zoning and design guidelines that they would create. The last piece would be to update the Comprehensive Plan and land use regulations with a SEQRA review.

Mayor Irving questioned their experience with multiple facilities as opposed to a single facility, commenting that Southampton includes the main hospital building but additionally they own several other buildings in the surrounding area which makes it a bit more challenging. Mr. Lima stated that they are used to dealing with multiple facilities and would work closely with the Village to make sure that all the key stakeholders are consulted

Mark Strauss, FX Collaborative, commented that they have a lot of experience with large facilities and space and suggested that they not think of a single use for the space but potentially multiple uses.

Trustee Allan stated that she was aware that the Planning Commission had interviewed many firms and one of the reasons this firm was chosen is because of their experience and how they reached the various groups with the same core values. Mr. Lima replied that they would identify who the key stakeholders are to make sure there is a process in place for a continuous loop of communication.

Trustee Yastrzemski asked Mr. Travis what set the James Lima firm above from the others. Eldon Scott commented that they had identified over six categories which they ranked the teams on and one of the things that stood out was the personal connection of the team to the area.

Trustee McGann asked what the Hospital's response had been to this project. Mr. Travis stated that he and Mr. Scott had met with members of the Hospital's management to discuss the impact that the move would have on the Village and that they were very cooperative but noted that ultimately, they made it clear that it was private property.

Mayor Irving thanked Paul Travis and the Planning Commission for all their efforts on this project and Mr. Lima and his team for their presentation and noted the importance of the project and that it had a huge impact on the business district as well.

Trustee Yastrzemski asked what the cost for the project would be and Mr. Travis noted that it would be discussed at the next step.

Susan Burke, Herrick Road thanked Mr. Lima for his presentation and asked the location of the project and how far out

## **PUBLIC HEARINGS**

### **Proposed Local Law: To Clarify the Height of Residences where a Portion of the Roof is Flat**

Mayor Irving made a motion to open the Public Hearing, Trustee Allan seconded the motion and a unanimous vote followed.

Village Attorney Bruyn reviewed the matter noting that the Public Hearing had originally been opened on March 26<sup>th</sup> and that those Public Hearing yielded recommendations regarding particular aspects of the legislation. He recommended that the Board keep the Public Hearing open to allow for additional time for discussion and comment.

Eldon Scott, spoke from the Planning Commission and noted that it was an important issue and that it was never the intention to put large flat roofs in pitched roof areas. Trustee McGann asked if the flat roofs were done to install solar; Mr. Scott replied not necessarily but that it was common practice especially on the East End.

Mayor Irving, in consideration of Mr. Bruyn's comments, then made a motion to adjourn the Public Hearing for all intents and purposes until June 13, 2019. \_\_\_\_\_ seconded the motion and a unanimous vote followed.

## **COMMUNICATIONS TO THE BOARD**

Susan Stevenson – Letter in opposition to awarding a 2019 Surf School Bid.

Village Administrator Russell Kratoville read into record a letter from Susan Stevenson of Toylesome Lane in opposition to awarding a 2019 Surf School bid.

## **SUGGESTED RESOLUTIONS**

***RESOLVED, that the reading of the minutes for the Public Session II of April 23, 2019 and Special Board Meeting on May 2, 2019 be dispensed with and that those minutes be accepted as filed by the Village Administrator and that the actions taken at that meeting be and hereby are ratified and approved.***

Mayor Irving made a motion to approve; Trustee McGann seconded the motion and a unanimous vote followed.

***RESOLVED, that the claims for the warrants dated May 9, 2019 totaling \$440,516.22 (Warrant # 16 - General Fund) and \$447,760.16 (Warrant # 13-Capital Reserve Fund) and the Village payrolls for the periods ended April 25 and May 9, 2019 be audited and approved.***

Trustee McGann made a motion to approve; Trustee Hattrick seconded the motion and a unanimous vote followed.

***RESOLVED, that the Board of Trustees hereby approves the attached schedule of budget transfers to eliminate line item overages for the period ending May 9, 2019.***

Trustee Yastrzemski made a motion to approve; Trustee McGann seconded the motion and a unanimous vote followed.

***RESOLVED, that the Board of Trustees hereby authorizes Southampton Village Police Chief Thomas Cummings to sign a Memorandum of Understanding for State Civil Asset Forfeiture Sharing.***

Mayor Irving made a motion to approve; Trustee McGann seconded the motion and a unanimous vote followed.

Village Administrator Kratoville explained the process which relates to the East End Drug Task Force with a percentage of the Asset Forfeiture going to the Task Force and to those departments that participate in the Task Force. Trustee Allan asked what the current breakdown was and Village Attorney Bruyn noted that it was at the discretion of the District Attorney. Mr. Kratoville noted that this was now being addressed in a more transparent fashion. Trustee Allan asked if there was a document that showed what the forfeitures were and the distribution. Mr. Kratoville noted that the agreement had not yet been ratified.

***RESOLVED, that the Board of Trustees hereby approves the following individuals as members of the Ocean Rescue Department of the Village of Southampton:  
Christopher Pobat and Alex King***

Mayor Irving made a motion to approve; Trustee Yastrzemski seconded the motion and a unanimous vote followed.

***RESOLVED, that the Board of Trustees hereby approves a refund of the building permit fee in the amount of \$26,216.00 to Old Towne Development Co. as recommended by Chris Talbot, Building Inspector.***

Mayor Irving made a motion to approve; Trustee McGann seconded the motion and a unanimous vote followed.

## **DISCUSSION ITEMS**

### **1. Massapequa Park Bicycle Club – Tour of the Hamptons; Sunday September 22, 2019.**

Julie Fitzgerald reviewed the request and noted that it was on the same weekend as SouthamptonFest but would not be going through the downtown Village Business District.

Trustee Yastrzemski made a motion to approve the request; Mayor Irving seconded the motion and a unanimous vote followed.

### **2. St. John’s Episcopal Church – Little Free Library**

Julie Fitzgerald reviewed the request from St. John’s to set up a free “take one... leave one” library in front of the Church at 100 South Main Street; near the teak bench dedicated to Rev. Peter Larsen. She stated that the Church had consulted with Rogers Memorial Library and that they would be using the same group as the Library has used at 2 other locations in the Village, Little Free Library.

Trustee Allan made a motion to approve the request; Trustee Hattrick seconded the motion and a unanimous vote followed.

### **3. Lake Agawam Buffer Plan**

Mayor Irving stated that he wanted to bring this back up for discussion as the private entity has asked that the Village move forward with the plan but that there had been other issues.

Trustee McGann asked about the removal of the concrete and whether the Village would be removing the concrete or would the Village?

Dan Gulizio, speaking on behalf of the Agawam Lake neighbors, responded that there were a number of options discussed; removal of the concrete had not originally been part of the discussion, but they are happy to work with the Village to adjust the plan. He stated that they would prefer to do the entire plan and do all the work themselves and share the costs with the Village.

There was confusion on the part of the Board as to who would be responsible for removal of the concrete and who would pay for that. Mr. Gulizio stated the property owners would pay for all the costs of the planting, maintenance and watering which was a few hundred thousand dollars. They had originally offered to remove the plants with a herbicide at their cost but the removal of the concrete was separate.

Mayor Irving noted that there hasn't been a project of this scope as a public/private partnership done on Long Island.

Mr. Bruyn reviewed the process and the steps that had been taken prior to this point. Essentially this is public property with an offer from a group of residents who want to do the work as a part of a public/private partnership but pay for and do the work themselves. Normal process is to take a donation from the residents and then go through the normal procurement process for work to be done and paid for by the Village. He further noted that there are many elements coming into play that weren't there 2 years ago when the project first started including the availability of CPF funds to help with the work to be done at the Lake.

A discussion followed with Mr. Gulizio noting that there are more than 300 public private partnerships and his group has been working on this project for several years and are grateful for the opportunity. He also stated that his clients have reached a point where a significant amount of money has been expended to get to this point and would now like a resolution by the Board to say that they like the concept of the public/private partnership and are happy to address the concerns in moving forward but need some indication that the Village is a willing partner.

Trustee Yastrzemski asked about CPF funding and how that would impact this project. Mayor Irving noted that there are additional funds available and it would behoove the Village to try to get that funding and that the funding and the grants would complement this project. Trustee Yastrzemski stated that it would seem the Village

Trustee McGann stated the issue for her is that it is a beautification of the area that has some environmental aspects that would help but those are a tiny percentage. She commented that the project diminishes the public view and is being sold as an environmental project that will enhance the Lake and make it better, but also commented that the residents on the Lake aren't doing their part in protecting the Lake. Ms. McGann stated that she loves the idea of the public private partnership; step one is the removal; step two is the cost. She also asked about the dredging process and what it would take to undertake that project.

Mr. Gulizio stated that everyone wanted the same thing; science would be left to Dr. Gobler and the scientists; they are not asking the Board to commit to the actual project but to approve and adopt the plan with all the conditions to be met so that they know that the Village is working in good faith with the private parties. He stated that deadlines could be set and if the issues aren't resolved by that time frame then the project wouldn't happen.

Trustee Yastrzemski stated that he isn't comfortable committing tax payer money for a plan when there are too many variables still outstanding. He asked if the Village was at risk of the private party walking away from the project without a clear signal being given to go forward.

Trustee Allan stated that she was in favor of moving forward with the project with all the conditions as it will help improve the condition of the Lake. She agrees with Trustee McGann that the neighbors all must do their part in not using pesticides and other material that contaminates the Lake.

Trustee McGann questioned why the Village can't say they are interested in the project but also have the Village ask the residents around the lake to do the same plan at their property so that the Lake is not further impacted.

Mr. Bruyn stated he wouldn't recommend a commitment of the plan by the Board until all the details are clear.

Trustee Hattrick commented that the current condition of the Lake with the phragmites is unattractive year-round and would love to see the plan move forward.

Trustee Yastrzemski stated he was not in favor of giving a resolution at this point and commented that the monetary outlay by the residents has been very generous, but it is at their own accord. He commented that he appreciated everything.

Mayor Irving stated that it is the opinion of the Board that they need additional details on the cost and the review of the plan but that they are all interested in working in a partnership, but it takes time.

Mr. Kratoville made an administration recommendation to set some deadlines and some benchmarks for input from the Village's engineer and all the board seem to be interested in continuing the conversation.

Trustee Allan said that it includes a concrete estimate for concrete removal; review of the plant material and the height of the material can be discussed.

Mr. Kratoville noted that the issue seems to be how the Village implement the plan with the partnership.

Mr. Gulizio asked what the time frame would be. Mr. Bruyn suggested that Mr. Voorhies would get back to the Village with his comments in the next week. Trustee McGann commented that the Village is interested in working with the private group.

Mr. Gulizio asked if they provide the Village with estimates, costs and structure of the agreement within the next 10 days could the Village Board then make a decision at the May 21<sup>st</sup> meeting.

Trustee McGann commented that it was a good plan. Mr. Kratoville asked who the entity was that the Village would be working with and Mr. Gulizio stated that currently it is private residents but that a separate entity could be formed. Mr. Gulizio thanked the Village on behalf of his group for their time and interest.

## **COMMENTS FROM THE BOARD:**

**Trustee Yastrzemski** offered condolences to the family of Reverend Havrilla and his congregation and commented that he was a very admirable man in how he represented his community.

**Trustee Allan** offered a Thank You to the Ambulance Corps for their response to the accident on County Road 39 the day prior and said that there are so many volunteers who have to leave their work to respond to calls and also thanked their employers who allow them to do so. Ms. Allan gave a reminder to the community that the Village has new legislation which prohibits the use of gas-powered leaf blowers which begins on May 20 and goes through September 20. She thanked the landscapers for their support of the legislation and commented that this legislation is a benefit for the entire community. Ms. Allan commented that a number of people have reached out in support of a sewage treatment plant and believes there needs to be a community advocacy group that includes a broad range of people to review the situation.

Trustee Yastrzemski commented that it should start with the business district and go from there; there was concern on its impact on density and is something that he has discussed for 10 years. He noted that the technology is there, the need is there and the impediment caused by approval by Suffolk County Water Authority has been removed. He feels that we need to move forward with this project.

Trustee Allan noted that she'd seen former Congressman Tim Bishop, who serves on the board of NY State's Environmental Facilities Corporation (EFC) that is a funding source for these types of projects; but that the Village needs a plan.

Trustee McGann asked what the next steps are; Mr. Bruyn said that the Village should go back and revisit the prior study and consider hiring a consultant to study it further with the new technology.

Trustee Yastrzemski feels the first step is to create legislation for cluster I/A systems in the Business District.

Trustees Allan and McGann both stated that the next step is to go back and look at the prior studies and review them again.

Mayor Irving said there is significant funding available now that wasn't there previously.

**Trustee McGann** – no further comment

**Trustee Hattrick** – commented that resident Paul Fagan gave him an idea that resonated with him: he suggested that the Windmill Lane Fire House have the Corrigan name on it in honor of Edward Corrigan who passed away in April. Trustee Yastrzemski said it was something that should be discussed with the Fire Department and he would bring it to their attention as well but that he was sure that they would be considering it.

**Mayor Irving** stated that the D.A.R.E. program had celebrated a graduation at the Southampton Intermediate School with 115 sixth grade students taking part. He congratulated PO Tiffany Lubold on her work in conducting this program for the schools and said it gives a tremendous relationship for students with the Police. Trustee Yastrzemski commented that it was a great program and acknowledged the past officers who gave the course.

Mayor then mentioned that he and Trustee McGann had been meeting with members of the Village Business District and that from those discussions the Village would be creating a new website that would work with the Chamber and support the businesses and downtown.

Trustee Allan said that she had heard that the business meetings were very successful and well attended.

Mayor Irving noted that in 2014 the Village had made a concerted effort to establish a sewer district and had gone as far as creating a Sewer District and had run into issues with the cost of the system and who would pay for it. There was the issue on density and over-development and many of the residents weren't willing to pay for the system.

Mayor Irving also commented on the issue of parking and urged employees to park in the lots and not on Main Street and Jobs Lane in front of businesses which then reduces the availability of parking for the merchants and negatively impacts the retail merchants and restaurants. Parking restrictions are being enforced.

Mr. Kratoville wished all the Mothers in the Village a Happy Mother's Day.

**2<sup>nd</sup> PUBLIC COMMENT: NONE**

**MOTION TO ADJOURN:**

Mayor Irving made a Motion to adjourn to Executive Session at 9:24PM for the purpose of discussing personnel matters involving Village employees. Trustee Yastrzemski seconded and a unanimous vote followed.

On a motion by Mayor Irving and seconded by Trustee McGann the Board unanimously voted to go back to open session at 10:41PM and the following resolutions were put forth:

***RESOLVED, THAT THE Board of Trustees hereby authorized the Mayor to sign an advertising contract for the Village Helipad with Rolling Thunder Media LLC subject to language approved by the Village Attorney and the satisfaction of all necessary indemnifications and insurances.***

On the motion of Trustee McGann and seconded by Mayor Irving, the resolution was unanimously approved.

***RESOLVED, THAT THE Board of Trustees hereby authorized the Mayor to sign a licensing agreement with Pedal Share for renting of bicycles at Agawam Park, Coopers and South Main Beaches subject to language approved by the Village Attorney and the satisfaction of all necessary indemnifications and insurances.***

On the motion of Trustee McGann and seconded by Trustee Yastrzemski, the resolution was unanimously approved.

***WHEREAS, THE Board of Trustees requested proposals to operate a surf school at a Village Beach for the summer of 2019; and,***

***WHEREAS, THE Village received two proposals from potential vendors; and,***

***WHEREAS, upon review of the two proposals, the Village determined to not proceed with a surf school for the 2019 beach season; therefore, be it***

***RESOLVED, THAT THE Board of Trustees reject all bids for a Surf School and returns any deposits to the applicants.***

On the motion of Mayor Irving and seconded by Trustee Hattrick, the resolution was unanimously approved.

**MOTION TO ADJOURN:**

Mayor Irving made a motion to adjourn the Public Meeting; Trustee Allan seconded the motion and a unanimous vote followed. The meeting was adjourned at 10:51PM.

Russell Kratoville, Village Administrator

5/9/19