



## **Town Board Meeting of March 2, 2007 East Hampton, New York**

### **I. Call to Order**

10:00 AM Meeting called to order on March 2, 2007 at Town Hall Courtroom, 159 Pantigo Road, East Hampton, NY.

<b>Attendee Name</b>	<b>Organization</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Debra Foster	Town of East Hampton	Councilwoman	Present	
Pete Hammerle	Town of East Hampton	Councilman	Present	
Pat Mansir	Town of East Hampton	Councilwoman	Present	
Brad Loewen	Town of East Hampton	Councilman	Absent	
William McGintee	Town of East Hampton	Supervisor	Present	

### **II. Minutes Approval**

1. Friday, February 16, 2007

### **III. Public Portion**

Bryan Byrnes discussed ADA and the grandfather clause and the law allowing businesses to comply when resources become available.

### **IV. Resolutions**

#### **A. COUNCILWOMAN FOSTER**

1. **Resolution 2007-297**

**Category:** Public Hearing  
**Sponsors:** Councilwoman Debra Foster  
**Department:** Town Attorney

#### **Fee Schedule Public Hearing and Notice Public Hearing**

Pursuant to Section 247 of the General Municipal Law and Chapter 16 of the Town Code, the Town Board of the Town of East Hampton will hold a public hearing in the Town Hall Court Room, 159 Pantigo Road, East Hampton, on March 16, 2007 at 10:30 a.m. or as soon thereafter as the same may be heard, to hear comments of all persons wishing to be heard concerning the following grant of a scenic and conservation easement to the Town of East Hampton:

GRANTOR: Kevin and Kathleen Fee  
TYPE OF EASEMENT: Scenic and Conservation

DATE OF EASEMENT: December 8, 2006  
 LOCATION: East Lake Drive, Montauk  
 SCTM #300-020-02-25 & 3  
 REVIEWING AGENCY: Zoning Board of Appeals;

and be it

FURTHER RESOLVED, that the Town Clerk is hereby directed to publish a Notice of Public Hearing in the March 8, 2007 edition of the East Hampton Star.

**NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that pursuant to Section 247 of the General Municipal Law of the State of New York and provisions of the East Hampton Town Code, the Town Board of the Town of East Hampton, New York, will hold a public hearing in the Town Hall Courtroom, 159 Pantigo Road, East Hampton, New York, on Friday, March 16, 2007 at 10:30 a.m. or as soon thereafter as this matter may be heard, concerning the following grant of scenic and conservation easement to the Town of East Hampton:

GRANTOR: Kevin and Kathleen Fee  
 TYPE OF EASEMENT: Scenic and Conservation  
 DATE OF EASEMENT: December 8, 2006  
 LOCATION: East Lake Drive, Montauk  
 SCTM #300-020-02-25 & 3  
 REVIEWING AGENCY: Zoning Board of Appeals

✓ Vote Record - Resolution RES-2007-297						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**2. Resolution 2007-298**

**Category:** Public Hearing  
**Sponsors:** Councilwoman Debra Foster  
**Department:** Town Attorney

**Ford Notice Public Hearing and Schedule Public Hearing**

Pursuant to Section 247 of the General Municipal Law and Chapter 16 of the Town Code, the Town Board of the Town of East Hampton will hold a public hearing in the Town Hall Court Room, 159 Pantigo Road, East Hampton, on March 16, 2007 at 10:30 a.m. or as soon thereafter as the same may be heard, to hear comments of all persons wishing to be heard concerning the following grant of a Scenic and Conservation easement to the Town of East Hampton:

GRANTOR: David Ford  
 TYPE OF EASEMENT: Scenic and Conservation  
 DATE OF EASEMENT: October 27, 2006

LOCATION: 58 Shipwreck Drive, Amagansett  
 SCTM #300-152-02-08.30  
 REVIEWING AGENCY: Zoning Board of Appeals;

and be it

FURTHER RESOLVED, that the Town Clerk is hereby directed to publish a Notice of Public Hearing in the March 8, 2007 edition of the East Hampton Star.

**NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that pursuant to Section 247 of the General Municipal Law of the State of New York and provisions of the East Hampton Town Code, the Town Board of the Town of East Hampton, New York, will hold a public hearing in the Town Hall Courtroom, 159 Pantigo Road, East Hampton, New York, March 16, 2007 at 10:30 a.m. or as soon thereafter as this matter may be heard, concerning the following grant of scenic and conservation easement to the Town of East Hampton:

GRANTOR: David Ford  
 TYPE OF EASEMENT: Scenic and Conservation  
 DATE OF EASEMENT: October 27, 2006  
 LOCATION: 58 Shipwreck Drive, Amagansett  
 SCTM #300-152-02-08.30  
 REVIEWING AGENCY: Zoning Board of Appeals

✓ Vote Record - Resolution RES-2007-298						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**3. Resolution 2007-299**

**Category:** Public Hearing  
**Sponsors:** Councilwoman Debra Foster  
**Department:** Town Attorney

**Glenn Behr Schedule Public Hearing and Notice of Public Hearing**

Pursuant to Section 247 of the General Municipal Law and Chapter 16 of the Town Code, the Town Board of the Town of East Hampton will hold a public hearing in the Town Hall Court Room, 159 Pantigo Road, East Hampton, on March 16, 2007 at 10:30 a.m. or as soon thereafter as the same may be heard, to hear comments of all persons wishing to be heard concerning the following grant of a scenic and conservation easement to the Town of East Hampton:

GRANTOR: Glenn Behr  
 TYPE OF EASEMENT: Scenic and Conservation  
 DATE OF EASEMENT: February 7, 2007  
 LOCATION: 274 Fairview Avenue, Montauk

SCTM #300-19-9-12

REVIEWING AGENCY: Zoning Board of Appeals;

and be it

FURTHER RESOLVED, that the Town Clerk is hereby directed to publish a Notice of Public Hearing in the March 8, 2007 edition of the East Hampton Star.

**NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that pursuant to Section 247 of the General Municipal Law of the State of New York and provisions of the East Hampton Town Code, the Town Board of the Town of East Hampton, New York, will hold a public hearing in the Town Hall Courtroom, 159 Pantigo Road, East Hampton, New York, March 16, 2007 at 10:30 a.m. or as soon thereafter as this matter may be heard, concerning the following grant of scenic and conservation easement to the Town of East Hampton:

GRANTOR: Glenn Behr  
 TYPE OF EASEMENT: Scenic and Conservation  
 DATE OF EASEMENT: February 7, 2007  
 LOCATION: 274 Fairview Avenue, Montauk  
 SCTM #300-19-9-12  
 REVIEWING AGENCY: Zoning Board of Appeals

✓ Vote Record - Resolution RES-2007-299						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**4. Resolution 2007-300**

**Category:** Conference  
**Sponsors:** Councilwoman Debra Foster  
**Department:** Town Board

**Attend Microsoft Word Training - JoAnne Pahwul**

BE IT RESOLVED, that JoAnne Pahwul, Assistant Planning Director, is hereby authorized to attend CareerTrack's one-day training program "Getting the Most from Microsoft Word" on March 8, 2007 at the Islandia Marriott Hotel Long Island in Hauppauge at a cost of \$99.00 for the registration fee, plus allowable meal expenses, payable out of Budget Account #A6773.54200 upon properly submitted vouchers; and be it further

RESOLVED, the Town Clerk is hereby requested to forward a copy of this resolution to the appropriate individuals.

✓ Vote Record - Resolution RES-2007-300						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Secunder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**B. COUNCILMAN HAMMERLE**

**1. Resolution 2007-301**

**Category:** Appointments  
**Sponsors:** Councilman Pete Hammerle  
**Department:** Human Resources

**Appointment - Michael Caputo, Automotive Mechanic IV - Highway Department**

WHEREAS, in accordance with the CSEA contract this position has been posted 010-2007 from January 25, 2007 through February 7, 2007 and Michael Caputo, Automotive Mechanic III has the required qualifications for the position, now therefore be it

RESOLVED, that Michael Caputo be and he is hereby appointed to the full-time position of Automotive Mechanic IV with the Highway Department at the hourly rate of \$20.589 (Salary Grade 22 - Step 1) with no change in budget account number, said appointment to take effect retroactive to February 18, 2007, and be it further

RESOLVED, that the probationary period for this appointment be for the period of 12 weeks, and be it further

RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the appropriate personnel.

✓ Vote Record - Resolution RES-2007-301						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Secunder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**2. Resolution 2007-302**

**Category:** Conference  
**Sponsors:** Councilman Pete Hammerle  
**Department:** Town Board

**Attend Eastern Region Helicopter Council Meeting - Jim Brundige**

WHEREAS. the Eastern Region Helicopter Council (ERHC) is an opportunity for Airport Manager Jim Brundige to meet with the owners and operators of helicopters that utilize the East Hampton Town Airport; now, therefore be it

RESOLVED, that Jim Brundige is hereby authorized to use a Town vehicle to attend the ERHC quarterly meeting to be held on March 21st at the Teterboro Airport in Teterboro, NJ; and, be it further

RESOLVED, that all allowable expenses incurred, including hotel (March 20th) and meals are to be paid from Budget Account #SX5610.54200, upon properly submitted vouchers; and, be it further

RESOLVED, the Town Clerk is hereby requested to forward a copy of this resolution to the appropriate individuals

✓ Vote Record - Resolution RES-2007-302						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**3. Resolution 2007-303**

**Category:** Conference  
**Sponsors:** Councilman Pete Hammerle  
**Department:** Town Clerk

**Attend Notary Class - Lisa Valcich - Purchasing**

RESOLVED, that Lisa Valcich be and she is hereby authorized to attend the Notary Public Preparation Class, at the cost of \$55.00, which is to be held Wednesday, April 11, 2007 at the East Hampton High School; and be it further

RESOLVED, that the tuition cost incurred shall be reimbursed from budget account A 1345.54210; upon voucher properly submitted

✓ Vote Record - Resolution RES-2007-303						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**4. Resolution 2007-304**

**Category:** Appointments  
**Sponsors:** Councilman Pete Hammerle  
**Department:** Human Resources

**Share Time - Edgar Alvarez**

RESOLVED that Edgar Alvarez be and is hereby authorized to participate in the share-time program as approved by the Town Board effective March 3, 2007. Said Share Time will be paid 34 hours per pay period to supplement Worker's Compensation Insurance in order that Mr. Alvarez receives his full pay as long as share time is available or until he is cleared to return to work and be it further

RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the appropriate personnel.

✓ <b>Vote Record - Resolution RES-2007-304</b>						
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/> Adopted	Debra Foster	Second	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**5. Resolution 2007-305**

**Category:** Personnel Misc.  
**Sponsors:** Councilman Pete Hammerle  
**Department:** Human Resources

**Extended Sick Leave Granted - John Lenz**

WHEREAS, According the Article VI, section E2 of the Town of East Hampton and CSEA bargaining unit agreement John Lenz is entitled to Extended Sick Leave not to exceed 180 days now therefore be it

RESOLVED, that John Lenz be and he is hereby granted Extended Sick Leave under the terms and conditions of the Town of East Hampton/ CSEA bargaining unit contract. Said leave to be effective 3/2/07 and be it further

RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the appropriate personnel.

✓ <b>Vote Record - Resolution RES-2007-305</b>						
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/> Adopted	Debra Foster	Second	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**6. Resolution 2007-306**

**Category:** Personnel Misc.  
**Sponsors:** Councilman Pete Hammerle  
**Department:** Human Resources

**Pay-Out At Retirement - Douglas Tikkanen**

WHEREAS, in accordance with the CSEA/Town of East Hampton bargaining unit agreement and the policy of the town of East Hampton earned Vacation, Sick & Compensatory time is to be paid upon retirement from employment, and

WHEREAS, Douglas Tikkanen retired his full-time employment effective 2/17/2007, and audited time records indicate that he has an accrued vacation time balance of 65.5 hours, accrued sick time balance of 380.75 hours, and accrued compensatory time of 2 hours now therefore be it

RESOLVED, that the Finance Office be authorized to cut a check through payroll from the appropriate payroll account for vacation time (\$978.83), sick time (\$5,689.93), compensatory time (\$29.89) and prorated longevity (\$175.00) for a gross total of \$6,873.65 to Douglas Tikkanen as a final pay-out and be it further

RESOLVED that the Town Clerk is requested to forward a copy of this resolution to the appropriate parties

✓ Vote Record - Resolution RES-2007-306						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted			<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Debra Foster	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pete Hammerle	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**7. Resolution 2007-307**

**Category:** Approvals  
**Sponsors:** Councilman Pete Hammerle  
**Department:** Town Board

**Authorize Sale - Giant Vac Leaf Loader - Highway Department**

WHEREAS, the East Hampton Town Highway Department has a Giant Vac leaf loader (Unit #LL10), and JCP Landscapers wishes to purchase same; now, therefore be it

RESOLVED, that the Superintendent of Highways is hereby authorized, under the provisions of General Municipal Law Section 103 (6), to sell the above referenced Giant Vac leaf loader for \$501.00; and, be it further

RESOLVED, that the Town Clerk is hereby requested to forward a copy of this resolution to the appropriate individuals.





✓ <b>Vote Record - Resolution RES-2007-32</b>						
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Secunder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**2. Resolution 2007-308**

**Category:** Personnel Misc.  
**Sponsors:** Councilwoman Pat Mansir  
**Department:** Human Resources

**FMLA - Joan Salazar**

WHEREAS, Joan Salazar, Senior Center Manager with the Human Services Department has requested and is found to be qualified for a Family and Medical Leave of Absence (FMLA) now therefore be it

RESOLVED, that, in accordance with the CSEA Town of East Hampton Bargaining Unit Contract and in compliance with the Family and Medical Leave Act (FMLA), Joan Salazar be and she is hereby granted a 12 weeks leave effective March 14, 2007. In accordance with the provisions of the Family Medical Leave Act & Town FMLA Policy, medical benefits will continue and available accrued sick, vacation and personal time will be paid prior to the utilization of unpaid leave and be it further

RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the appropriate personnel.

✓ <b>Vote Record - Resolution RES-2007-308</b>						
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Secunder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**3. Resolution 2007-309**

**Category:** Amendment  
**Sponsors:** Councilwoman Pat Mansir  
**Department:** Human Resources

**Amend Start Date - Jose Vargas**

WHEREAS, by resolution 2007-270 Jose Vargas was appointed to the position of Mini-Bus Driver now therefore be it

RESOLVED, that resolution 2007-270 be and is hereby amended to have an effective date of February 26, 2007 with no other changes and be it further

RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the appropriate personnel

✓ Vote Record - Resolution RES-2007-309						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**4. Resolution 2007-310**

**Category:** Approvals  
**Sponsors:** Councilwoman Pat Mansir  
**Department:** Town Board

**Approve Expenses - Mental Health Awareness Day**

WHEREAS, the Town's Department of Human Services has collaboratively worked with Southampton's Department of Human Services, their Disabilities Advisory Board and the local NAMI (National Alliance for the Mentally Ill) chapter to co-sponsor the Third Annual East End Mental Health Awareness Day on March 24, 2007 for consumers, family members, providers and concerned members of our communities; and

WHEREAS, this Mental Health Awareness Day will be held at Southampton High School from 8:00 a.m. to 3:30 p.m. and will include a keynote speaker, the renowned Dr. David Schaich, workshops focusing on understanding mental illness in children and adolescents, bipolar disorder, schizophrenia, mental illness and aging, depression and keeping mentally fit, and a panel discussion of survivors and people in recovery from mental illness; now, therefore be it

RESOLVED, the Town Board approves the following expenses payable from indicated Budget Accounts upon properly submitted vouchers:

Southampton High School rental of space - \$1,300.00; Keynote speaker Dr. David Scaich - fee of \$1,700.00; Abe Lurie, Workshop Presenter "Mental Health and Aging" - fee of \$300.00; Town of Southampton Senior Nutrition Program - Food/paper goods for Lunch - \$1,700.00 and WLNG Radio advertising \$990.00, all taken from Budget Account #A6773.54500; and

King Kullen breads and baked goods for continental breakfast, \$300.00 payable out of Budget Account # A6773.54401; and, be it further

RESOLVED, the Town Clerk is hereby requested to forward a copy of this resolution to the appropriate individuals.

✓ Vote Record - Resolution RES-2007-310						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**5. Resolution 2007-311**

**Category:** Personnel Misc.  
**Sponsors:** Councilwoman Pat Mansir  
**Department:** Human Resources

**Completion of Probation - Andrew Gaites, Environmental Analyst**

WHEREAS, by Resolution #2006-1105, dated August 17, 2006, the Town Board appointed Andrew Gaites to the position of Environmental Analyst pending completion of his probationary period, and

WHEREAS, Andrew Gaites has successfully completed his probationary period of 26 weeks, now therefore be it

RESOLVED, that Andrew Gaites be permanently appointed to the position of Environmental Analyst, and be it further

RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the appropriate personnel.

✓ Vote Record - Resolution RES-2007-311						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**6. Resolution 2007-312**

**Category:** Conference  
**Sponsors:** Councilwoman Pat Mansir  
**Department:** Town Clerk

**Attend Training - Kennedy & Bousson - Marine**

WHEREAS, Ed Michels, Sr. Harbormaster, has requested that Frank Kennedy, and Donald Bousson, be authorized to attend the 2007 NASBLA Boating Accident Investigation Seminar sponsored by US Coast Guard, to be held Sunday, April 15th through Friday, April 20th, 2007 in East Syracuse, NY; now, therefore be it

RESOLVED, that Frank Kennedy and Donald Bousson are hereby authorized to attend said training from April 15th through April 20th, 2007 in East Syracuse, NY; and be it further

RESOLVED, that Frank Kennedy and Donald Bousson are hereby authorized the use of a town vehicle for transportation to and from said training; and be it further

RESOLVED, that all allowable travel expenses incurred are to be paid from Budget Acct. A7230.54231 (Harbors & Docks - Training) upon voucher properly submitted.

✓ Vote Record - Resolution RES-2007-312						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**D. SUPERVISOR McGINTEE**

**1. Resolution 2007-313**

**Category:** Local Law Public Hearing  
**Sponsors:** Supervisor William McGintee  
**Department:** Town Attorney

**Amend Chapter 255-5-50 Minimum Site Size for Municipal Affordable Housing Projects**

*BE IT RESOLVED*, that a public hearing is hereby scheduled to be held on a proposed Local Law amending Chapter 255 of the East Hampton Town Code in order to exempt Town Affordable Housing Project from a minimum site size restriction on all East Hampton Town-owned lands, as more fully set forth in the text of the Local Law, said hearing to be held at the Town Hall Court Room, East Hampton Town Hall, 159 Pantigo Road, East Hampton, on March 16, 2007, at 10:30 a.m. or as soon thereafter as this matter may be heard, and said proposed Local Law to read as follows:

**LOCAL LAW NO. OF 2007  
 INTRODUCTORY NO. OF 2007**

A Local Law providing for the amendment of Chapter 255-5-50 of the East Hampton Town Code to read as follows:

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

**SECTION I. - FINDINGS AND OBJECTIVES:**

It is the intent of the Town Board to promote municipally-sponsored affordable housing

projects in the Town of East Hampton. This local law is necessary to further promote municipally-sponsored projects by exempting the Town from the 125,000 sq. ft. minimum site size requirement within the Town Code and thereby allowing an increased number of municipally-sponsored affordable housing opportunities.

**SECTION II. - TOWN CODE AMENDED:**

Chapter 255 ("Zoning") of the East Hampton Town Code is hereby amended to read as follows:

**CHAPTER 255  
Zoning**

**§ 255-5-50. Specific Standards and Safeguards**

No Change

**AFFORDABLE HOUSING DEVELOPMENT:**

- (1) Site Considerations.
  - (a) No change
  - (b) The minimum site size required shall be 125,000 square feet **unless said affordable housing development is a municipally-sponsored project.**
  - (c) No change.
  - (d) No change.
  - (e) No change.
  - (f) No change.

**SECTION III. - SEVERABILITY:**

Should any part or provision of this Local Law be decided by the courts to be unconstitutional or invalid, such decision shall not affect the validity of this Local Law as a whole nor any part thereof other than the part so decided to be unconstitutional or invalid.

**SECTION IV. - EFFECTIVE DATE:**

This Local Law shall take effect immediately upon filing with the Secretary of State as provided by law.

***AND BE IT FURTHER RESOLVED***, that the Town Clerk is directed to publish the annexed Notice of Public Hearing in the Thursday, March 8, 2007 edition of the East Hampton Star.

BY ORDER OF THE TOWN BOARD  
TOWN OF EAST HAMPTON, NEW YORK  
FRED L. OVERTON, TOWN CLERK

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of East Hampton will hold a public hearing at Town Hall, 159 Pantigo Road, East Hampton, New York, On Friday, March 16, 2007 at 10:30 a.m., or as soon thereafter as this matter may be heard, to consider comments of all persons regarding an amendment to Chapter to read as follows:

Introductory No. of 2005  
Local Law No. of 2005

A Local Law providing for the amendment of Chapter 255-5-50 of the East Hampton Town Code to read as follows:

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

**SECTION I. - FINDINGS AND OBJECTIVES:**

It is the intent of the Town Board to promote municipally-sponsored affordable housing projects in the Town of East Hampton. This local law is necessary to further promote municipally-sponsored projects by exempting the Town from the 125,000 sq. ft. minimum site size requirement within the Town Code and thereby allowing an increased number of municipally-sponsored affordable housing opportunities.

**SECTION II. - TOWN CODE AMENDED:**

Chapter 255 ("Zoning") of the East Hampton Town Code is hereby amended to read as follows:

**CHAPTER 255  
Zoning**

**§ 255-5-50. Specific Standards and Safeguards**

No Change

**AFFORDABLE HOUSING DEVELOPMENT:**

- (1) Site Considerations.
  - (a) No change
  - (b) The minimum site size required shall be 125,000 square feet **unless said affordable housing development is a municipally-sponsored project.**
  - (c) No change.
  - (d) No change.
  - (e) No change.
  - (f) No change.

**SECTION III. - SEVERABILITY:**

Should any part or provision of this Local Law be decided by the courts to be unconstitutional or invalid, such decision shall not affect the validity of this Local Law as a whole nor any part thereof other than the part so decided to be unconstitutional or invalid.

**SECTION IV. - EFFECTIVE DATE:**

This Local Law shall take effect immediately upon filing with the Secretary of State as provided by law.

<b>✓ Vote Record - Resolution RES-2007-313</b>						
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/>	Adopted		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**2. Resolution 2007-314**

**Category:** Appointments  
**Sponsors:** Supervisor William McGintee  
**Department:** Human Resources

**Appointment - David M. Allen, Automotive Mechanic IV - Police Department**

WHEREAS, in accordance with the CSEA contract the position of Maintenance Mechanic IV has been posted #013-2007 from February 1, 2007 through February 14, 2007 and David M. Allen, Automotive Mechanic III meets the required qualifications for the position, now therefore be it

RESOLVED, that David M. Allen be and he is hereby appointed to the full-time position of Automotive Mechanic IV, at the hourly rate of \$19.554 (Salary Grade 22 - Step 2) for a 40 hour work week, with no change in budget account #, said appointment to take effect March 4, 2007, and be it further

RESOLVED, that the probationary period for this appointment be for the period of 12 weeks, and be it further

RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the appropriate personnel.

<b>✓ Vote Record - Resolution RES-2007-314</b>						
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/>	Adopted		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



**3. Resolution 2007-315**

**Category:** Appointments  
**Sponsors:** Supervisor William McGintee  
**Department:** Human Resources

**Completion of Probation - Kathleen Hutton, Clerk - Management Informational Systems**

WHEREAS, by Resolution #2006-1228, dated September 21, 2006, the Town Board appointed Kathleen Hutton to the position of Clerk pending completion of her probationary period, and

WHEREAS, Ms. Hutton has successfully completed her probationary period of 26 weeks, now therefore be it

RESOLVED, that Kathleen Hutton be permanently appointed to the position of Clerk, and be it further

RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the appropriate personnel.

✓ Vote Record - Resolution RES-2007-315						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**4. Resolution 2007-316**

**Category:** Personnel Misc.  
**Sponsors:** Supervisor William McGintee  
**Department:** Human Resources

**Amend Schedule A- Planner Trainee and Rental Subsidy Program Technician**

WHEREAS, the Town Board has discussed with the CSEA Bargaining Unit representative the addition of the positions of Planner Trainee and Rental Subsidy Program Technician to the current Schedule A, now therefore be it

RESOLVED, that the title of Planner Trainee be and is hereby added to the existing Schedule A for a 40 hour work week payable at Grade 17, and be it further

RESOLVED, that the title of Rental Subsidy Program Technician be and is hereby added to the existing Schedule A for a 35 hour work week payable at Grade 25, and be it further

RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the appropriate personnel.

✓ Vote Record - Resolution RES-2007-316						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**5. Resolution 2007-317**

**Category:** Bids to Notice  
**Sponsors:** Supervisor William McGintee  
**Department:** Purchasing

**Notice to Bidders**

WHEREAS, the Town of East Hampton wishes to purchase equipment and/or supplies in excess of \$10,000.00 and wishes to perform public works in excess of \$20,000.00; and

WHEREAS, pursuant to GML 103 all purchases of similar equipment and supplies that will exceed \$10,000.00 shall be formally bid, and all public works projects that will exceed \$20,000.00 shall be formally bid; now, therefore, be it

RESOLVED, that the following bids shall be received by the Purchasing Agent by 3:00 p.m. on the date noted, at which time they will be opened and publicly read aloud:

Bid #	Name	Opening Date
EH07-007	Annual HVAC Maintenance	March 27, 2007
EH07-008	Head of the Harbor Bulkhead Improvements	March 16, 2007

;and, be it further

RESOLVED, that the Town reserves the right to reject any and all bids.

✓ Vote Record - Resolution RES-2007-317						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**6. Resolution 2007-318**

**Category:** Approvals  
**Sponsors:** Supervisor William McGintee  
**Department:** Supervisor

**Home Rule Request - A.1735**

Title of Bill: An Act to amend the general municipal law, in relation to creating the Peconic Bay regional transportation council.

WHEREAS, a Home Rule Request has been received in support of the above captioned legislation; and

WHEREAS, the Town Board finds that over the past thirty years, rapid growth and development in the Peconic Bay region of Long Island, while providing for a successful balance of economic opportunity and environmental protection, has also resulted in some unavoidable, adverse impacts that threaten the region's future quality of life and future economic prosperity, and traffic congestion has been one of the primary adverse impacts from such rapid development; and,

WHEREAS, the region's tourist and second home industries, the cornerstone of its prosperity, are threatened if the adverse consequences of traffic congestion are not promptly and adequately addressed; and

WHEREAS, this Act will provide the necessary governmental framework and resources that will foster the cooperation necessary to develop a public transit proposal for the Peconic Bay region. This legislation will give the local governments the regional framework to pursue this initiative, and will mandate the cooperation of state and federal agencies necessary to create a public transit proposal capable of being implemented. It will also provide for the involvement of all stakeholders and community members in the development process to insure an open and comprehensive decision making process; now, therefore be it

RESOLVED, that the Town Board of the Town of East Hampton supports this initiative, approves the Home Rule Request in furtherance of Assembly Bill A.1735 and pursuant to Article IX of the State Constitution and Municipal Home Rule Law, hereby requests the New York State Legislature enact such legislation; and, be it further

RESOLVED, that the Town Clerk is requested to execute and certify the attached Home Rule Request forms and forward them to the appropriate agencies.

✓ Vote Record - Resolution RES-2007-318							
			Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/>	Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**7. Resolution 2007-319**

**Category:** Personnel Misc.  
**Sponsors:** Supervisor William McGintee  
**Department:** Human Resources

**Pay-Out of Accrued Time- Joseph DiSunno**

WHEREAS, in accordance with the CSEA/Town of East Hampton bargaining unit agreement and the policy of the town of East Hampton earned Vacation, Sick & Compensatory time is to be paid upon retirement from employment, and

WHEREAS, Joesph DiSunno retired his full-time employment after serving the town of East Hampton for over 29 years, effective 1/7/2007, and time records indicate that he has an accrued vacation time balance of 390 hours, accrued sick time balance of 2,011 hours, and accrued compensatory time of 242 hours now therefore be it

RESOLVED, that the Finance Office be authorized to cut a check through payroll from the appropriate payroll account at an hourly rate of \$24.461 for vacation time \$9,539.79, sick time \$33,401.50, and compensatory time \$5,919.56 for a gross total of \$48,860.85 to Joseph DiSunno as a final pay-out and be it further

RESOLVED that the Town Clerk is requested to forward a copy of this resolution to the appropriate parties

✓ Vote Record - Resolution RES-2007-319						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**8. Resolution 2007-320**

**Category:** Issue Check  
**Sponsors:** Supervisor William McGintee  
**Department:** Supervisor

**Authorization -- Refund Fees**

WHEREAS, then owner, Mitchell Natter was issued a Building Permit (#50181) on April 4, 2006, to convert a 247 Sq. Ft. attached garage to habitable space in a one-family residence, having one kitchen only, at premises situate in Map 3779, Lot 105, 64 Clinton Street, Springs, SCTM 300-94-8-2, the fee totaling \$150.00 having been paid by Leonardo Luna; and

WHEREAS, the now owner, Leonardo Luna, has requested that the fee collected for this project be returned, since a new building permit (#51448) was issued for an amended plan; now, therefore be it

RESOLVED, that the Bookkeeping Office be and it is hereby authorized to issue a check in the amount of \$150.00 for reimbursement of the fees for Building Permit #50181 to Leonardo Lune, 64 Clinton Street, East Hampton, NY 11937.

✓ Vote Record - Resolution RES-2007-320						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**9. Resolution 2007-321**

**Category:** Issue Check  
**Sponsors:** Supervisor William McGintee  
**Department:** Bookkeeping

**Authorize Payment of 2006 Invoices**

Authorize Payment to Mid-Island Electrical, One Source Tool supply & Paraco Gas, Inc.

WHEREAS, Mid-Island Electrical - Invoice # S1328199.001 for \$ 4361.55, One Sources Tool Supply, - Inv # 173228 for \$ 38.80 & # 174688 for \$ 40.12 and Paraco Gas Co. - Invoice # 538167 for \$ 670.65 have been researched and have not been paid. now, therefore be it

RESOLVED, that by the passage of this resolution the Town Board of the Town of East Hampton hereby authorizes the Town Bookkeeping Department to issue checks to the above mentioned\_ : and be it further

RESOLVED, the Town Clerk is hereby requested to forward a copy of this resolution to:

✓ Vote Record - Resolution RES-2007-321						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**10. Resolution 2007-322**

**Category:** Issue Check  
**Sponsors:** Supervisor William McGintee  
**Department:** Town Attorney

**Reimbursement Seminar Florence Stone Wessberg**

BE IT RESOLVED, that Florence F. Stone Wessberg, Legislative Secretary was authorized to attend April 26, 2006 Seminar at the Marriott, Islandia New York as per Town Board Resolution 2006-538; and, be it further

RESOLVED, that reimbursement for voucher attached in the amount of EIGHTEEN DOLLARS and 00/100 cents (\$18.00) dated April 26, 2006 was not received; now therefore, be it further

RESOLVED, that payment shall be made in the amount of EIGHTEEN DOLLARS and 00/100 cents (\$18.00) from the appropriate budget account for the seminar set forth above.

Vote Record - Resolution RES-2007-322						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**11. Resolution 2007-323**

**Category:** Fees  
**Sponsors:** Supervisor William McGintee  
**Department:** Town Attorney

**Accept Payment for Town Vehicle**

WHEREAS, the Town has received a check in payment for damage caused to a 2007 Ford pickup plate number 987 operated by the East Hampton Town Police in the amount of ONE THOUSAND SIX HUNDRED SEVENTY FOUR DOLLARS AND 06/100 cents (\$1,674.06); and

WHEREAS, damage to EH Town Police Unit 987 was sustained during response to a motor vehicle accident by a privately owned tow truck responding to the scene on December 8, 2006 per Police Accident Report EV14484-06/EHT-AA-911-06;

Now, therefore, be it RESOLVED, that the Town of East Hampton, hereby accepts payment for repair costs to be deposited in the appropriate budget account.

✓ Vote Record - Resolution RES-2007-323						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**12. Resolution 2007-324**

**Category:** Conference  
**Sponsors:** Supervisor William McGintee  
**Department:** Town Attorney

**Maura Gledhill Attend Notary Class**

**WHEREAS** Maura Gledhill has requested to attend a "Notary Public Training Seminar" at the Holiday Inn Plainview on Friday, May 11, 2007 in Plainview, New York; now therefore be it

**RESOLVED**, that Maura Gledhill is hereby authorized to attend said workshop on Friday, May 11, 2007 in Plainview, New York; and be it further

**RESOLVED**, that the Town Board authorizes advance payment in the amount of

\$149.00 payable to Soren Legal Support Co., Po Box 1655, White Plains, New York 10602, from Budget Account # B 1420 54200, and all other associated expenses upon properly submitted voucher.

✓ Vote Record - Resolution RES-2007-324						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**13. Resolution 2007-325**

**Category:** Conference  
**Sponsors:** Supervisor William McGintee  
**Department:** Town Clerk

**Attend Notary Class - Catherine Casey - H&CD**

WHEREAS, East Hampton UFSD Continuing Education Program is offering a one-day preparatory training for the NYS Notary Public State Exam and the Office of Housing and Community Development is desirous of sending Catherine Casey to be trained, now therefore be it

RESOLVED, Catherine Casey is hereby authorized to attend a training seminar on April 11, 2007, at the East Hampton High School at a cost not to exceed \$55.00 to be paid from the funds account # CD8680-54200, and be it further

RESOLVED, the Supervisor is hereby authorized to issue a check in the amount of \$55.00 payable to East Hampton UFSD, 4 Long Lane, East Hampton NY 11937, (vendor #155).

✓ Vote Record - Resolution RES-2007-325						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**14. Resolution 2007-326**

**Category:** Conference  
**Sponsors:** Supervisor William McGintee  
**Department:** Supervisor

**Approval -- ICC Seminar Building Department**

RESOLVED, that Donald T. Sharkey, Chief Building Inspector, is hereby authorized to attend the International Code Council (ICC) Seminar at Myrtle Beach, South Carolina, from April 23, 2007 through April 25, 2007; and, be it further

RESOLVED, that all allowable expenses incurred shall be reimbursed from Budget Account B3620.54200 upon voucher properly submitted.

✓ Vote Record - Resolution RES-2007-326						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**15. Resolution 2007-327**

**Category:** Amendment  
**Sponsors:** Supervisor William McGintee  
**Department:** Supervisor

**Approval --Amended Resolution for Conference**

WHEREAS, by Town Board Resolution #2007-216, adopted on February 2, 2007, authorization was given for Douglas E. Mass, Sr. Building Inspector and Daniel J. Casey, Building Inspector to attend the 2007 Finger Lakes Building Officials Association, Inc., 32nd Annual Educational Conference at Rochester, New York, from March 19, 2007 through March 22, 2007; and

WHEREAS, Douglas E. Massa, Sr. Building Inspector, will be leaving our office for a new endeavor; now, therefore be it

RESOLVED, that the above resolution be amended to reflect that Thomas M. Preiato, Building Inspector and Daniel J. Casey, Building Inspector, are hereby authorized to attend the 2007 Finger Lakes Building Officials Association, Inc., 32nd Annual Educational Conference at Rochester, New York, from March 19, 2007 through March 22, 2007; and, be it further

RESOLVED, that all allowable expenses incurred shall be reimbursed from Budget Account B3620.54200 upon voucher properly submitted.

✓ Vote Record - Resolution RES-2007-327						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



**16. Resolution 2007-328**

**Category:** Prof. Services (Attorney, Eng., Appraisers, Cons.)  
**Sponsors:** Supervisor William McGintee  
**Department:** Town Attorney

**Hire Gary Weintraub, 3 Morrell Street**

WHEREAS, the Town Board has hired Gary Weintraub, Esq. to represent the Town of East Hampton for the purpose of pursuing the Town's right of recapture to a portion of the proceeds to a parcel of land pursuant to a Town sponsored affordable housing program; and

WHEREAS, a referee has sent a Notice of Sale to the Town stating that said property located a 3 Morrell Street, East Hampton, more particularly described on the Suffolk County Tax Map as SCTM# 300-123-1-26.2 is subject to a foreclosure action and will sell at Public Auction to the highest bidder; and

WHEREAS, in 1980 the Town of East Hampton sold the aforementioned property to Enrique and Elizabeth Leon with certain covenants and restrictions in place; and

WHEREAS, the Town Board wishes to exercise its right of recapture pursuant to said covenants and restrictions; now, therefore, be it

RESOLVED that Gary Weintraub and the law firm Caputi, Weintraub & Neary is hereby retained to represent the Town in pursuit of the Town's right of recapture from Enrique and Elizabeth Leon; and, be it further

RESOLVED said counsel is authorized to take all necessary and appropriate action on behalf of the Town in coordination with the Town Attorney; and, be it further

RESOLVED that said counsel is to be paid in accordance with the fee schedule set forth below, upon voucher properly submitted, from the appropriate budget account;

FEE SCHEDULE

Caputi, Weintraub & Neary

Partners: \$200/hour  
 Associates: \$150/hour  
 Paralegal: \$95/hour

✓ Vote Record - Resolution RES-2007-328						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**17. Resolution 2007-329**

**Category:** Prof. Services (Attorney, Eng., Appraisers, Cons.)  
**Sponsors:** Supervisor William McGintee  
**Department:** Town Attorney

**Hire Outside Counsel Vincent Toomey**

WHEREAS, Jorge Kusanovic has filed a claim with the U.S. Equal Employment Opportunity Commission, Charge No.520-2007-01421; now therefore, be it

RESOLVED that VINCENT TOOMEY is hereby retained to represent the Town in connection with said matter; and, be it further

RESOLVED said counsel is authorized to take all necessary and appropriate action on behalf of the Town in coordination with the Town Attorney; and, be it further

RESOLVED that said counsel is to be paid in accordance with the fee schedule set forth below, upon voucher properly submitted, from the appropriate budget account:

FEE SCHEDULE

Partner: \$180/hour  
 Associate: \$150/hour  
 Law Clerk and Paralegal: \$ 90/hour

✓ Vote Record - Resolution RES-2007-329						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**18. Resolution 2007-330**

**Category:** Prof. Services (Attorney, Eng., Appraisers, Cons.)  
**Sponsors:** Supervisor William McGintee  
**Department:** Land Acquisition

**Rando Hire Appraiser**

WHEREAS, the Town of East Hampton is considering the acquisition of real property for the purpose of fee simple acquisition located within the Town of East Hampton; and

WHEREAS, the Town Board wishes to retain the services of a qualified real estate appraiser to evaluate the fair market value of the subject property; now, therefore, be it

RESOLVED, that Clark & Marshall Appraisers is hereby retained to prepare an appraisal of the premises reputedly owned by Mary Rando, said premises consisting of approximately .23 acres of land located on 10 Lincoln Ave., Springs and designated on the Suffolk County Tax Map as SCTM #300-60-4-6; and be it further

**RESOLVED**, that the fee for said appraisal shall not exceed \$800.00, said fee to be paid from the appropriate Budget Account upon voucher properly submitted.

✓ Vote Record - Resolution RES-2007-330						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**19. Resolution 2007-331**

**Category:** Permissive Referendum  
**Sponsors:** Supervisor William McGintee  
**Department:** Town Attorney

**Authorize Easement - Springts Fireplace Road Apts.**

WHEREAS, the Town of East Hampton is in the process of constructing affordable housing apartments at Town owned property at Springs Fireplace Road; and

WHEREAS, Verizon and LILCO, dba LIPA, have requested an easement for the construction, placement, operation, replacement, removal, repair and maintenance of service lines, buried cables, pedestals, conduits, manholes, poles and such crossarms, guys, stubs, anchors, cables, wires and fixtures as the Grantees may from time to time deem necessary upon, over, under and along the property of the Town of East Hampton known and described as SCTM #0300-147.00-09.00-037.002; and

WHEREAS, the Town Board wishes to grant the requested easement to Verizon and LILCO, dba LIPA as requested; now, therefore, be it

RESOLVED, that the Town Supervisor is hereby authorized, subject to permissive referendum, to execute an easement and such other related documents as may be required to record the same, to Verizon and LILCO, dba LIPA for the installation, maintenance, replacement and repair of various items as set forth in greater detail above, for the purposes of providing utilities to the Town's affordable apartments at Springs-Fireplace Road. East Hampton; and be it further

RESOLVED, that the Town Clerk shall publish the following Notice of Resolution adopted pursuant to Permissive Referendum in the March 8, 2007 edition of the EAST HAMPTON STAR.

**NOTICE OF RESOLUTION SUBJECT TO PERMISSIVE REFERENDUM**

At a regular meeting thereof held on the 2nd day of March, 2007, the Town Board adopted a resolution, subject to permissive referendum, authorizing the Supervisor to execute, on behalf of the Town of East Hampton, an easement over Town premises at Springs-Fireplace Road, East Hampton, described as SCTM #0300-147.00-09.00-037.002 (the "premises"), to allow for the construction, placement, operation, replacement, removal, repair and maintenance of service lines, buried cables, pedestals, conduits, manholes, poles and such

crossarms, guys, stubs, anchors, cables, wires and fixtures as the Grantees may from time to time deem necessary upon, over, under and along such property of the Town of East Hampton. No compensation is proposed to be charged for the easement, which permits the installation of utilities to service the Town's affordable housing apartments being constructed at the premises.

DATED: March 2, 2007

BY ORDER OF THE TOWN BOARD  
TOWN OF EAST HAMPTON  
FRED OVERTON, TOWN CLERK

✓ Vote Record - Resolution RES-2007-331			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**20. Resolution 2007-332**

**Category:** Agreements, Contracts, Leases  
**Sponsors:** Supervisor William McGintee  
**Department:** Land Acquisition

**Nature Conservancy Contract**

**WHEREAS**, the Town of East Hampton has prepared an Open Space Plan and Community Preservation Project Plan which identify properties worthy of acquisition for open space preservation, groundwater and surface water protection, farmland preservation, trail linkages, protection of habitat, endangered species and plant communities, and historic preservation; and

**WHEREAS**, the Community Preservation Fund advisory committee has worked to identify and prioritize land acquisitions in accordance with the foregoing plans; and

**WHEREAS**, the Town Board wishes to continue its land preservation program in 2007 in order to further the goals of the plans set forth above; now, therefore, be it

**RESOLVED**, that the Town Board hereby authorizes and directs the Supervisor to execute an agreement with the Nature Conservancy, in form approved by the Town Attorney, pursuant to which the Nature Conservancy shall negotiate land acquisitions on behalf of the Town of East Hampton under the Community Preservation Fund program and other appropriate funding sources, in accordance with a list of priorities identified by the Town Board; and, be it further

**RESOLVED**, that total payments to the Nature Conservancy under this agreement shall not exceed \$20,000.00 during calendar year 2007, said payments to be drawn from the appropriate Town budget account and to be made as direct compensation for services rendered (based on the hourly rate schedule attached hereto) plus incidental direct expenses such as phone and postage costs, all such payments to be made upon receipt of Town vouchers properly submitted.

✓ Vote Record - Resolution RES-2007-332						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**21. Resolution 2007-333**

**Category:** Agreements, Contracts, Leases  
**Sponsors:** Supervisor William McGintee  
**Department:** Land Acquisition

**Peconic Land Trust Contract**

**WHEREAS**, the Town of East Hampton has prepared an Open Space Plan and Community Preservation Project Plan which identify properties worthy of acquisition for open space preservation, groundwater and surface water protection, farmland preservation, trail linkages, protection of habitat, endangered species and plant communities, and historic preservation; and

**WHEREAS**, the Community Preservation Fund advisory committee has worked to identify and prioritize land acquisitions in accordance with the foregoing plans; and

**WHEREAS**, the Town Board wishes to continue its land preservation program in 2007 in order to further the goals of the plans set forth above; now, therefore, be it

**RESOLVED**, that the Town Board hereby authorizes and directs the Supervisor to execute an agreement with the Peconic Land Trust, in form approved by the Town Attorney, pursuant to which the Peconic Land Trust shall negotiate land acquisitions on behalf of the Town of East Hampton under the Community Preservation Fund program and other appropriate funding sources, in accordance with a list of priorities identified by the Town Board; and, be it further

**RESOLVED**, that total payments to the Peconic Land Trust under this agreement shall not exceed \$20,000.00 during calendar year 2007, said payments to be drawn from the appropriate Town budget account and to be made as direct compensation for services rendered (based on the hourly rate schedule attached hereto) plus incidental direct expenses such as phone and postage costs, all such payments to be made upon receipt of Town vouchers properly submitted.

✓ Vote Record - Resolution RES-2007-333						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**22. Resolution 2007-334**

**Category:** Bond  
**Sponsors:** Supervisor William McGintee  
**Department:** Town Clerk

**BOND - \$300,000 - Amag. Life Saving Station**

BOND RESOLUTION DATED MARCH 2, 2007.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$300,000 BONDS OF THE TOWN OF EAST HAMPTON, SUFFOLK COUNTY, NEW YORK, TO FINANCE THE COST OF THE RELOCATION AND RESTORATION OF THE HISTORIC AMAGANSETT LIFE SAVING STATION ON TOWN-OWNED PROPERTY, IN AND FOR SAID TOWN.

WHEREAS, all conditions precedent to the financing of the capital purposes hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of East Hampton, Suffolk County, New York, as follows:

Section 1. For the class of objects or purposes of financing the cost of the relocation and restoration of the Historic Amagansett Life Saving Station on Town-owned property, in and for the Town of East Hampton, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$300,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the estimated maximum cost of such class of objects or purposes is \$300,000, and that the plan for the financing thereof is by the issuance of the \$300,000 bonds of the Town of East Hampton, Suffolk County, New York, authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten years under subdivision 12 of paragraph a of Section 11.00 of the Local Finance Law, said building being a class "C" building within the meaning of subdivision 11 of said paragraph a. It is hereby further determined that the maximum maturity of the bonds authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of East Hampton, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation

shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of East Hampton, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he or she shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he or she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. Upon this resolution taking effect, the same shall be published in summary in The East Hampton Star, the official newspaper of the Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

✓ Vote Record - Resolution RES-2007-334							
			Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/>	Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### E. ADDITIONAL RESOLUTIONS

#### 6. Resolution 2007-335

**Category:** Issue Check  
**Sponsors:** Supervisor William McGintee  
**Department:** Bookkeeping

#### Manual Checks March 2007

RESOLVED, that the Bookkeeping Department is authorized to issue the following manual checks:

Payee	Amount	For
Association of Towns	\$ 135.00	late registration fee
East Hampton Town	\$15,200.00	vision plan
PBA Trustee	\$30,400.00	dental plan
SCWA	\$16,500.00	Hydrant Maintenance Springs Fireplace Apts.

✓ Vote Record - Resolution RES-2007-335							
			Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/>	Adopted	Debra Foster	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Pete Hammerle	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Pat Mansir	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Brad Loewen	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Withdrawn	William McGintee	Initiator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>