

21542

VILLAGE OF EAST HAMPTON BOARD OF TRUSTEES MEETING
HELD ON DECEMBER 16, 2022
AT THE EMERGENCY SERVICES BUILDING, 1 CEDAR STREET, EAST HAMPTON, NY AT 11:00 A.M.

After Mayor Larsen welcomed everyone the Pledge of Allegiance was held, followed by a Roll Call, attendance reflected below.

Present: Jerry Larsen, Mayor
Carrie Doyle, Trustee
Sarah Amaden, Trustee
Marcos Baladrón, Administrator
Vincent Messina, Village Attorney
Lisa Perillo, Village Attorney
David Collins, Superintendent of Public Works
David Jaycox, Central Garage
Drew Smith, Beach Manager
Billy Hajek, Planner
Michael Tracey, Police Chief
Ken Collum, Fire Marshall
Tom Preiato, Building Inspector
Hugh King, Historic Site Manager
Pamela J. Bennett, Village Clerk
Fire Chiefs D. Forrester, G. Eberhart & A. Verdugo
Ambulance Officers Mary Mott & Mary Ellen McQuire
Arthur Graham, Village Resident
Andrew Goldstein, Village Resident
Christina Straussfield, Guild Hall
Nick Bono & Casey Bloomberg, H2M Engineers & Architects
Matt Lownes, LTV
Richard Lewin, Photographer
Durrell Godfrey, East Hampton Star
Chris Gangemi, East Hampton Star
June Lester, Deputy Clerk/Administrative Assistant

Absent: Chris Minardi, Deputy Mayor
Sandra Melendez, Trustee

Mayor's Announcements

A moment of silence was held for village resident and former employee Katie Babcock. Mrs. Babcock was the village's beach manager from 1967 – 1979 and had previously worked as a crossing guard and traffic control officer. Mrs. Babcock was 98.

Mayor Larsen gave a brief last weekend's holiday events, which were well attended. On December 18th at 3:30 the first night of Hanukkah will be celebrated with the menorah lighting at Hook Mill with the Chabad of the Hamptons. On December 19th at 5 pm the 2nd night on Hanukkah will be celebrated with the menorah lighting at Hook Mill with the Jewish Center of the Hamptons at Hook Mill.

Hugh King, Village Historian & Historic Site Manager

Mr. King spoke of Samuel Gregory, Mayor from 1925 to 1930 and a staunch supporter of the purchase of Home Sweet Home. An honorary street sign has been placed at the intersection of Montauk Highway and North Main Street.

Home Sweet Home had 600 visitors last year, from 18 different countries.

Swearing in of Ambulance Chiefs & Fire Chiefs

Ambulance Association Chief Mary Mott and Assistant Chief Mary Ellen McGuire were sworn in, along with Fire Department Chief Engineer Duane Forrester, 1st Assistant Chief Gregory Eberhart and 2nd Assistant Chief Alex Verdugo.

Guild Hall – “Art In The Park” Sculpture Project

Christina Straussfield, Chief Curator at Guild Hall spoke briefly of the “Art In The Park” Initiative. Ms. Straussfield was very excited about the proposed placement of a renowned sculpture in the park - it will gain tremendous recognition, it'll be part of our community, and it'll be celebrated by everyone in the community because it'll be a piece of artwork that is renowned. Hopefully, Guild Hall will receive confirmation shortly. Guild Hall has reached out to a whole series of other artists and foundations. Ms. Straussfield thanked the mayor and the trustees for the support for public art and for art in general. Guild Hall's “Swept Away” this summer at the beach was attended by over 700 people.

Nick Bono of H2M – Siting Feasibility Analysis

The focus of what we were asked to do was to evaluate the feasibility of locating central treatment on two different properties, one of them being 29 King Street and the other one being the current DPW property on Accabonac Road. Essentially, what we look at when we do this is how much flow are you looking to treat? We were targeting about 75,000 gallon a day flow rate. We were looking at standard loading rates, which are customary, and the reason why I'm getting into that level of detail is to let you know that it plays a factor into the footprint and the area requirements. As we dug in and we looked at both sites, this is the King Street site, we had to factor in different setback requirements by code along with a litany of other items

Project Manager Casey Bloomberg worked on this project. Some of the regulatory requirements that we looked into was the New York State Dept of Environmental Conservation standards, as well as Suffolk County Dept of Health Services. The figure you see here identifies the 29 King Street site, and then per Suffolk County standards, there's setback distances that are required for a sewage treatment plant enclosed in a building, as well as the leaching pools to discharge the effluent to the groundwater. Based on this site and the setbacks required by Health Services, there is not enough area to site an STP there without a variance from Health Services.

The other site, 172 Accabonac Road, does offer availability for a sewage treatment plant, with approximately 1.7 acres available based on the setbacks and about nine acres for leaching pools. Based on Suffolk County standards, the 172 Accabonac is a more feasible site strictly based on that. We did a critical issues analysis to identify any environmental factors that could potentially affect the siting of a sewage treatment plant, which includes endangered species, archeological buffer areas, and groundwater. Those are all present at both of those sites and will just need to be reviewed further. We also identified three treatment plant processes that have been previously approved by DEC and Health Services. That includes the Best system, the SBR, and the MBR. We didn't go into a detailed design of which would be better for these sites, but these are approved treatment processes that have been used throughout Suffolk County. That diagonally hatched area in the middle of the property is the available acreage Casey alluded to that we've identified to be suitable to site treatment facilities. The larger diagonal hatched area is showing everywhere that you potentially could put leaching, although you wouldn't do it in areas that are already improved upon. This is just showing that within the property itself, you can meet the required setback distances if a facility were to be installed on that site to treat the sewage at the 75,000 gallon a day rate.

Kings Street - assuming that there's a variance where we can get relief from setbacks because you do front the railroad tracks there. The green space to the top of the page, to the north of that property, I believe, is village-owned property used for drainage, and I know the property to the west is currently agricultural use. It hasn't been purchased, the development rights haven't been purchased to preserve it. However, if that does happen, you potentially could get relief from setbacks there, which would then make this site more viable as opposed to trying to land within all the setback requirements.

Casey did allude to treatment process technologies, and the reason why that's important for this is it's an uphill battle as it is, trying to plan a project like this and trying to move forward. You do want to land yourself with a technology that's proper for the application, something that's approvable, something that people can operate and maintain, something that is well-known and well-tried and tested. We evaluated three that are used significantly throughout Suffolk County for issues such as this.

And what you see there is that hatched area in the middle, basically assuming a variance or assuming a relief on setback from the train tracks, it gives you that space to site a treatment facility, which is tight. And when we did evaluate the technologies, there are pros and cons associated with each one. There is one that lends itself to smaller footprints, however, there's a cost that you have to pay for that, and that would be the one that would probably be more appropriate for this site. There's a lot of assessment that needs to go on if you truly do decide to move forward. It's not just environmental impacts, it's community impacts, traffic impacts, there's a litany of things that you really need to do proper planning on.

Our focus was, can you physically place a treatment facility and recharge on each property? As we drilled down to it further, we really believe that it seemed more appropriate out of the two options that we looked at, was putting something on the DPW property, just because it had natural buffer space, it had adequate area, and currently, it's used for village purposes. You have vehicle traffic into and out of it, as opposed to this site. I think it would result in a larger impact, probably more pushback from the surrounding community. But again, those are things that would have to be evaluated as you move forward with a plan of this nature.

The next steps for the village, because this was such a high-level assessment, would be to discuss truly, is the service area that we base the flow on truly the service area, what is the ultimate goal? I understand that it's to improve water quality, and if it is, are we really targeting the right uses to really get the biggest benefit of water quality improvement? It plays a factor, especially as you try and move forward. Grants become all the more important, and to get rated high for grants, you want to show that you're really putting a proper plan in place to get the biggest benefit for the dollar value. As far as dollar value goes, just to construct a treatment facility of this size on these sites, we did a really high-level valuation, and I think we're landing somewhere in the 11-12 million dollar range. And that's really just to construct a facility to treat the water, it doesn't account for the pipes and the pumps to convey the water from the point of origin to the point of treatment, doesn't account for the planning efforts, it doesn't account for the design efforts to put documents together that are approvable so you can bid and go to construction for something like this. These projects are costly. They do take time to properly plan. And really, the next steps to move forward, if the village were to move forward, would be to engage a consultant to help assist with the mapping plan. And that really is the initial step that you take when you want to legally form an improvement district such as the one that you're looking to evaluate and move further with.

Village Attorney Vincent Messina questioned if, in terms of expandability, if the village sought to expand the district that is currently have targeted to include more surface area and more flow, could either of those sites accommodate more flow?

Nick Bono responded: Based on what we looked at, the DPW site definitely has more area to accommodate more flow. If you're looking at expandability, that's something, like I said, when you're putting a map plan together to evaluate this, especially for a village, the way it works is it's a village sewer system. You don't have a separate core of benefited properties, the benefit is to the entire village, which is a little different than town and county law. But when you evaluate that, you do need to work it into your plan on, all right, we're doing a village sewer system, what is our ultimate goal? With the understanding that you're going to have to phase it, you can't bite it all off at once, you've got to start somewhere. And where you start is really, it's a discussion, it's iterative, and it comes down to cost-benefit and what is the affordability to move forward relative to the benefit.

Mayor Jerry Larsen: Just some comments for the public so you know what's happening, this process was started by the previous board. And then when we came in, we continued the process and we are finding it difficult to find a location within the village to house this plant, if you will. We asked H2M to look at the two sites that we have narrowed down to being the most viable. The one on King Street, however, is not our property, so we would have to acquire that property first. And the Accabonac property is our property, so it looks like we're leaning more towards Accabonac because we did have brief discussions with the King Street owner, and I'm not sure he's interested in selling to us. And if he is, I don't know if it's affordable. And the last thing I would do would be to condemn a property for a project like this. I wouldn't want anyone to think that that would happen.

We do have our highway department, and that's probably going to be the most viable. At the same time, we have another track going where we hired another company to look at placing a non-conventional system under the parking lot in the long term lot. And that still has some teeth, I guess, but we wanted to start this track as well, in case that one fails. We do have a meeting later this month with that track, and we'll see what the county and the DEC have to say about that. That, I think, would be the most logical place to put it, if we can do it, is under the parking lot, in the long term lot, but it's really unknown if we can do it until we get approvals from the county and the state. We have both those things going and it's starting to look more and more like the highway department, but we'll just have to keep moving forward and we'll see where we end up. I thank you both for putting in that time and getting that done for us. Is there any other questions about that, anybody? No? All right. Next, June, we're up to public hearings.

1st Public Hearing: for Introductory 5-2022

After Mayor Larsen opening the public hearing at 11:20 a.m. for Introductory #5-2022, a proposed local law to amend Chapter 267-4. A. (Vehicles & Traffic; Parking prohibited in designated locations) to alleviate traffic flow, parking and line-of-sight issues on Dayton Lane near the Dayton Lane/Main Street intersection, as duly published in The East Hampton Star, the legislative intent of which was read:

INTRODUCTORY #05 – 2022

A Local Law amending Section 278-1 (Definitions; non-conforming buildings) and Section 278-3 (area, setback and height regulations) of the Zoning Code with respect to pickleball courts and tennis courts.

BE IT ENACTED by the Board of Trustees of the Village of East Hampton as follows:

SECTION I: Legislative Purpose and Intent. The game Pickleball is growing in popularity and the sounds generated by playing the game are well documented. The noise generated by the game has the potential to create a nuisance to Village residents and the Village Board of Trustees seeks to update the zoning code to impose certain requirements that will help mitigate the potential adverse impacts that can be caused by the sports of Pickleball. Given the fact that a Tennis Court can be easily retrofitted to play the game of Pickleball, the zoning code must also address the conversion of Tennis Courts into Pickleball courts.

SECTION II: Chapter 278 of the Code of the Village of East Hampton is hereby amended as follows (bold and underlined material is to be added, struck-thru material is to be deleted):

A. Definitions. For the purpose of this chapter, certain words and terms shall have the following meanings:

PLAYING COURT: A structure, or part thereof, which is designed or used for playing sports and consists of a playing surface of 375 square feet or more. All associated netting, fencing, backstops and other improvements shall be considered part of the playing court. Tennis courts, basketball courts, handball courts, racquetball courts, volleyball courts, ice rinks, **pickleball courts**, and other similar facilities shall be deemed included in this definition.

TENNIS COURT: A structure whole are partially outdoors consisting of a playing area of whatever composition used to engage in the game of tennis. A backstop, if constructed, consisting of netting, fencing or similar material and designed to prevent the passage of tennis balls shall be part of a tennis court.

PICKLEBALL COURT: A structure wholly or partially outdoors consisting of a playing area of whatever composition used to engage in the game of pickleball. A backstop, if constructed, consisting of netting, fencing or similar material and designed to prevent the passage of play balls shall be part of a pickleball court.

§278-3. Area, setback and height regulations.

A. Area, setback and coverage requirements.

(17) Tennis Court and Pickleball Courts on Residential Property.

- (a) Tennis Courts and pickleball courts are only permitted on lots containing a minimum area of 60,000 square feet.**
- (b) Tennis Courts and pickleball courts shall be constructed at least four feet below grade when Measured from the lowest adjacent natural grade.**
- (c) Pickleball courts shall be surrounded on three sides by a six-foot sound attenuation wall, placed no further than 10 feet from the edge of the court, constructed of a minimum of 3/4 -inch solid boards, and with the middle section of the wall on the court side closest to the nearest adjoining property line, or at the discretion of the building inspector, a similar product with at least the same dbA noise-reduction impact may be used in lieu of solid fencing provided height from the court surface is at least six feet and the AcoustiFence covers three sides.**

Continued on next page

(18) Lighting.

(a) No playing court on residential property shall contain lighting or illuminations.

C. ~~Lighting. There shall be no lighting of private tennis courts or private basketball courts within the residential areas of the Village.~~

There being no further discussion, Trustee Doyle made a motion to hold the hearing open to January 20, 2023, seconded by Trustee Amaden and carried unanimously.

NOTICE OF PUBLIC HEARING NOTICE IS HEREBY GIVEN THAT the Board of Trustees of the Village of East Hampton will hold a public hearing on the 16th day of December at 11:00 a.m. at the Emergency Services Building, One Cedar Street, East Hampton, New York, at which time all persons interested will be heard with respect to "A Local Law amending Section 278-1 (Definitions; non-conforming buildings) and Section 278-3 (area, setback and height regulations of the Zoning Code with respect to pickleball courts and tennis courts." INTRODUCTORY # 05-2022

LOCAL LAW NO. /2023

A Local Law amending Section 278-1 (Definitions; nonconforming buildings) and Section 278-3 (area, setback and height regulations) of the Zoning Code with respect to pickleball courts and tennis courts.

BE IT ENACTED by the Board of Trustees of the Village of East Hampton as follows:

SECTION 1. Legislative Purpose and Intent. The game Pickleball is growing in popularity and the sounds generated by playing the game are well documented. The noise generated by the game has the potential to create a nuisance to Village residents and the Village Board of Trustees seeks to update the zoning code to impose certain requirements that will help mitigate the potential adverse impacts that can be caused by the sports of Pickleball. Given the fact that a Tennis Court can be easily retrofitted to play the game of Pickleball, the zoning code must also address the conversion of Tennis Courts into Pickleball courts.

SECTION 11. Chapter 278 of the Code of the Village of East Hampton is hereby amended as follows (bold and underlined material is to be added; struck-thru material is to be deleted):

§278-1. Definitions; nonconforming buildings.

A. Definitions. For the purpose of this chapter, certain words and term shall have the following meaning:

PLAYING COURT: ~~A structure or part thereof which is designed or used for playing sports and consists of a playing surface of 375 square feet or more. All associated netting, fencing, backstops and other improvements shall be considered part of the playing court.~~ tennis courts, basketball courts, handball courts, racquetball courts, volleyball courts, ice rinks, pickleball courts, and other similar facilities shall be deemed included in this definition.

TENNIS COURT: A structure whole or partially outdoors consisting of a playing area of whatever composition used to engage in the game of tennis. A backstop, if constructed, consisting of netting, fencing or similar material and designed to prevent the passage of tennis balls shall be part of a tennis court.

PICKLEBALL COURT: A structure wholly or partially outdoors consisting of a playing area of whatever composition used to engage in the game of pickleball. A backstop, if constructed, consisting of netting, fencing or similar material and designed to prevent the passage of play balls shall be part of a pickleball court.

§278-3. Area, setback and height regulations.

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December 15, 2022

Jerry Larsen, Mayor
Village of East Hampton
86 Main Street
East Hampton, New York 11937-2730

Dear Mayor Larsen and Members of the Board:

I am writing to ask that you revise the proposed local law addressing pickleball courts before adopting the proposed legislation.

The proposed local law does far more than regulate pickleball courts. Now, for the first time, there will be a minimum acreage requirement of 60,000 square feet for installation of a tennis court, and all tennis courts will have to be sunken by at least four feet from "natural grade."¹ This makes the proposed law far more restrictive than the Sagaponack legislation on which it was modeled, which imposes no new restrictions on tennis courts but only on pickleball courts if they are constructed by modifying an existing tennis court.

The new proposed restrictions on tennis courts are onerous and are far more restrictive than the current code. We question why any more restrictions on tennis courts are needed. More than five years ago, in March of 2017, the Village adopted a code change that doubled the setback for playing courts of all kinds (and swimming pools). We are aware of no complaints concerning tennis courts by neighbors, and none were mentioned in the discussion that occurred at the work session when this law was discussed.

Judging by the discussion that took place at the Board's work session, the restrictions on tennis courts were included as a preemptive measure to address conversion of tennis courts to pickleball courts. As a practical matter, there is no reason to have such a preemptive measure. The issue with pickleball courts is that they are noisy neighbors, and if there is an "illegal" conversion of a tennis court to a pickleball court, neighbors are sure to complain, giving the Village ample opportunity to enforce the pickleball court restrictions.

Sincerely,



Leonard I. Ackerman

LIA:pd

cc: All members of the Board
Village Clerk
Vinnie Messina, Esq.
Billy Hajek
Lorraine McKay

¹ The term "natural grade" is not defined in the Village's code; presumably this term should be changed to "finished grade," which is a defined term.

2nd Public Hearing: for Introductory 6-2022

After Mayor Larsen opening the public hearing at 11:25 a.m. for Introductory #6-2022, "a proposed local law to amend Chapter 267-1. A. (Vehicles & Traffic; Speed Limits) to set a speed limit of 25 miles per hour on village roadways", as duly published in The East Hampton Star, the legislative intent of which was read:

INTRODUCTORY #06 – 2022

A Local Law amending Section 267 (Vehicles and Traffic) to set a speed limit of 25 miles per hour on all public roadways in the village, with the exceptions listed in § 267-1.A.

BE IT ENACTED by the Board of Trustees of the Village of East Hampton as follows:

SECTION I: Chapter 267-1 of the Code of the Village of East Hampton is hereby amended as follows (bold and underlined material is to be added, struck-thru material is to be deleted):

- A. No person shall operate a motor vehicle or motorcycle on any public highway within the corporate limits of the Village of East Hampton (with the exception of the territory on Montauk Highway, which, as posted, varies from 50 to 40 to 30 in various locations, and the public highways listed in § 267-1.**B, C, D, E and F**, which ~~as are~~ posted, **varies 20 to 15 25** miles per hour) at a rate of speed in excess of 30 25 miles per hour.
- B. No person shall operate a motor vehicle or motorcycle on any public highway within the corporate limits of the Village of East Hampton listed below at rate of speed in excess of ~~30~~ **25** miles per hour.

- (1) ~~Toilsome Lane~~
- (2) ~~Gingerbread Lane~~
- (3) ~~Cooper Lane~~
- (4) ~~Lumber Lane~~
- (5) ~~Race Lane~~
- (6) ~~Egypt Lane~~
- (7) ~~Fithian lane~~
- (8) ~~Hunting Lane~~
- (9) ~~Davids Lane~~
- (10) ~~Pondview Lane~~
- (11) ~~Dunemere Lane~~
- (12) ~~Further Lane~~
- (13) ~~Newtown lane~~
- (14) ~~Railroad Avenue~~
- (15) ~~Georgica Road~~
- (16) ~~Lily Pond Lane~~
- (17) ~~Cross Highway~~
- (18) ~~Church Lane~~
- (19) ~~James Lane~~
- (20) ~~Apaquogue Road~~
- (21) ~~Ocean Avenue~~
- (22) ~~Baiting Hollow Road~~
- (23) ~~Amy's Lane~~
- (24) ~~Hither Lane~~
- (25) ~~Dayton Lane~~
- (26) ~~LaForest Lane~~

There being no further discussion, Trustee Doyle made a motion to hold the hearing open to January 20, 2023, seconded by Trustee Amaden and carried unanimously.

NOTICE OF PUBLIC HEARING NOTICE IS HEREBY GIVEN THAT the Board of Trustees of the Village of East Hampton will hold a public hearing on the 16th day of December, 2022, at 11:00 a.m. at the Emergency Services Building, One Cedar St., East Hampton, New York, at which time all persons interested will be heard with respect to "A Local Law amending 267-1.A, Vehicle and Traffic; Speed Limits, to set a speed limit of 25 miles per hour on village roadways".

INTRODUCTORY # 06-2022

LOCAL LAW NO. -2023

A Local Law amending Chapter 267 (Vehicles and Traffic) to set a speed limit of 25 miles per hour on all public roadways in the village, with the exceptions listed in § 267-1.A.

BE IT ENACTED by the Board of Trustees of the Village of East Hampton as follows:

SECTION I. Chapter 267-1 of the Code of the Village of East Hampton is hereby amended as follows (underslined material is to be added, struck-through material is to be deleted):

§267-1. Speed limits.

~~B.~~ No person shall operate a motor vehicle or motorcycle on any public highway within the corporate limits of the Village of East Hampton (with the exception of the territory on Montauk Highway which, as posted, varies from 50 to 40 to 30 in various locations, and the public highways listed in § 267-1. B C, D, E, and F which as are posted, varies from 25-35 miles per hour) at a rate of speed in excess of 25 miles per hour.

~~B.~~ No person shall operate a motor vehicle or motorcycle on a public highway within the corporate limits of the Village of East Hampton listed below at a rate of speed in excess of 25 miles per hour:

- (1) Toilsome Lane;
- (2) Gingerbread Lane;
- (3) Cooper Lane;
- (4) Lumber Lane;
- (5) Race Lane;
- (6) Egypt Lane;
- (7) Pithian Lane;
- (8) Hunting Lane;
- (9) Davids Lane;
- (10) Pondview Lane;
- (11) Dunemere Lane;
- (12) Further Lane;
- (13) Newtown Lane;
- (14) Railroad Avenue;
- (15) Georgia Road;
- (16) Lily Pond Lane;
- (17) Cross Highway;
- (18) Church Lane;
- (19) James Lane;
- (20) Apaquogue Road;
- (21) Ocean Avenue;
- (22) Baiting Hollow Road;
- (23) Amy's Lane;
- (24) Hisher Lane;

- (25) Dayton Lane;
- (26) Elm Forest Lane;

SECTION II. SEVERABILITY.

If any section or subsection, paragraph, clause, phrase or provision 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 III. EFFECTIVE DATE

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

Dated: November 18, 2022

BY ORDER OF THE BOARD OF TRUSTEES OF THE VILLAGE OF EAST HAMPTON

By: Marcos Baladrón, Village Administrator
21-2/133

Gloria Frazee voiced her support of the legislation, but felt more traffic calming measures should be researched and voiced concerns over blind curves.

21550

Resolution #296-2022; Approve claim vouchers for the month of November.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #297-2022; Approve Warrants as listed:

#21	11/30/2022	GUARANTEES-NOV'22	#25	12/16/2022	GEN FUND #1 – DEC'22
#23	11/30/2022	GEN FUND #2-NOV'22	#26	12/16/2022	GEN FUND-WARRANT DEC'22
#24	11/30/2022	LOSAP - NOV'22	#27	12/16/2022	CAPITAL FUND-DEC'22

Trustee Amaden: So moved. Trustee Doyle: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #298-2022; Approve Budget Transfer Schedule #2, Reference #2, dated December 2022.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #299-2022; Approve minutes from meeting held on November 3rd & 18th, and December 1st of 2022.

Trustee Amaden: So moved. Trustee Doyle: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #300-2022; Approve departmental reports.

Trustee Amaden: So moved. Trustee Doyle: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

MONTHLY DEPARTMENTAL REPORTS

BUILDING DEPARTMENT/CODE ENFORCEMENT

To: Mayor Larsen and The Village Board of Trustees

From: Tom Preiato, Principal Building Inspector



CC: Marcos Baladron, Village Administrator

Chief Tracey, Lt. Erickson, EHVPD,

Date: December 01, 2022

Re: Monthly Report for NOVEMBER 2022

Building Permits Issued (incl. 6 additional work):	15
Demolition Permits:	0
Limited Work Permits:	2
Signs:	1
Storm Water (SWPPP)	1
Garage/Yard Sale:	3
Inspections Performed:	136
Certificate of Occupancies/ Compliance:	14
Updated Certificate of Occupancies:	7
Notice of Violations:	9
Stop Work Orders:	0

21551

M5 NEW PERMIT REPORT FROM 11/01/22 – 11/30/22

Department	Application Date	Permit Date	Permit Number	Permit Type	Permit Status	Permit Owner	Work Address	Work Priority	Company	Contractor	Contractor Email	Work Description	Fee Total	Cost of Construction
	10/01/2022	11/07/2022	11-2002	TEMPORARY SIGN PERMIT	OPEN	301 MAIN STREET EAST HAMPTON NY 11937	151 HANF STREET	8-19-21	OH HISTORICAL SOCIETY	No name found		TEMPORARY SIGN PERMIT		
	10/24/2022	11/04/2022	12-2002	GARAGE SALE	OPEN	207 VALENCIA ROAD WEST PALM BEACH FL 33401	100 PANTIGO ROAD	4-7-26-2	JACKSON LIONEL S. & JOSETTE G	No name found		GARAGE SALE		
	10/18/2022	11/2/2022	11035-22	BUILDING PERMIT	OPEN	C/O BLAKE EAST HAMPTON NY 11937	71 PANTIGO ROAD	4-7-21	EASTERN ELECTRICAL CONTRACTORS	MICHAEL SPINALE JACKSON AVENUE SOUTH HAMPTON BAYS NY 11968 631-728-1100 MSEE@EASTERN ELECTRICAL.COM	MKE@EASTERN ELECTRICAL.COM	REMOVE & REPLACE POOL & SPA, A NEW PATIO, ADAAN CRYSTAL PAVALON	\$2,300.00	\$400,000.00
	10/25/2022	11/3/2022	00011-22	LIMITED WORK - SANITARY	OPEN	20 PARKBERRY STREET EAST HAMPTON NY 11937	77 GEORGICA ROAD	13-2-18	EAST END EXCAVATING CORP	PETER GERMESPO BOX 4236 EAST HAMPTON NY 11937 631-324-1316 eastendexcavating@gmail.com	eastendexcavating@gmail.com	LIMITED WORK - SANITARY INNOVATIVE AND ALTERNATIVE ON-SITE WASTEWATER TREATMENT SYSTEMS		\$10,750.00
	10/16/2022	11/01/2022	11047-22	BUILDING PERMIT	OPEN	THE YELLOW TRUST C/O VAL COHEN 221 BEVERLY DR 2ND FL BEVERLY HILLS CA 90212 (310)296-6020	17 MADESTONE AVENUE	2-3-1	DACODA HOMES	ERIC LIBERTIA EVANVIEW HIGHWAY EAST HAMPTON NY 11937 206/777-5002 ERIC@DACODAHOMES.COM	ERIC@DACODAHOMES.COM	INTERIOR FINISH NEW SIDING WINDOWS AND ROOF	\$1,965.00	\$657,000.00
	10/18/2022	11/01/2022	11038-22	BUILDING PERMIT	CLOSED	207 VALENCIA ROAD WEST PALM BEACH FL 33401	100 PANTIGO ROAD	4-7-26-2	JACKSON LIONEL S. & JOSETTE G			PARTIALLY FINISHED BASEMENT	\$20,000	\$100,000
	11/15/2022	11/16/2022	11-2022	GARAGE SALE	OPEN	55 TOLSON LAKE EAST	55 TOLSON LAKE	8-1-16	BASSETT PAPERIE	No name found		GARAGE SALE		
	10/19/2022	11/21/2022	11039-22	BUILDING PERMIT	OPEN	161 ORCHARDWAY SOUTH FOREST HILLS NY 11375	7 SHEPHERD ROAD	1-4-16	GUANGA CARPENTRY	MIGUEL GUANGA SEABRIGHT AVENUE EAST HAMPTON NY 11937 631(709-6891 GUANGACARPENTRY@HOTMAIL.COM	GUANGACARPENTRY@HOTMAIL.COM	POURING OVER EXISTING LANDING NO CHANGE IN FOOTPRINT	\$285.00	\$7,500.00
	10/27/2022	11/21/2022	1009-22	SWPPP	OPEN	SUITE 400 ADVENTURA FL 33100	71 APAQUOQUE ROAD	12-6-9	DANABRO ANDREWS ENGINEERING PLLC	APAQUOQUE 72 LLC		STORMWATER POLLUTION PREVENTION PLAN	\$2,000.00	
	11/15/2022	11/22/2022	00012-22	LIMITED WORK - SANITARY	OPEN	128 FIFTH AVENUE 15TH FLOOR NEW YORK NY 10011	215 FURTHER LAKE	3-2-15	EAST END EXCAVATING CORP	PETER GERMESPO BOX 4236 EAST HAMPTON NY 11937 631-324-1316 eastendexcavating@gmail.com	eastendexcavating@gmail.com	LIMITED WORK - SANITARY INNOVATIVE AND ALTERNATIVE ON-SITE WASTEWATER TREATMENT SYSTEMS		
	10/24/2022	11/22/2022	11045-22	BUILDING PERMIT	OPEN	SUITE 400 ADVENTURA FL 33100	71 APAQUOQUE ROAD	12-6-9	WEMAR AIR CORP	CHRIS 40788MANOZZO 97TH AVENUE NEW YORK NY 10001 212-228-8211 CKLTH@MANOZZOENGINE.COM	CUTTERMAN@OBERKE.COM	REMOVE POOL ADDITION & FRONT WINDWALL/POOL PORCH LET HOUSE & MOVE TO NEW LOCATION ON PROPERTY. NEW REAR ADDITION & WORK AROUND POOL. NEW POOL STORAGE BARN & POOL BALL COURT	\$81,000.00	\$8,000,000.00
	11/23/2022	11/23/2022	00067-22	OUTDOOR DINING	OPEN	C/O ROBERT PATTON SAC HAMPTON NY 11937	55 HANF STREET	3-6-25-3	55 HANF STREET LLC			OUTDOOR DINING-10 SEATS		
	11/2/2022	11/23/2022	11041-22	BUILDING PERMIT	OPEN	BENNETT ROSS ANNE HAMPTON NY 11937	25 GEORGICA ROAD	11-7-17	MAY JACK PLUMBING	MAY JACK PLUMBING PO BOX 1250 RANDOLPH NY 11949 631-509-1829		INTERIOR RUPD	\$1,320.00	\$600,000.00
	10/20/2022	11/23/2022	11042-22	BUILDING PERMIT	OPEN	120 OLD POST ROAD B001	71 PONDVIEW LANE	9-1-9-10	ERIC PETERSON ARCH	ERIC PETERSON 440 HANF STREET WEST HAMPTON NY 11978 631-925-1903 INFO@PETERSONARCHITECTURALWORKS.COM	INFO@PETERSONARCHITECTURALWORKS.COM	NEW 57'x10' DETACHED GARAGE, POOL AND A GENERATOR	\$27,550.00	\$5,448,550.00
	11/16/2022	11/29/2022	11043-22	BUILDING PERMIT	OPEN	5VE NY 10583 221 CONGRESS STREET BROOKLYN NY 11201	22 BOULEVARD LAKE	8-15-11	PECORIC PROPANE	MICHAEL DIAMANDO 158 COUNTY ROAD 19 SUITE 1 SOUTHAMPTON NY 11968 631-267-4000 DIAMAND@CKEANELECTRIC.NET	EDIAMAND@CKEANELECTRIC.NET	GENERATOR & GAS FIREPLACE	\$190.00	\$10,000.00
	11/15/2022	11/28/2022	11044-22	BUILDING PERMIT	OPEN	P.O. BOX 415 SAC HAMPTON NY 11937	27 JONES ROAD	12-7-2	AT YOUR SERVICE PLUMBING & HEATING INC	JON ZACHERTAS BROADWAY ROAD SHERLEY NY 11967 atyourservice.com	atysph@aol.com	GENERATOR	\$400.00	\$40,350.00

21552

DEPT OF PUBLIC WORKS MONTHLY REPORT DECEMBER 2022 MEETING

FALL DAILY ROUTINE:

- Trash collection 3 days a week M,W,F
- Policing of public areas and road shoulders
- Sidewalks blown Thursdays weather permitting
- Privy
- Mowing
- Saturday & Sunday trashing
- Plant watering
- Leaf program daily 3 employees assigned
- 1 employee assigned Central Garage for 2 weeks

SHADE TREES: 3 employees assigned

Pruning hazards

Newtown Ln business district pruning of trees away from buildings completed*

Newtown Ln business district pruning of trees away from buildings completed**

North Main business district pruning completed

* 1 removal

** 2 removals

BUSINESS DISTRICT:

- Weeding
- Pruning flowers
- Flags holiday & half staff
- Graffiti removed various locations.
- Fithian Ln new 2 new trees installed (L VIS)
- N Main 1 new tree installed (L VIS)
- Misc. minor sidewalk issues addressed
- Holiday decorations prepped and installed

ROAD SURFACE:

- Sweeping
- Sign straightening / replacement
- Storm Drain Cleaning (contractor)
- Paving 2 locations (contractor)
- Crack sealing

MISCELLANEOUS:

- 13 replacement trees installed (L VIS)
- Split rail repair
- Storage area project
 - footings poured storage for containers (Masons)
 - Storage area and ramp paved (contractor)
 - 2 Containers set (DPW)
 - Knee walls installed (Masons)
- Brick pile at DPW sorted and palletized (masons)
- Sidewalk extension Central Garage Storage container (Masons)
- Footings for Traffic Cone shed poured (Masons)
- Traffic Cone shed relocated
- Apron poured for Traffic Cone shed (Masons)
- Dayton Property clean up
- Town pond north end clean up
- New tree watering
- Sidewalk sections replaced Race, Fresno, Pantigo, Collins, (Masons)

Road Opening Permits issued prior month:	11	114YTD
Denied prior month:	1	
Violation Found	0	

Solid waste collected in November:

Trash	14.87 tons (Wednesdays are based on average daily totals)	199.20 YTD
Brush / Wood	11.81 tons (does not include disposal at private facilities)	174.87YTD
Other Debris	2.15 tons	27.12YTD

David Collins, Superintendent

VILLAGE OF EAST HAMPTON Central Garage

Monthly report for November 2022

Vehicle maintenance for DPW:

1. Prep machines needed for daily use.
2. Start prep for mowing trailer and machines for winterization.
3. #1- Removed salt spreader controls and wiring for use in new truck equipped for salting.
4. #2- Completed the truck restoration including all hydraulic systems, body and light installation, rear fenders, new rims and tire mount, and test systems.
5. #10- Full service and lube, check fluids, lights, replaced front brakes and rotors, new rims and tires.
6. #14- Road call to Main street, engine not running well, made needed repairs to get to shop and repair correctly with new parts.
7. #18- Sweeper full service and lube, all new filters, engine oil, drive hub oils, new coolant tank, and change two rear tires with new.
8. #20- Removed and replaced heater core.
9. #25- Repaired driver door hinge assemblies.
10. Accept delivery of new Freightliner Truck at dealer now to be taken for upfitting.
11. Make necessary repairs daily to working leaf machine to maintain good operation.
12. #51 Ventrac- Full service and lube, get ready for winter use, start prep of cab and salter, installed leaf bagging system with mower deck for fall use
13. Repaired asphalt patch wagon blower motor for correct operation.
14. Continue on the complete engine rebuild of the diesel engine removed from the second leaf machine.

Vehicle maintenance for Beaches:

1. Winterization of the surf rake, cleaned, lubed, and stored at Georgia.
2. Serviced Massey Ferguson tractor for winter use.

Vehicle maintenance for FD:

1. Performed all weekly truck checks.
2. 9-1-1 Repair rear rotator beacon.
3. 9-1-2 Perform DPF regeneration, repaired spot lights, and install new Hurst tool system.
4. 9-1-5 Repair rear tail lights.
5. 9-1-30 Full service and lube, check fluids, lights, brakes, install new batteries, replaced cracked coolant bottle, repaired two leaking tires.

Vehicle maintenance for PD:

1. 410- Full service and lube, check fluids, brakes, lights, rotate tires.
2. 411- Full service and lube, check fluids, brakes, lights, rotate tires.
3. 413- Pull out of service to have rear window replaced. Perform NYS inspection.
4. CRU1- Repaired a broken brake caliper bolt, check all others and aired up tires.
5. TCO1- Full service and lube, check fluids, brakes, lights, 2 new tires, replaced a leaking radiator and a leaking coolant overflow bottle.

Vehicle maintenance for EMS:

1. Perform all weekly checks.
2. 9-1-17 Repaired E-brake handle and panel, replaced air tank drain.
3. 9-1-18 Replaced engine batteries
4. 9-1-80 Full service, lube, check fluids, brakes, lights, rotate tires.

Vehicle maintenance for Code Enforcement:

1. Tahoe: Full service, lube, check fluids, lights, brakes, rotate tire, order parts for EVAP repair.

TO: EAST HAMPTON VILLAGE BOARD OF TRUSTEES
FROM: MICHAEL J. TRACEY, CHIEF OF POLICE
SUBJECT: POLICE ACTIVITY REPORT

UNIFORM DIVISION ACTIVITY REPORT FOR NOVEMBER 2022

(Codes 030 -693)

21 Aided Cases
59 Alarms Answered by the Patrols
6 Arrests Made by the Department
([1] Driving While Intoxicated and/or Impaired Arrests Included in Above Total)
9 Assists to Disabled Motorists
Beach Patrol – 0 hours
Building Check – 60 hours
0 Child Safety Seat Inspections
Door Checks – 60 hours
7 Doors Found Open by the Patrols
0 Escorts
0 Fingerprinting
Foot Patrol – 20 hours
36 Motor Vehicle Accidents
237 Traffic Summonses Issued
(72 Speeding Summonses Issued)
1 Village Code Summonses Issued
(0 Animal on Beach Summonses Issued)
(0 Sign Summonses Issued)
237 Village Parking Summonses Issued

Complaints Investigated:

Cases Received: 20
Cases Closed: 10

Paperwork Received from Court:

Arrest Warrant: 0
Bench Warrant: 1
Criminal Summons: 0
Seal Orders: 0
Supporting Deposition Requests: 1

MONTHLY GASOLINE USEAGE

October Gasoline Total – 1,839.61 Gallons

November Gasoline total not received at time report submitted.

PERSONNEL

Total Hours of Overtime Worked:

Non-Grant - Arrests, Cases, Shift Coverage *(Codes 161 - 181):* 20.4 Eight-Hour Shifts
Non-Grant - Foot Patrol, Street Crime, Other *(Codes 188 - 190):* 2.5 Eight-Hour Shifts
Grants - STOP-DWI, Speed, Seatbelt *(Codes 185 - 187):* 0 Eight-Hour Shifts

Total Hours of Time Taken Off:

Holidays, Personal, PBA Days, Vacation, Injured on Duty, Sick Time, DE Days, Compensatory Time, XDO, Funeral Days *(Codes 202 - 401):* 78 Eight-Hour Shifts

Respectfully submitted,
MICHAEL J. TRACEY
Chief of Police

TO: EAST HAMPTON VILLAGE BOARD OF TRUSTEES
FROM: MICHAEL J. TRACEY, CHIEF OF POLICE
SUBJECT: DISPATCH ACTIVITY REPORT

DISPATCH ACTIVITY REPORT FOR NOVEMBER 2022

- 93 Calls Dispatched for East Hampton Fire Department
 - East Hampton Village - 37*
 - Water District - 35*
 - NW Protection District - 21*
 - Mutual Aid - 0*
- 82 Calls Dispatched for East Hampton Ambulance Association
 - East Hampton Village - 30*
 - Water District - 28*
 - NW Protection District - 20*
 - Mutual Aid - 4*
- 75 Calls Dispatched for East Hampton First Responder
 - East Hampton Village - 30*
 - Water District - 26*
 - NW Protection District - 19*
 - Mutual Aid - 0*
- 811 Calls Dispatched for East Hampton Village Police Department
- 670 Calls Dispatched for East Hampton Town Police Department
- 335 Calls Dispatched for Sag Harbor Village Police Department
- 32 Calls Dispatched for Amagansett Fire Department
- 34 Calls Dispatched for Amagansett Ambulance
- 49 Calls Dispatched for Montauk Fire Department
- 49 Calls Dispatched for Montauk Ambulance
- 41 Calls Dispatched for Sag Harbor Fire Department
- 70 Calls Dispatched for Sag Harbor Ambulance
- 16 Calls Dispatched for Springs Fire Department
- 46 Calls Dispatched for Springs Ambulance
- 0 Calls Dispatched for Town Haz-Mat Team
- 0 Calls Dispatched for Ocean Rescue Team
- 28 Miscellaneous FD Events *
 - East Hampton - 17*
 - Amagansett - 2*
 - Montauk - 3*
 - Sag Harbor - 3*
 - Springs - 3*
- 30 Miscellaneous EMS Events *
 - East Hampton - 8*
 - Amagansett - 9*
 - Montauk - 5*
 - Sag Harbor - 4*
 - Springs - 4*
- 704 911 Calls Received
- 2,896 7-Digit Telephone Calls Received / Placed
- 54 Walk-In Complaints / Information

**Miscellaneous Events: Units in and out of service; General Fire/EMS Info; Alarms cancelled before dispatched; Test Calls*

PERSONNEL:

Overtime:

Shift Coverage (Codes 653-672): 20 Eight-Hour Shift/s

Training Hours (Code 615-616): 5 Eight-Hour Shift/s

Time Off:

Holidays, Personal, Union Days, Vacation, Sick Time, Compensatory Time (Codes 624-651): 61.5 Eight-Hour Shift/s

Respectfully submitted,
MICHAEL J. TRACEY
Chief of Police

Resolution #301-2022; Approve authorization to open a Dime Bank checking account and NY Class interest bearing account for Ameriflex' Dental & Eye HRA Benefits.

Trustee Amaden: So moved. Trustee Doyle: Seconded. Mayor Larsen: All in favor?
Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #302-2022; Approve Fire Dept Hartford Life and Accident Insurance plan, cost not to exceed \$25,000.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?
Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #303-2022; Approve 2023 agreement with Circuit Transit, Inc (previously Hamptons Free Ride).

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?
Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #304-2022; Approve \$750.00 fee for Non-Resident Beach Parking Permits, as per village code section 267-5.C., for the 2023 season.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?
Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #305-2022; Approve modification of Building Permit fee structure as per below memo.

Trustee Melendez: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?
Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

BUILDING DEPARTMENT
88 Newtown Lane

Memorandum

DATE: December 8, 2022
TO: Mayor Larsen and The Village Board of Trustees
CC: Marcos Baladron, Village Administrator
Vincent Messina, Village Attorney
FROM: Tom Preiato, Principal Building Inspector
RE: Building Permit Fees

I respectfully ask that our current fee schedule for building permits be reconsidered. I believe our fee has remained unchanged for at least 15 years.

In comparison to the fees of surrounding municipalities, I noticed that we are substantially lower than some. The Villages of Sag Harbor and Southampton both use a set percentage (1.25 and 1.5% respectively) of the estimated cost of construction, which we may consider doing in the future.

For example, a fee on \$1,000,000- of estimated construction cost in Sag Harbor would generate a fee of \$12,500- and Southampton \$15,000.00 (Southampton Village actually goes up to 1.65% for costs over one million.), whereas here in the Village of East Hampton, our fee currently is only \$5,050.00

Perhaps we might look at moving to the percentage methodology, like matching Sag Harbor's 1.25%.

Resolution #306-2022; Approve enrollment for Matthew MacPherson to attend Commercial Driver License Training at Precision Driving School. Cost of course \$1,990.00 (Training Budget account A501041)

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?
Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #307-2022; Deem surplus and approve the disposal/online auction sale of the following items: 2008 Chevrolet 3500 dump truck with plow, 2003 Ford E450 flatbed dump truck and salt spreader.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?
Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #308-2022; Accept the low bid for 2022/2023 season, annual request of snow removal, rates per hour from Bistran Materials Inc., for four (4) Village streets and five (5) Village parking lots.

Trustee Amaden: So moved. Trustee Doyle: Seconded. Mayor Larsen: All in favor?
Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #309-2022; Notice to bidders for the following Department of Public Works bids: 1. Herrick Park Public Bathroom cleaning, 2. Sidewalks, 3. Curbs & Aprons.

Trustee Amaden: So moved. Trustee Doyle: Seconded. Mayor Larsen: All in favor?
Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #310-2022; Adopt updated Conditions of Employment policy, as per D. Cummings Dec. 9th memo.

Trustee Amaden: So moved. Trustee Doyle: Seconded. Mayor Larsen: All in favor?
Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

86 Main Street
East Hampton, New York 11937-2730

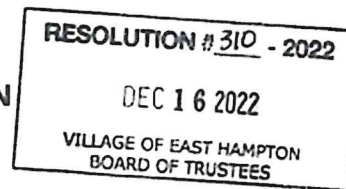
JERRY LARSEN, Mayor



Phone 631.324.4150
Fax 631.324.4189
www.easthamptonvillage.org

VILLAGE OF EAST HAMPTON
Office of
Treasurer

Memo



Date: December 8th, 2022
To: Board of Trustees
From: Dominique Cummings
RE: Updated Conditions of Employment

1. HOLIDAYS:

All non-contract employees, except those in the Police, Highway and Fire Departments and Home Sweet Home shall be entitled to the following paid holidays: (1) New Year's Day; (2) Martin Luther King, Jr. Day; (3) Presidents' Day; (4) Good Friday; (5) Memorial Day; (6) Juneteenth; (7) Independence Day; (8) Labor Day; (9) Columbus Day; (10) Veterans' Day; (11) Thanksgiving Day; (12) the day after Thanksgiving Day; (13) ~~half-day~~ Christmas Eve; (14) Christmas Day; and (15) ~~half-day~~ New Year's Eve.

Employees of the Police (non-contract), Highway and Fire Departments and Home Sweet Home shall be entitled to ~~fourteen~~ fifteen (14) (15) days per annum for holidays. If an employee is unable to observe a holiday on the designated day or it may within the fiscal year, he/she may, with the consent of his/her Department Head, take the holiday on an alternate date. In the alternative, if an employee foregoes a holiday, the employee shall receive regular per diem compensation thereof.

2. HEALTH INSURANCE:

The Village offers health insurance to all non-contract employees and their families, subject to plan limitations, deductibles and co-payments that the Village may choose.

Employees hired after January 1, 2011, and any elected official appointed or elected after January 1, 2017 shall be required to contribute 15% of the cost of the premium, not to exceed 3% of the employees/official's base salary for that year.

The dental/optical benefit shall be limited to a maximum annual payment of (~~\$2,250~~) \$2,300 per employee effective January 1, 2023.

Any questions, please contact Susan Steckowski at ssteckowski@easthamptonvilalge.org

RESOLUTION #310-2022

CONDITIONS OF EMPLOYMENT

(deleted text is struck-thru; added text is in bold and underlined)

WHEREAS, the Board is desirous of formalizing and making uniform certain benefits to be afforded its employees, other than contract employees,

NOW, THEREFORE, upon motion of Trustee, duly seconded by Trustee, the following standard rules are hereby adopted for the aforementioned non-contract employees of the Village.

1. OVERTIME:

Overtime shall consist of all work in excess of forty (40) hours per week, except in the case of office staff; it shall be for work beyond thirty (30) hours per week. Each employee shall be entitled to pay at the rate one and one-half (1 1/2) times the employee's hourly rate of pay for overtime worked, except overtime worked on Saturday, Sunday or legal holidays shall be entitled to double time. Hourly rates shall be determined by dividing annual salary by 260 days times 8 hours (2080) except for office staff which shall be annual salary divided by 260 days times 6 hours (1560).

2. VACATION LEAVE:

All full-time employees, except as herein provided, shall be entitled to the following annual vacation days:

- 10 working days per annum after one (1) year of employment;
- 15 working days per annum after two (2) years of employment;
- 20 working days per annum after four (4) years of employment.

All full-time employees, except as herein provided, that are hired as of January 1, 2022, shall be entitled to the following annual vacation days:

- 10 working days per annum upon hiring; (to be prorated if 1st year of employment not completed);
- 10 working days per annum after one (1) year of employment;
- 15 working days per annum after three (3) years of employment;
- 20 working days per annum after five (5) years of employment

Employees may accumulate unused vacation days to a maximum of ninety (90) days. Employees shall be paid for accumulated vacation days in excess of ninety (90) days at the end of each fiscal year. At the time of termination of employment, employees shall be entitled to a cash payment in lieu of any unused accumulated vacation days up to the maximum of ninety (90) days to be paid at the employee's most recent rate of pay. Employees shall have the option of utilizing unused accumulated vacation days as terminal leave. Accrued vacation days shall be prorated over any partial year of employment. In the event of death of an employee, the employee's designated beneficiary shall be paid pursuant this section.

Subject to limitations below, employees shall be entitled to take their vacations when they so desire. However, department heads shall have the ultimate right to schedule vacations, based on the needs of the department, such as work-load and time of the year.

By September 1 of each calendar year, department heads shall submit to the Clerk a report providing the vacation, holiday, personal and sick leave of all personnel for the preceding fiscal year.

3. HOLIDAYS:

All non-contract employees, except those in the Police, Highway and Fire Departments and Home Sweet Home shall be entitled to the following paid holidays: (1) New Year's Day; (2) Martin Luther King, Jr. Day; (3) Presidents' Day; (4) Good Friday; (5) Memorial Day; (6) Juneteenth; (7) Independence Day; (8) Labor Day; (9) Columbus Day; (10) Veterans' Day; (11) Thanksgiving Day; (12) the day after Thanksgiving Day; (13) Christmas Eve; (14) Christmas Day; and (15) New Year's Eve.

Employees of the Police (non-contract), Highway and Fire Departments and Home Sweet Home shall be entitled to fourteen (14) days per annum for holidays. If an employee is unable to observe a holiday on the designated day or it may within the fiscal year, he/she may, with the consent of his/her Department Head, take the holiday on an alternate date. In the alternative, if an employee foregoes a holiday, the employee shall receive regular per diem compensation thereof.

4. PERSONAL LEAVE:

All non-contract employees shall be entitled to personal leave days at the discretion of the department head, to attend to personal business, family bereavement and like necessities. Personal leave shall not be given immediately prior to or following sick time taken or vacation leave.

5. SICK LEAVE:

All non-contract employees shall be entitled to normal sick leave, defined as illness or injury, which prevents the employee from reporting to work.

The Village shall cover any non-contract employee and pay that employee's normal rate of pay in the event of catastrophic illness (*i.e.*, a severe illness or injury requiring prolonged hospitalization or recovery) as follows:

- Four (4) or more years of service, 180 calendar days;
- Seven (7) or more years of service, 365 calendar days.

In the event of permanent disability, a non-contract employee may, if eligible, be required to apply for a disability retirement (under the NYS Retirement System) as an alternative to the foregoing catastrophic coverage if the employee is deemed permanently disabled by his/her treating physician or an independent physician appointed by the Village.

A department head may require a doctor's certificate from an employee's treating physician for sick leave that exceeds three (3) days or if there is a pattern of sick leave usage. Abuse of sick leave will result in disciplinary action.

Should the Village Board of Trustees decide at any time to obtain disability income coverage for non-contract employees, the Village shall pay to any disabled employee the difference, if any, between said payments to said employee and the employee's normal rate of pay, during the allowed period of sick leave.

6. IMPROVEMENT PAY:

A non-contract employee shall be entitled to a payment of one percent (1%) of base salary for every fifteen (15) college credits earned by the employee while employed by the Village, not to exceed four percent (4%) of base salary. The department head shall certify such credits as relevant and useful to the position in question. Payment shall be made by adding 1/24th of the annual increment to each bi-monthly paycheck.

7. LONGEVITY:

Non-contract employees shall be entitled to longevity payment pursuant to the following schedule of continuous full-time service for the Village:

- a) At the completion of seven (7) years of continuous service: \$1,850.
- b) At the completion of ten (10) years of continuous service: \$2,750.
- c) At the completion of fifteen (15) years of continuous service: \$3,250.
- d) At the completion of twenty (20) years of continuous service: \$3,750.
- e) At the completion of twenty-five (25) years of continuous service: \$4,250.
- f) At the completion of thirty (30) years of continuous service: \$4,750.
- g) At the completion of forty (40) years of continuous service: \$5,000.

Computations shall be each fiscal August 1st for years completed prior to the following February 1st, the midpoint of the Village's fiscal year. Longevity payments in the final year of employment shall be payable at termination and based on the prior year of completed service or prorated for any portion thereof. Payment shall be made by a lump sum with the last November payroll.

8. UNIFORMS:

Certain departments are required to wear uniforms. Employees will be instructed by their department heads on uniform protocol. Uniforms will be provided, at the Village's expense. Employees who require a uniform accommodation must advise their department head. The Village will make any accommodations required by law.

9. HEALTH INSURANCE: (*amended 01/21/11, 01/05/12, 12/19/14, 11/18/16, 12/16/16, 12/15/1, 12/16/22*)

The Village offers health insurance to all non-contract employees and their families, subject to plan limitations, deductibles and co-payments that the Village may choose.

Employees hired after January 1, 2011, and any elected official appointed or elected after January 1, 2017 shall be required to contribute 15% of the cost of the premium, not to exceed 3% of the employees/official's base salary for that year.

The dental/optical benefit shall be limited to a maximum annual payment of \$2,300 per employee effective January 1, 2023.

10. RETIREMENT/TERMINATION:

Non-contract employees shall be entitled to Section 751 of the New York State Retirement System. Health insurance coverage shall be provided by the Village during the employee's retirement. The Village shall pay 100% of the premium contribution for the employee and his or her family during retirement, except that employees hired after January 1, 2011 and any elected official appointed or elected after January 1, 2017 shall be required to contribute 15% of the annual premium.

11. DEFERRED COMPENSATION:

Non-contract employees shall be eligible for the Village's public employee deferred compensation plan, which requires no contribution from the Village.

12. UNITED STATES ARMED FORCES RESERVE PROGRAM:

Section 242(5) of the New York State Military Law provides, as follows:

Pay for thirty calendar days. Every public officer or employee shall be paid his salary or other compensation as such public officer or employee for any and all periods of absence while engaged in the performance of ordered military duty, and while going to and returning from such duty, not exceeding a total of thirty calendar days in any one continuous period of such absence.

13. MATERNITY LEAVE:

A non-contract female employee with four (4) years of continuous service shall be entitled to eight (8) weeks of consecutive paid maternity leave and a non-contract female employee with less than four (4) years of continuous service shall be entitled to four (4) consecutive weeks paid maternity leave to care for a newborn child.

Leave to care for a newborn child shall not extend any leave an employee may be eligible for under the Family Medical Leave Act (FMLA).

Eligible employees should submit a request leave as soon as possible, but in no event less than thirty (30) days prior to the commencement of leave.

While an employee is on an approved leave, the Village will maintain the employee's health insurance coverage under the same terms and conditions which applied prior to the commencement of leave. While on leave, the employee will remain responsible for the employee's portion of health insurance premium when actively at work. If the employee fails to return to work at the conclusion of leave, employment may be terminated and continuing health insurance coverage may be available through COBRA.

Dated: December 16,2022

Amendments to Conditions of Employment:

- 01/05/07 (HEALTH INSURANCE) dental/optical benefit increased to \$1,600.
- 10/17/08 (HEALTH INSURANCE) dental/optical benefit increased to \$1,800
- 01/21/11 (HEALTH INSURANCE) employees hired after 01/01/11 shall be required to contribute to the cost of the premium
- 08/19/11 (LONGEVITY) increased: 7 yrs - \$1,600, 10 yrs - ~~\$2,300~~ \$ 2,500, 15 yrs - ~~\$2,800~~ \$3,000, 20 yrs - ~~\$3,300~~ \$3,500, 25 yrs - ~~\$3,900~~ \$4,000, 30 yrs - \$4,500.
- 01/05/12 (HEALTH INSURANCE) dental/optical benefit increased to \$1,900
- 12/19/14 (HEALTH INSURANCE) dental/optical benefit increased to \$2,000
- 11/18/16 (HEALTH INSURANCE) dental/optical benefit increased to \$2,200
- 12/16/16 (HEALTH INSURANCE) Para.9 & Para. 10; to specifically include elected officials appointed after 1/ 1/17 to be required to contribute 15% of the cost of the premium, not to exceed 3% of their base salary for that year)
- 01/05/17 (HEALTH INSURANCE) dental/optical benefit reduced/corrected to \$2,150
- 11/15/19 (HEALTH INSURANCE) dental/optical benefit increased to \$2,250
- 07/02/20 (LONGEVITY) increased: 7yrs ~~\$1,600~~ \$1,850, 10yrs ~~\$2,500~~ \$2,750, 15yrs ~~\$3,000~~ \$3,250, 20yrs ~~\$3,500~~ \$3,750, 25yrs ~~\$4,000~~ \$4,250, 30yrs ~~\$4,500~~ \$4,750, (added) 40yrs \$5,000
- 07/30/21 (HOLIDAYS) Juneteenth added by Res.#53-2021
- 12/17/21 (VACATION LEAVE) amended by Res.94-2021
- 12/16/22 (HOLIDAYS) Christmas & New Years Eves full days off, & (HEALTH INSURANCE) dental/optical increased to \$2,300

21561

Resolution #311-2022; Approve Ambulance Association membership changes as listed: 1) Resignation of Tamara Espinosa, eff. 11/16/22, 2) Donna Collins to exempt status, eff. 12/31/22 (member since 2005) and 3) Sandra Vorpahl to exempt status, eff. 2/28/23rd, 2023 (member since 1997)

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #312-2022; Appoint Kathryn Davis to the Design Review Board, term to expire on 12/31/24 and Dennis Limonius to the Planning Board, term to expire on 12/31/27.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #313-2022; Authorize the appointment of Perillo & Hill LLP (Lisa Perillo) as Village Attorney at an annual sum of \$100,000, effective January 1st, 2023.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #314-2022; Promote Kim Preiato to the position of Secretary to the Fire Marshal and Ambulance Chief with an increase in annual salary of \$4,000.00, effective January 1, 2023.

Trustee Amaden: So moved. Trustee Doyle: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #315-2022; Create the position of Secretary to the Planning Board.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #316-2022; Approve appointment of Gabrielle McKay to the position of Secretary to the Planning Board at the annual starting salary of \$55,000.00, effective January 1, 2023.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #317-2022; Approve appointment of Marissa Cangiolosi to the position of Secretary to the Mayor at the annual starting salary of \$55,000.00, effective January 1, 2023.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #318-2022; Accept Custodial Worker III/Facilities Manager Frederick Verity's retirement, effective January 31st, 2023.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #319-2022; Accept Resignation of Joseph Yurkewitch as an employee of the Department of Public Works with \$5,335.87 payout, effective November 15th, 2022.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #320-2022; Authorize employment termination of Kyle Vorpahl, and approve the \$500.00 payout for accumulated time.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?

Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Resolution #321-2022; Notice for public hearing to be held on January 20th, 2022 at 11:00 a.m. at the Emergency Services Building, 1 Cedar St., for Introductory #7-2022, a proposed local law amending the designation of Mill Road as a one-way street and Stop Streets at Mill Road and James Lane.

Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?

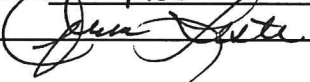
Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

21562

Resolution #322-2022 ("walk-on resolution") Notice for public hearing to be held on January 20th, 2022 at 11:00 a.m. at the Emergency Services Building, 1 Cedar St., re: road abandonment/easement on Spaeth Lane.
Trustee Doyle: So moved. Trustee Amaden: Seconded. Mayor Larsen: All in favor?
Deputy Mayor Minardi: Absent. Trustee Melendez: Absent. Trustee Doyle: Aye. Trustee Amaden: Aye
Mayor Larsen: Aye.

Trustee Doyle made a motion to close the meeting at 11:55 a.m. and enter into an executive session to discuss personnel, legal issues and real estate, seconded by Trustee Amaden and carried unanimously.

(APPROVED BY BOARD OF TRUSTEES JANUARY 20, 2023)

FILED VILLAGE OF EAST HAMPTON DATE: <u>January 27, 2023</u> TIME: <u>9:00 am</u> 
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