

Town of East Hampton
Town Council Regular Meeting
Tuesday, May 10, 2022
Town Hall Council Chambers and Zoom

MINUTES

Present: Chairman Mark Philhower, Vice Chairman Tim Feegel, Council Members Pete Brown, Brandon Goff, Eric Peterson, Kevin Reich, and Alison Walck and Town Manager David Cox.

Call to Order & Pledge of Allegiance

Chairman Philhower called the meeting to order at 6:30 p.m. in the Town Hall Council Chambers and via Zoom.

Adoption of Agenda

A motion was made by Ms. Walck, seconded by Mr. Goff, to adopt the agenda as submitted. Voted (7-0).

Approval of Minutes

A motion was made by Ms. Walck, seconded by Mr. Goff, to approve the minutes of the Town Council Public Hearing and the Regular Meeting of April 26, 2022 as written. Voted (7-0)

Public Remarks

None

Presentations

None

Bids & Contracts

None

Resolution/ Ordinances/ Policies/ Proclamation

None

Continued Business

Sub-Committee Reports & Updates

Mr. Feegel reported that the Water Sub-Committee met last week. Pine Brook aquifer and Oakum Dock water will be checked for quality and quantity. In July there will be public meetings for the residents. Design concepts could also begin in July.

Mr. Reich reported that the High School Athletic Fields Building Committee met last week. The underground storage tank is complete and the irrigation is ready. The top dressing on the baseball and soccer fields are complete with three more applications this contract. Work has begun on the track putting down the rubberized coating. The tennis courts will be done the 3rd week in June.

Consideration of the Schedule of Fees and Charges

Following the newly created Fee policy, the Council reviewed both the existing fees and charges as well as proposed increases to some of those fees and charges effective in the new fiscal year. Members feel the fire safety fees should stay at no charge and the Zoning Board of Appeals fees should remain at \$160. The dump fee for dual axle trailers should be increased to the same price as a dump truck

A motion was made by Mr. Goff, seconded by Ms. Walck, to approve the current fee structure and increases as presented with the exception of fire safety and Zoning Board of Appeals; and adding a dual axle trailer category for dump fees to match a dump truck. Voted (7-0)

New Business

Review & Possible Approval of Police Department General Order 3.1 Use of Force

Police Chief Dennis Woessner provided an overview of the update to General Order 3.1 Use of Force to identify an updated, electronically filed form required by the State.

A motion was made by Mr. Goff, seconded by Mr. Feegel, to approve Police Department General Order 3.1 Use of Force as presented. Voted (7-0)

Review & Possible Approval of an Action to Opt Out of State Accessory Dwelling Unit (ADU) Regulations

The Council reviewed a request from the Planning & Zoning Commission to affirm their decision to opt out of the recently adopted State law making Accessory Dwelling Units a permitted use in residential zoning districts. Planning & Zoning Chairman Ray Zatorski provided an overview of what the Planning & Zoning Commission has done to date regarding Accessory Dwelling Units which is included in the memo that will be included with the minutes filed in the Town Clerk's Office. He also added that the Planning & Zoning Commission is unsure whether ADU approval will be continued through Special Permits or through Site Plan Modification, which are both handled through the Commission.

Planning & Zoning Commission member Angelus Tammaro provided an overview of the presentation provided. The presentation document will be included with the minutes filed in the Town Clerk's Office.

A motion was made by Ms. Walck, seconded by Mr. Goff, to opt out of the State Accessory Dwelling Unit Regulations. Voted (7-0)

Consideration and Determination of the Next Steps for Consideration of Adult Use Cannabis Regulations

In October 2021, the Town Council adopted an ordinance establishing a one-year moratorium on cannabis related commercial activities in East Hampton. The next step is to determine how the Council would like to proceed. The questions the Council need to answer is if they want to allow any of the regulated activities and, if so, how will they be regulated. After discussion, the Council decided to schedule a Public Hearing to get input from the residents.

A motion was made by Mr. Goff, seconded by Ms. Walck, to schedule a Public Hearing on Tuesday, June 14. Voted (7-0)

Discussion of Potential Purchase of Property on Daly Road Owned by the Rotary Club

Kevin Reich recused himself from this discussion as he is a member of the Rotary Club.

The East Hampton Rotary Foundation asked if the Town would be interested in purchasing a parcel of open space land on Daly Road that they have acquired. The land abuts town property, the Air Line Trail and Middlesex Land Trust property. The property is deed restricted. After discussion, the Council members agreed that the Town Manager should contact the Rotary Club and suggest they offer the land first to the Middlesex Land Trust and if they are not interested, then the Council would have further discussions on whether they would like to acquire the property.

Mr. Reich rejoined the meeting.

Consideration of a Plan for Beach Updates and Additional Sand at Sears Park

The Council is asked to consider a plan to put additional sand at Sears Park and a coordinated project to reduce major runoff that occurs on the beach near the paved path from the parking lot. Parks & Recreation Director Jeremy Hall provided an overview of the project. The final plan would come to the Council when the RFP is ready for approval.

A motion was made by Mr. Feegel, seconded by Ms. Walck, to endorse the project for Sears Park updates and additional sand on the beach. Voted (7-0)

Town Manager Report

Mr. Cox provided his written report for the Council members which will be included with the minutes filed in the Town Clerk's Office. Mr. Cox noted that a meet and greet with the new Library Director Tim Kellogg will be held on Monday, May 16 at the Library at 5pm. He also reminded everyone of the Budget Referendum on Tuesday, May 17th at the High School. Mr. Philhower would like a questionnaire handed out at the referendum regarding the location of the voting.

Appointments

None

Tax Refunds

A motion was made by Ms. Walck, seconded by Mr. Goff, to approve tax refunds in the amount of \$2,286.40. Voted (7-0)

Public Remarks

Theodore Sattler, 14 Portage Trail, commented on the property on Daly Road. He noted his concern with this property having public access on such a narrow road noting there could be parking and other issues. He would like the Middlesex Land Trust to take over the property.

Deb Cunningham, 40 Daly Road, agreed with Mr. Sattler regarding the property on Daly Road. She noted her concerns and would rather see the Middlesex Land Trust receive the property.

Angelus Tammaro, 25 Lake Boulevard, asked if the Council had any thoughts on a noise ordinance with businesses continuing with outdoor dining activities.

Communications, Correspondence & Announcement

April 2022 Board and Commission Summary

The Council members received the April Board and Commission Summary.

Executive Session

Strategy & Negotiation Regarding Potential Purchase of Property

No Executive Session

Adjournment

A motion was made by Ms. Walck, seconded by Mr. Peterson, to adjourn the meeting at 7:50pm.

Voted (7-0)

Respectfully Submitted,

Cathy Sirois
Recording Clerk