

Board of Trustees
Public Session II Agenda

May 21, 2019

6:00 P.M.

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, Hatrick and Allan; Village Administrator Russell Kratoville.

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

PUBLIC COMMENT: NONE

BOARD PRESENTATIONS:

1. Ann Welker, Southampton Town Trustee – Lake Agawam Water Quality Monitoring

Ann Welker, Town of Southampton Trustee, addressed the Board regarding Lake Agawam and commended the Village on the projects they've undertaken in the past and those that are currently in progress. Ms. Welker proposed a partnership with Town Trustees and Village Trustees to monitor water quality on Lake Agawam. The proposition is for a 1-year pilot project that would include a telemetry buoy and hand-held probe for Lake Agawam to monitor nitrogen, etc. Ms. Welker stated that the "why" of this project was to form a partnership and generate the data and then look at additional projects going forward that we might seek funding for and target projects that would make a difference. She referenced East Hampton Town who has done studies on Georgica Pond using a telemetry buoy. The data generated has allowed the Trustees, working with the Friends of Georgica, to use an aquatic harvester that has removed some of the seaweed which is now helping the health of the pond. Ms. Welker stated that the Moriches Bay Project is also testing their water and Mecox Bay is being tested by Southampton Town Trustees to help keep the oyster population healthy.

Ms. Welker said that in order to begin a joint project they would need a letter of support from Village Board of Trustees and that the Village would split the cost

with the Town Trustees. The fee for this one-year project, headed by Dr. Christopher Gobler is \$10,000 so each party would contribute \$5,000.

Mayor Irving reinforced the concept of buoy monitoring which will give us data that will help to see if green algae is starting to bloom and should also provide a forewarning of a major fish kill.

Trustee McGann asked what is growing in the bottom of the lake and how we can prevent it. Ms. Welker said that one of the main things is to use less pesticides on the lawn and getting the lakeside homeowners to update their septic systems would be a great help.

Trustee Yastrzemski said that the matter would need to be reviewed with the Village Attorney to determine what would be entailed with such an agreement and establishing an Intermunicipal Agreement (IMA) with the Town Trustees.

Trustee Hattrick stated that he was very much in favor of the plan and would be ready to move forward with the partnership.

Ms. Welker commented that it was a pilot project and a first step and from there the data would give the Village and Trustees something to go forward with.

Trustee Allan asked Ms. Welker about the difference between the telemetry units suggested and the more advanced ones used at Georgica Pond. Ms. Welker referenced the Friends of Georgica website and noted that all the data and information could be seen there. She also said that the original proposal from Dr. Gobler was \$20,000 but the Town Trustees had asked them to reduce the cost. Ms. Allan asked Ms. Welker to find out what the price would be to include the nitrogen testing component.

Mr. Kratoville suggested that a small committee be convened with the Trustees, Dr. Gobler and the Southampton Town Trustees.

Ms. Welker said that time is of the essence as NY State hasn't begun its annual testing so ideally they would like to get this project started so that this data could be included in the baseline for the State's testing.

2. Lake Agawam Buffer Plan

Dan Gulizio, representing the neighbors for the Lake Agawam Buffer Plan reviewed the details of the plan and thanked the Board for their patience in working with the group to resolve the issues so that the end result could be a project that meets the Village concerns, meets the needs of the members of the group, and for the betterment of the Village. He stated that it has gone from a small

group of residents to a much broader group of people including 70 residents and the support of the Southampton Association.

This project proposed as a public/private partnership offers Village residents many advantages: improved water quality; opportunity to engage citizens in a meaningful way and provide education and protect the health and wellbeing of residents.

Mr. Gulizio said that the group is requesting support of the Village and would like to move forward and thanked the Village Attorney for taking the time to meet and review what the process would be to implement an agreement between the two parties. He said that the homeowner's group is respectfully requesting that the Village Board give a conditional approval of the plan subject to the satisfaction of the Trustees and the Village Attorney.

Trustee Yastrzemeski questioned the cost of the excavation work and Mr. Gulizio said that the cost of the project is approximately \$350,000 for excavation and \$350,000 for planting.

Gary Goleski, Superintendent of Public Works, questioned how do they know the scope of the work at this point? Mr. Gulizio commented that he did an inspection with Peconic Environmental Associates with the goal to do whatever was needed to remove the invasive material and rubble/debris that is in that area. He referred to Dr. Gobler's letter and his prior study which stated that 80% of the nitrogen entering the Lake is derived from onsite wastewater and fertilizers.

Mr. Gulzio said that even if the plan is approved this evening it would still be subject to meeting the conditions to satisfy the Village Attorney and if a plan cannot be agreed upon then the approval would be null.

Trustee Yastrzemeski asked if the members of the partnership understand that they have no additional stake in that land and if a different Board decides that they don't like the way the landscaping looks they would have the right to cut it down. Mr. Gulizio said they understand that the only rights are those that are stated in an agreement. Mr. Yastrzemeski said he is in complete agreement and would like to move forward with the project.

Village Attorney Bruyn said the issue is that this is public property and the viewshed has been the concern. He also stated that the Lake bottom is under the jurisdiction of the Town Trustees so they have to work with the Town to get their approval.

Mr. Goleski stated this is a beautification process and that there is no reason that there can't be plantings at a lower height used. He stated that Chic Voorhies of

Nelson Pope & Voorhies suggestion was to go in and clear cut the phragmites and then do a low planting – a sporadic planting every 30 feet or so. He stated that he felt dredging was the way to go and that the Governor had expressed interest in helping the issues of Lake Agawam. He asked that the Board not sell the public view for a beautification project. Mr. Gulizio stressed that it is not just a beautification project.

Mayor Irving reiterated that it was an updated plan presented and that he felt it also needed to go for a review. Trustee McGann said that the Board needed to review the plan as there were now excavation costs that needed to be considered.

Trustee Hattrick asked if the homeowners were to walk away from the plan what that it would mean for the Village and the costs. Trustee McGann asked why the concrete was put in the Lake; Mr. Goleski said it was to shore up the Lake and they would add leftover concrete to shore up the Lake and that it also widened the roadway at one area.

Trustee Yastrzemski asked what the next steps were; Mayor Irving stated that the plan had to be reviewed by Nelson Pope Voorhis and both Mayor Irving and Trustee McGann stated that they felt that the plan should be forwarded to the Zoning Board for review.

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 McGann seconded the motion. Village Attorney Bruyn stated it was the fourth public hearing and reviewed the proposed local law, referencing a report by the Planning Commission and a study conducted by Glynis Berry of a/b Associates.

Mayor Irving asked if there were any comments from the public or Trustees and there were none.

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

Mayor Irving made a motion to accept the proposed Local Law #6 of 2019. Trustee Yastrzemski seconded the motion and a roll call followed with voting as follows:

Trustee Yastrzemski: Aye; Trustee Allan: Aye; Mayor Irving: Aye; Trustee McGann: Aye; Trustee Hattrick: Aye.

COMMUNICATIONS TO THE BOARD:

Southampton Town – Public Hearings:

- a. Hampton Bays Overlay Zone
- b. Vending Vehicles as Accessory Use to Farm Stand

Village Administrator Kratoville reviewed the two Public Hearings that were scheduled to go before the Southampton Town Board.

The Trustees discussed the issue and how it might impact the Village as there is currently a farm stand on County Road 39 which is on Village property. Village Attorney Bruyn suggested the Board review the proposed law and decide if it's something they want to comment on

SUGGESTED RESOLUTIONS:

RESOLVED, that the reading of the minutes for the Public Session of May 9, 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.

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

RESOLVED, that the Village Board of Trustees authorize the settlement of an outstanding claim with AEC Engineering in the amount of \$16,000.00

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

Mr. Kratoville stated that there was an outstanding claim for work that was done at Village Hall and the Village determined a settlement of the claim in the amount of \$16,000.

RESOLVED, that the claims for the warrants dated May 21, 2019 totaling \$180,137.43 (Warrant #16 - General Fund), and \$90,756.75 (Warrant #13 – Capital Reserve Fund) be audited and approved.

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

RESOLVED, that the Board of Trustees approve the hiring of the following as employees at Coopers Beach for the 2019 season:

Assistant Beach Manager: Camryn Highsmith \$15.00/hr

Lifeguards:

Dave A. Nichols (Head Lifeguard)	\$23.00/hr
Mike Purcell	\$21.00/hr
Maggie Purcell	\$15.00/hr
Caroline Oakland	\$15.00/hr
David Q. Nichols	\$16.00/hr
Patrick Maloney	\$16.00/hr
Jordan Nichols	\$15.00/hr
Parker West	\$13.50/hr
Jayden Wilson-Pepitone	\$13.50/hr
Evelyn Purcell	\$13.50/hr
Caroline Polumbo	\$15.00/hr
Ray Sweeney	\$13.50/hr
Caroline Wetter	\$13.50/hr
Michele Cardo	\$17.00/hr
Matthew Giugliano	\$13.50/hr

Ticket Booth:

Amira Nation	\$9.50/hr
Kyla Seymore	\$9.50/hr
Reilly Zorko	\$9.00/hr
Laine Yastrzemski	\$9.00/hr
Autumn Wilson	\$9.00/hr
Shea Rodriguez	\$9.00/hr
Renata Burnett	\$9.00/hr

Beach Attendants:

William Hatrick	\$10.00/hr
Emmet Wetter	\$9.50/hr
Teddy Raffel	\$11.00/hr
Will Raffel	\$10.00/hr
Matthew Medio	\$10.00/hr
James Malone	\$10.00/hr
Daniel Aliakseyeu	\$9.50/hr
Sean Godfrey	\$9.50/hr
Ben Luss	\$10.00/hr
Charles Nichols	\$9.50/hr

<i>Griffin Schwartz</i>	<i>\$9.50/hr</i>
<i>Thayer Schwartz</i>	<i>\$9.00/hr</i>
<i>Turner West</i>	<i>\$9.00/hr</i>
<i>Darren Fahy</i>	<i>\$9.00/hr</i>
<i>Aiden Foster</i>	<i>\$9.00/hr</i>

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

DISCUSSION ITEMS:

**1. Peconic Bay Antique Auto Club –
Tour of the South Fork: October 26, 2019**

Julie Fitzgerald, Mayor’s Assistant, reviewed the letter of request and the proposed route. She informed the Board that she had checked with Southampton Soccer regarding use of the Downs Family Park for that day and that they had agreed to schedule an “away” game that day so that there would be no conflict with the Auto Tour.

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

**2. Southampton Village Commission On Veterans Affairs –
Parades: May 27 and July 4, 2019**

Village Administrator Kratoville reviewed the letter of request from the Combined Veterans Organization (CVO) to hold the Memorial Day Parade on May 27th and the Independence Day Parade on July 4th and to post notices of the parades.

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

**3. Capstone Event Group –
Hamptons’ Marathon: September 28, 2019**

Julie Fitzgerald reviewed the request from Capstone Event Group to hold the Hamptons Marathon and Half Marathon on Saturday, September 28th; a discussion of the event followed and the Board of Trustees asked Ms. Fitzgerald to go back to the organizers and ask who the beneficiaries of the 2018 event had been and how much money had been donated and who the beneficiaries would be for 2019.

4. Creative Concepts – Free Sunscreen Program

Julie Fitzgerald updated the Board on the request made by Creative Concepts to set up a free sunscreen dispenser at Coopers Beach, provided compliments of Stony Brook Southampton Hospital. The Board asked Ms. Fitzgerald to notify Binh Douglas, the operator of the Coopers Beach Concessions, that this would be installed.

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

Comments from Board Members:

Trustee Yastrzemski wished everyone a very Happy Memorial Day and weekend and reminded everyone that the Season was beginning and to be careful on the roads.

Trustee Allan thanked the landscapers for converting to battery operated and electric equipment rather than using gas powered equipment. She thanked Ms. Fitzgerald for the designing the ads for the Southampton Press and Mr. Kratoville commented that they had been well received.

Ms. Allan alerted restaurant owners to the fact that Suffolk County had adopted legislation stating that no polystyrene or foam could be used, effective January 1, 2020 and that the Town of Southampton had banned the use of plastic straws effective May 8, 2019.

Trustee McGann wished everyone a Happy Memorial Day, saying to stay safe and that she looked forward to seeing everyone at the Memorial Day Parade and service in Agawam Park.

Trustee Hattrick had no comment.

Mayor Irving commented that he had noticed that the Village was a lot quieter since the gas leaf blower ban had begun. He reminded the public that the Farmers Market, sponsored by the Southampton Chamber of Commerce would begin on Sunday, May 26 and continue through October 13th on the east side grounds at 25 Jobs Lane. Mayor also stated that there were many new stores in the business district and a few new restaurants that would be opening up.

The Mayor then showed a photo that had been shared by Charles Styler of himself kneeling at a grave of an unknown soldier at Cypress Park Cemetery in Brooklyn, which had graced the cover of the NY Daily News on May 31, 1944. Mayor Irving

encouraged everyone to reflect on the holiday and remember all those who have served and continue to serve our Country.

Mayor Irving also congratulated and offered his thanks to the Department of Public Works: Highway, Parks and Building and Grounds for all their hard work in getting the Village ready for the start of the Summer season.

2nd Public Comment: NONE

Motion to adjourn to Executive Session

Mayor Irving made a motion to adjourn to Executive Session at 8:40PM for the purpose of discussing contractual matters. Trustee Yastrzemski seconded the motion and a unanimous vote followed.

On a motion by Trustee Hattrick and seconded by Mayor Irving the Board unanimously voted to go back to open session at 10:37PM and the following resolutions were offered:

RESOLVED, THAT THE Board of Trustees hereby appoints Satty Levine as independent auditors for the Village fiscal year ending May 31, 2019.

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

RESOLVED, THAT THE Board of Trustees hereby appoints Satty Levine as independent auditors for the Village Justice Court fiscal year ending May 31, 2019.

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

Mayor Irving made a motion to adjourn the Public Meeting; Trustee McGann seconded the motion and a unanimous vote followed. The meeting adjourned at 10:40PM.

Russell Kratoville, Village Administrator

5/21/19