



~ Agenda ~

Regular Town Board Meeting of December 20, 2018
Southampton, New York

I. Pledge of Allegiance

II. Call to Order

11:00 AM Meeting called to order on December 20, 2018 at Town Hall - Town Board Room, 116 Hampton Road, Southampton, NY.

Attendee Name	Present	Absent	Late	Arrived
Supervisor Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Councilwoman Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Councilwoman Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Councilman John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Councilman Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

III. Minutes Approval

- 1. Regular Town Board Meeting December 11, 2018 1:00 PM**

IV. Communications

A. Public Notices

1. Town of East Hampton

a. Public Hearing Notice, Ch. 83 (Retail Checkout Bags) Prohibition of Polystyrene Items

2. Village of Sag Harbor Board of Trustees

a. Public Hearing Notice, Ch. 300 (Zoning) Reduced Fee for Building Permits where construction has commenced

3. Village of Southampton Zoning Board of Appeals

a. Adjoining Neighbor Notification

- (1) Captains Neck 1 LLC, 455 Captains Neck Lane, Southampton Village
- (2) The AKIVA Goldsman Separate Property Trust, 1431 Meadow Lane, Southampton Village

4. Village of Westhampton Beach Zoning Board of Appeals

a. Adjoining Neighbor Notification

- (1) Andrew Lago, 34 Harbor Road, Westhampton Beach
- (2) Rajesh Garg, 136 Beach Lane, Westhampton Beach
- (3) Richard Baumer, 166 Beach Lane, Westhampton Beach

5. NYS Liquor License 30-day Advance Notice to Local Municipalities

- (1) Hampton Resorts LLC d/b/a Atlantic Hotel, Southampton
- (2) In Line Restaurant Corp a/k/a Beach Bar, Hampton Bays

6. Financial Disclosure Statement Filing

- (1) T. Jankowski III
- (2) J. Keyes

7. E-mails, Letters and Land Use Application

- a. E-mails and Letters regarding the following:
 - (1) Proposed Community Choice Aggregation (CCA)
 - (2) Purchase of Bel-Aire Cove Motel, Hampton Bays
 - (3) Tuckahoe Center Change of Zone, Tuckahoe
- b. Zoning Board of Appeals Application
 - (1) 34 Stephen Halsey's Path, Water Mill

B. Bid Openings**1. 2019 Tree and Stump Removal (12/12/18)**

- (1) Green Velvet Tree: East & West - \$252,000
- (2) Quintal Contracting Corp: East & West - \$416,500
- (3) Dom's Tree Service: East & West - \$362,925
- (4) Jackson Dodds & Company: East & West - \$276,680

2. Demolition at 21 Godfrey Lane, Remsenburg (12/19/18)

- a. S&M Prompt Rubbish Removal Services, Inc.: \$26,000
- b. Sky Rise, Inc.: \$36,000
- c. South Fork Asphalt: \$25,750
- d. Brian V. Klug Landscaper: \$46,780
- e. Suffolk Asphalt Corp.: \$27,600
- f. Georgica Builders, Ltd.: \$12,100
- g. CMM Sitework, Inc.: \$24,850
- h. Keith Grimes, Inc.: \$38,589.37
- i. Ken Rousell, Inc.: \$24,847

3. Demolition, Grading and Wetland Restoration (12/19/18)

- a. S&M Prompt Rubbish Removal Service Inc.: \$88,000
- b. Sky Rise Inc.: \$265,000
- c. South Fork Asphalt: \$52,250
- d. Brian V. Klug Landscaper: \$151,400
- e. DF Stone Contracting: \$108,000
- f. Suffolk Asphalt Corp: \$220,700
- g. Georgica Builders Ltd.: \$47,600
- h. CMM Sitework, Inc.: \$128,570
- i. Keith Grimes Inc.: \$72,478.80
- j. Ken Rousell Inc.: \$94,395

4. Mercury Marine Parts - Second Notice (12/19/18)

No Bids Received

5. Supply Variable Refrigerant Flow HVAC Systems (12/19/18)

- a. Sid Harvey Industries, Inc.: \$235,038

C. Reports

1. Town Clerk

a. July/August and September 2018 Status Report, Rowe Industries Superfund Site, Sag Harbor

V. Public Hearings

1. Public Hearing to Consider Amending Town Code §330-11A (Accessory Apartments) and Chapter 270 (Rental Properties) to Provide For Additional Affordable Housing Throughout the Town

✓ Vote Record - Motion					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adjourned <input type="checkbox"/> Closed	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VI. Public Portion

VII. Town Board Resolutions

Town Board Resolution 2018-1145

Category: Local Laws
Sponsors: Councilman Tommy John Schiavoni
Department: Municipal Works

Resolution of Adoption amending Town Code Chapter 312-23 (Vehicles and Traffic), to enact No Parking regulations on a portion of the Bridgehampton-Sag Harbor Turnpike (County Road No. 79).

WHEREAS, the Town Board is considering amending Town Code Chapter 312-23 (Vehicles & Traffic) which would enact no parking regulations on a portion of the Bridgehampton-Sag Harbor Turnpike (County Road No. 79); and

WHEREAS a public hearing was held on Tuesday, December 11, 2018 at 1:00 p.m., at Southampton Town Hall, 116 Hampton Road, Southampton, New York, at which time all persons either for or against said enactment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that the proposed amendment to Chapter 312-23 is a "Type II Action" under the provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code and that no further review under the New York Environmental Conservation Law, Article 8, is necessary; now therefore be it

RESOLVED, that Local Law No. 25 of 2018 is hereby adopted as follows:

LOCAL LAW NO. 25 OF 2018

A LOCAL LAW amending 312-23 of the Code of the Town of Southampton to prohibit parking on a portion of the Bridgehampton-Sag Harbor Turnpike (County Road No. 79).

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

This regulation will prohibit parking on a portion of the Bridgehampton-Sag Harbor Turnpike (County Road No. 79) immediately south of Sag Harbor Village. It has been requested by residents and is supported by the Suffolk County Department of Public Works.

SECTION 2. Amendment.

Section 312-23 of Chapter 312 (Vehicles and Traffic) of the Southampton Town Code is hereby amended by adding the underlined words as follows:

§312-23 Noyac

The parking of vehicles is prohibited on the following streets:

(L) On the east side of the Bridgehampton-Sag Harbor Turnpike (County Road No. 79) from a point beginning at the Sag Harbor Village line in a southerly direction for a distance of 385 feet.

SECTION 3. Authority.

The Town Board may adopt local laws providing for the regulation of vehicles and traffic pursuant to State Town Law 130 and State Vehicle & Traffic Law 1660.

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

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

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Adoption:

NOTICE OF ADOPTION

TAKE NOTICE, that after a public hearing was held by the Southampton Town Board on December 11, 2018, at 1:00 p.m. at the Southampton Town Hall, 116 Hampton Road, Southampton, New York, the Town Board, at its meeting of December 20, 2018, adopted the following: "LOCAL LAW NO. 25 amending Town Code Chapter 312-23 (Vehicles and Traffic) to prohibit parking on a portion of Bridgehampton-Sag Harbor Turnpike (County Road No. 79)."

Summary of Proposed Law

This law will prohibit parking on the east side of the Bridgehampton-Sag Harbor Turnpike (County Road No. 79) for a distance of 385 feet in a southerly direction from the Sag Harbor Village line.

Copies of the proposed local law, sponsored by Councilman Schiavoni are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
 TOWN OF SOUTHAMPTON, NEW YORK
 SUNDY A. SCHERMEYER, TOWN CLERK

HISTORY:

12/11/18 Town Board TABLED

Financial Impact:

None

✓ Vote Record - Town Board Resolution RES-2018-1145						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1173

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Julie Lofstad
Department: Human Services

Authorization for Department of Senior Services to Make Application and Supervisor to Sign Any and All Documents Pertaining to the 2019 Suffolk County Contract for Title III E Adult Day Care

WHEREAS, the Town of Southampton has operated a social model adult day care program for the past twenty-three (23) years; and

WHEREAS, the Town first entered into a Fee for Services Respite Agreement with Suffolk County in 2005 to provide partial funding to support said program and has continued to receive partial funding from the County through December 31, 2018; and

WHEREAS, the Town's contract with the County will expire on December 31, 2018; and

WHEREAS, the County has proposed a new contract for the period of January 1, 2019 through December 31, 2019; and

WHEREAS, under the proposed contract the County will pay the Town \$45.00 per day, per eligible client, not to exceed the sum of \$10,000.00 in total per year; and

WHEREAS, the Director of Senior Services recommends that the Town enter into the proposed County Contract; and

WHEREAS, there is no local match required to receive funds under the contract; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute an application and any and all documents pertaining to the County of Suffolk for Adult Day Care, all necessary applications, documents and contract agreements to be reviewed by Central Purchasing and Contracts Compliance prior to signing.

Financial Impact:

The funds shall be deposited in Adult Day Care Division - Aid G/L #01-99-6055-01-3655-0000. as budgeted in the 2019 Adopted Budget

✓ Vote Record - Town Board Resolution RES-2018-1173						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1174

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Julie Lofstad
Department: Human Services

Authorize Supervisor to Sign Contract with Suffolk County Office for the Aging to Receive Senior Citizen Nutrition Program Funding

WHEREAS, the Town of Southampton has been receiving funding through the Suffolk County Office for the Aging for the Senior Nutrition Program in previous years pursuant to a contract, most recently extended by Resolution 2017-1079; and

WHEREAS, the Town is in need of funding to operate its nutritional programs and desirous of entering an agreement to obtain funding for services for the minimum term of January 1, 2019 through December 31, 2019; and

WHEREAS, Suffolk County has proposed an agreement to provide funding for this minimum term which also includes an option, solely at the discretion of the County, for the agreement to be extended for three (3) additional one-year terms, which if fully extended, would run through December 31, 2022; and

WHEREAS, this contract will provide up to \$333,735.00 for the Congregate Program for the Bridgehampton, Hampton Bays, Flanders, and Shinnecock Senior Centers and up to \$526,467.00 for the Home Delivered Meals Program for the Bridgehampton, Hampton Bays, Flanders and Shinnecock Senior Centers and up to \$129,728.00 for the Moriches Home Delivered Meals Program, for a total of up to a maximum of \$989,930.00 revenue to the Town of Southampton; now be it

RESOLVED, that the Town Board authorizes the Supervisor to execute a contract with the Suffolk County Office for the Aging to provide funding to the Town for nutritional services for a minimum term of January 1, 2019 through December 31, 2019.

Financial Impact:

Revenue, total of up to a maximum of \$989,930.00, received shall be deposited to Bridgehampton Nutrition Program-G/L #01-99-6143-01-3642-0001 up to \$214,518.00, Hampton Bays Senior Center - G/L #01-99-6143-01-3645-0002 up to \$365,482.00, Flanders Nutrition Program - G/L #01-99-6143-01-3644-0003 up to \$214,768.00, Shinnecock Nutrition Program - G/L #01-99-6143-01-3646-0004 up to \$65,434.00, and the Moriches Meal Program - G/L #01-99-6143-01-3647-0005 up to \$129,728.00

✓ Vote Record - Town Board Resolution RES-2018-1174						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1175

Category: Agreements, Contracts, Leases
Sponsors: Councilman John Bouvier
Department: Long Range Planning

Authorize Amendment to Community Preservation Fund (CPF) Water Quality Improvement (WQIP) 2018 Round One Funding Award for the Village of Westhampton Beach Drainage Improvement Project

WHEREAS, on August 23, 2016 by Resolution 2016-871, the Town Board of the Town of Southampton adopted Local Law No. 15 of 2016 which authorized the use of a portion of the Community Preservation Fund (CPF), not to exceed 20%, for water quality improvement projects (WQIP); and

WHEREAS, specific types of projects eligible for funding are enumerated within Article VI (Chapter 140) of the Town Code of the Town of Southampton; and

WHEREAS, the Community Preservation Fund Department held an open call for projects commencing in May of 2018 and closing on July 13, 2018 for the first round of funding; and

WHEREAS, seven (7) proposals for projects were submitted to the CPF Department requesting WQIP funding with a public hearing held on October 9, 2018; and

WHEREAS, by Resolution 2018-959, the Village of Westhampton Beach was awarded \$1,238,933 for Main Street Drainage Project (WQIP Type: Stormwater Collecting System; Pollution Prevention); and

WHEREAS, the Village of Westhampton Beach submitted an application addendum request indicating that they conducted a bid opening on October 30, 2018 and found that the cost estimates submitted to the CPF WQIP program were inadequate to complete the project as proposed and requests the Town Board consider allocating an additional \$900,178 to cover the unanticipated cost difference; and

WHEREAS, the Town Board held a public hearing on December 11, 2018 on the revised funding request; and

WHEREAS, as a result of that meeting the Town Board is inclined to provide the additional funding toward the increased cost of the hydrodynamic separator and the de-watering costs as indicated in the Village bid proposal documents with any additional contract administration costs to be paid by the Village; and

WHEREAS, the Town Board is Lead Agency in this matter and as such finds that the additional funding award to facilitate the implementation of the Drainage Improvement project as proposed is not expected to result in any large and important impacts, and therefore will not have a significant adverse impact on the environment; now therefore, be it

RESOLVED, that the Town Board hereby finds that the Negative Declaration previously adopted pursuant to the State Environmental Quality Review Act and Chapter 157 of the Town Code is still valid; and be it further

RESOLVED, that the Town Board authorizes the amended 2018 funding award to the Village of Westhampton Beach Drainage Improvement Project for the additional amount of \$828,535, for a total project cost not to exceed \$2,067,468 subject to compliance with the submitted and approved proposals and compliance with any and all contractual obligations required for payments; and be it further

RESOLVED, the Town Board of the Town of Southampton hereby authorizes the Supervisor to Sign Any and All Funding Award Contracts, which may be in the form of an Internal Agreement (Town Departments), Contractual Agreement (Outside Non-Municipal Entities) or Inter-Municipal Agreements (Municipal Entities); and be it further

RESOLVED, that this agreement will be prepared by Contracts Compliance and shall commence upon the date of a fully executed agreement and shall expire one (1) year thereafter, the Town reserves the right to extend these agreements for two (2) additional periods of one (1) year of doing so is in the best interest of the Town.

Financial Impact:

The source of funding for this contract shall be Water Quality Improvement Project GI# 31-99-1940-31-6209-0000 in the amount not to exceed below

✓ Vote Record - Town Board Resolution RES-2018-1175					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Failed To Move					

Town Board Resolution 2018-1176

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Scalera, Supervisor Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a 2019 Agreement with County Energy Controls, Inc. for the Maintenance of the HVAC and Humidity Controls Located at Town Hall

WHEREAS, the Town of Southampton has HVAC and Humidity Control Systems installed at Town Hall that required maintenance during the year to ensure peak performance; and

WHEREAS, County Energy Controls, Inc. is familiar with and has maintained these systems since 2007; and

WHEREAS, the term of this agreement shall be from January 1, 2019 and will expire on December 31, 2019; and

WHEREAS, the services to be performed include: three (3) visits commencing in February, May and October, emergency services and all parts and materials associated with these systems; and

WHEREAS, the annual fee for this agreement is \$3,438.00, due in installments of \$1,719.00 in January and July of 2019, January being currently due; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with County Energy Controls, Inc. for the continued maintenance of HVAC and humidity controls systems located at Town Hall; be it

FURTHER RESOLVED, that this agreement has been reviewed by Contracts Compliance and it is acceptable to execute, per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed agreement. The source of funding for this agreement shall be Buildings & Facilities - Contracts G/L #01-99-1620-01-6401-0001 in an amount not to exceed \$3,438.00 per year.

Financial Impact:

The source of funding for this agreement shall be Buildings & Facilities - Contracts G/L #01-99-1620-01-6401-0001 in an amount not to exceed \$3,438.00 per year.

✓ Vote Record - Town Board Resolution RES-2018-1176						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1177

Category: Agreements, Contracts, Leases
Sponsors: Councilman Tommy John Schiavoni
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a 2019 Contract with Tyler Technologies, Inc. to Provide Staff Familiar with Assessment Updates, Hearings and Small Claims Assessments Against the Town

WHEREAS, on January 24, 2011, pursuant to Town Board Resolution 2010-1239, the Town of Southampton entered into a contract with Tyler Technologies, Inc. to provide staff familiar with Assessment Updates, Hearings and Small Claims Assessments against the Town, all of the extensions under that contract have been exhausted; and

WHEREAS, a new contract is necessary to continue services for Lena Adams, the employee of Tyler Technologies, Inc. for the year 2019; and

WHEREAS, due to the fact that the services provided by Tyler require expertise in the area of taxes and appraisals, these services fall under the category of professional services and, therefore, are not subject to competitive bidding requirements; and

WHEREAS, the Town's procurement policy requires the Department to seek an RFP for Professional Services over \$50,000, however, due to the expertise and necessity of these services the Tax Assessors Office hereby request to forgo this requirement and by adoption of this resolution they are provided the assurance to do so; and

WHEREAS, the amount needed to fulfill Tyler's services for 2019 are \$124,800; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Tyler Technologies, Inc. to provide an appraiser to assist the Town with informal assessments and small claims hearings retroactive from January 1, 2019 and to expire December 31, 2019, subject to the adoption of the 2019 budget; be it

FURTHER RESOLVED, that this contract will be prepared by Contracts Compliance and per the Town's Comptroller, no payment shall, be made without a fully executed contract and the source of funding for this contract shall be G/L# 01-99-1355-01-6401-0000 Assessor - Contracts in an amount not to exceed \$124,800.

Financial Impact:

The source of funding for this contract shall be G/L# 01-99-1355-01-6401-0000 Assessor - Contracts in an amount not to exceed \$124,800.

✓ Vote Record - Town Board Resolution RES-2018-1177						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1178

Category: Agreements, Contracts, Leases
Sponsors: Councilman John Bouvier
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute 2019 Contract Extension with Johnson Electrical Corp. to Maintain and Repair Traffic Signals within the Town

WHEREAS, on January 13, 2017, pursuant to Resolution 2016-1188, the Town of Southampton entered into contract with Johnson Electrical Corp. to Maintain and Repair Traffic Signals within the Town; and

WHEREAS, these contract will expire on December 31, 2018, yet it contains a provision allowing the contract to be extended for two (2) additional, one (1) year terms, if doing so is in the best interest of the Town, this shall be the last extension under this contract, however, the Department request only a six (6) months extension to commence on January 1, 2019 and to expire June 30, 2019; and

WHEREAS, the Engineering Department, by its Traffic Division recommends that the Town extend this contract from January 1, 2019 and to expire June 30, 2019, this being the last extension under this contract; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute this 2019 six (6) month contract extension with Johnson Electrical Corp. to Maintain and Repair Traffic Signals within the Town; be it

FURTHER RESOLVED, that this contract extension shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be issued and no payment shall be made without a fully executed contract. The source of

funding for this project shall be G/L #01-99-3310-01-6401-0000 Transportation - Contracts in an amount not to exceed budget.

Financial Impact:

The source of funding for this project shall be G/L #01-99-3310-01-6401-0000 Transportation - Contracts in an amount not to exceed budget.

✓ Vote Record - Town Board Resolution RES-2018-1178						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1179

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Christine Preston Scalera
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a 2018 Contract Extension with Chesterfield Associates, Inc. for Shinnecock Commercial Dock Redecking Project

WHEREAS, pursuant to Resolution 2018-537, on May 22, 2018, the Town of Southampton entered into contract with Chesterfield Associates, Inc. for Shinnecock Commercial Dock Redecking Project; and

WHEREAS, this contract will expire on December 31, 2018 and although they are close to completion, additional time is necessary for the completion of this project, this contract contains a provision allowing the Town to extend the contract to be extended for one (1) additional term of one (1) year, however, both the vendor and Department are only requesting a three (3) month extension to March 30, 2019, for the completion of this project; and

WHEREAS, the Town Engineer recommends that the Town extend this contract to March 30, 2019, in an amount not to exceed budget set forth in the 2019 budget; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a 2019 contract extension with Chesterfield Associates, Inc. for Shinnecock Commercial Dock Redecking Project; be it

FURTHER RESOLVED, that this contract extension shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be issued and no payment shall be made without fully executed contract. The source of funding for this contract shall continue to be GI# C1-99-C509-00-6213-0000 Shinnecock Dock Improvements in an amount not to exceed budget.

Financial Impact:

The source of funding for this contract shall continue to be GI# C1-99-C509-00-6213-0000 Shinnecock Dock Improvements in an amount not to exceed budget.

✓ Vote Record - Town Board Resolution RES-2018-1179						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1180

Category: Agreements, Contracts, Leases
Sponsors: Councilman Tommy John Schiavoni
Department: Central Purchasing and Contracts Compliance

Authorize Supervisor to Execute a Contract Extension for Liquid Caustic Soda

WHEREAS, the Town of Southampton, pursuant to resolution 2018-156, entered into a contract with Univar USA, Inc. for Liquid Caustic Soda; and

WHEREAS, this contract expires on December 31, 2018, but contains a provision allowing the Town to extend this contract for four (4) additional, one (1) year terms, if doing so is in the best interest of the Town; and

WHEREAS, the Superintendent of the Hampton Bays Water District and the Purchasing Agent recommends that the Town extend these contracts to December 31, 2019, this being the first option to renew; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract extension with Univar USA, Inc. for Liquid Caustic Soda; be it

FURTHER RESOLVED, that this contract extension shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be issued and no payment shall be made without a fully executed contract. The source of funding for this contract extension shall be various G/L accounts within the Town in amounts not to exceed individual budgets.

Financial Impact:

The source of funding for this contract shall be Hampton Bays Water District - Chemicals G/L # SW-99-W081-62-6448-0000 in an amount not to exceed budget.

✓ Vote Record - Town Board Resolution RES-2018-1180						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1181

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Contract Extension with Long Island East and Dynamic Industries for Printing Services in various Town Departments

WHEREAS, the Town of Southampton, pursuant to resolution 2016-113, entered into a contract(s) with Long Island East and Dynamic Industries for Printing Services in various Town Departments; and

WHEREAS, these contracts expire on December 31, 2018, but contains a provision allowing the Town to extend this contract for four (4) additional, one (1) year terms, if doing so is in the best interest of the Town; and

WHEREAS, the Purchasing Agent recommends that the Town extend these contracts to December 31, 2019, this being the second option to renew; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract(s) extension with Long Island East and Dynamic Industries for Printing Services in various Town Departments; be it

FURTHER RESOLVED, that this contract extension shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be issued and no payment shall be made without a fully executed contract. The source of funding for this contract extension shall be various G/L accounts within the Town in amounts not to exceed individual budgets.

Financial Impact:

The source of funding for this contract extension shall be various G/L accounts within the Town in amounts not to exceed individual budgets.

✓ Vote Record - Town Board Resolution RES-2018-1181						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1182

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Julie Lofstad
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Contract extension with Oliver Packaging & Equipment Company, as Sole Source Provider of Complete System Packaging Trays for Senior Services

WHEREAS, beginning in 2006, it was determined that Oliver Packaging & Equipment Company, as Sole Source Provider of Complete System Packaging Trays for Senior Services due to the fact that their products meet every specification the Town's Senior Services Department has to be able to provide meals to the seniors; and

WHEREAS, Oliver Packaging & Equipment Company has demonstrated that their three compartment, eco-friendly, microwavable/refrigerator tolerant trays are wide enough to carry a bevy of items, as well as placing the film that include' s the Town's logo on the

packaging is a Sole Source Product, a letter indicating same has been provided to Central Purchasing and Contracts Compliance; and

WHEREAS, the 2015 Sole Source contract was for two (2) years, yet it contains a provision allowing the contract to be extended for up to two (2) additional, one (1) year periods, if doing so is in the best interest of the Town, the Department Head of Senior Services that requests to execute a Sole Source contract extension with Oliver Packaging & Equipment Company, as Sole Source Provider of Complete System Packaging Trays for Senior Services, for a term of one year, with this being the last extension available; and

WHEREAS, the 2019 amount of this contract shall not exceed \$25,000 per year, without further authorization from the Town Board of the Town of Southampton; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract extension with Oliver Packaging & Equipment Company, as Sole Source Provider of Complete System Packaging Trays for Senior Services in an amount not to exceed \$25,000 per year, without further authorization from the Town Board; be it

FURTHER RESOLVED, that this contract extension shall be prepared by Central Purchasing and Contracts Compliance, as long as Oliver Packaging & Equipment Company provides documentation to support their Sole Source status on an annual basis, per the Town's Comptroller, no purchase order shall be issued and no payment shall be made without a fully executed contract. The source of funding for this contract shall be a Senior Services - Nutrition Programs - Supplies G/L #01-99-6143-01-6426-0000 in an amount not to exceed \$25,000 per year.

Financial Impact:

The source of funding for this contract shall be a Senior Services - Nutrition Programs - Supplies G/L #01-99-6143-01-6426-0000 in an amount not to exceed \$25,000 per year.

✓ Vote Record - Town Board Resolution RES-2018-1182					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Failed To Move					

Town Board Resolution 2018-1183

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Contract Extension with Quogue-Sinclair for Supply No. 2 Fuel Oil, Service & Repair

WHEREAS, on January 22, 2016, pursuant to Resolution 2015-1253, the Town of Southampton entered into contract with Quogue-Sinclair for Supply No. 2 Fuel Oil, Service & Repair; and

WHEREAS, this contract expires on January 22, 2019, yet it contains a provision allowing the contract to be extended for up to four (4) additional one (1) year terms at the Town's discretion, this being the third extension; and

WHEREAS, the Purchasing Agent recommends that the Town extend this to January 22, 2020; and

WHEREAS, the source of funding shall be various G/L codes in amounts not to exceed available budget; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a Contract Extension with Quogue-Sinclair for Supply No. 2 Fuel Oil, Service & Repair; be it

FURTHER RESOLVED, that this contract extension shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be issued and no payment shall be made without a fully executed contract. The source of funding shall be various G/L codes in amounts not to exceed available budget.

Financial Impact:

The source of funding shall be various G/L codes in amounts not to exceed available budget.

✓ Vote Record - Town Board Resolution RES-2018-1183						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1184

Category: Agreements, Contracts, Leases
Sponsors: Councilman Tommy John Schiavoni
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Contract Extension with Fosters' Farm Sagaponack, LLC for Farming at Town Line Road Parcel - Town Line Road - Sagaponack SCTM# 0908-4-1-27

WHEREAS, on March 17, 2016, pursuant to Resolution 2016-114, the Town of Southampton entered into contract with Fosters' Farm Sagaponack, LLC. for Farming at Town Line Road Parcel - Town Line Road - Sagaponack SCTM# 0908-4-1-27; and

WHEREAS, this contract expires on December 31, 2018, yet it contains a provision allowing the contract to be extended for up to three (3) additional, one (1) year terms, if doing so is in the best interest of the Town; and

WHEREAS, the Community Preservation Funds Manager and the Purchasing Agent recommends that the Town amend and extend this contract to December 31, 2019, for the second extension; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract extension with Fosters' Farm Sagaponack, LLC. for Farming at Town Line Road Parcel-Town Line Road- Sagaponack SCTM# 0908-4-1-27; be it

FURTHER RESOLVED, this is an income generating agreement, with monies receipted to Community Preservation-Misc Revenue G/L #31-99-1940-31-2770-0000 in the amount of \$180.00 per acre for a total license fee of \$2,160.00 per year.

Financial Impact:

This is an income generating agreement with monies to be deposited into Community Preservation Fund - Misc Revenue License Agreements G/L #31-99-1940-31-2770-0000. in an amount of \$180.00 per acre for a total license fee of \$2,160.00 per year.

✓ Vote Record - Town Board Resolution RES-2018-1184						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1185

Category: Agreements, Contracts, Leases
Sponsors: Councilman Tommy John Schiavoni
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Contract Extension with Remi Wesnofske, Inc. for Farming at Sayre Field, SCTM No. 0900-69-2-13.5

WHEREAS, on February 12, 2016, pursuant to Resolution 2016-115, the Town of Southampton entered into contract with Remi Wesnofske, Inc. for Farming at Sayre Field, SCTM No. 0900-69-2-13.5; and

WHEREAS, this contract expires on December 31, 2018, yet it contains a provision allowing the contract to be extended for up to three (3) additional, one (1) year terms, if doing so is in the best interest of the Town; and

WHEREAS, the Community Preservation Funds Manager and the Purchasing Agent recommends that the Town amend and extend this contract to December 31, 2019, for the second extension; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract extension with Remi Wesnofske, Inc. for Farming at Sayre Field, SCTM No. 0900-69-2-13.5; be it

FURTHER RESOLVED, this is a income generating agreement, with monies receipted to Community Preservation - Misc Revenue G/L #31-99-1940-31-2770-0000 in an amount of \$165.00 per acre for a total license fee of \$891.00 per year.

Financial Impact:

This is a income generating agreement, with monies receipted to Community Preservation - Misc Revenue G/L #31-99-1940-31-2770-0000 in an amount of \$165.00 per acre for a total license fee of \$891.00 per year.

✓ Vote Record - Town Board Resolution RES-2018-1185						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1186

Category: Agreements, Contracts, Leases
Sponsors: Councilman Bouvier, Supervisor Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Contract with Toxic Targeting, Inc. for the Preparation of a Report to Determine the Hazards Posed by PFAS in the Town of Southampton

WHEREAS, the Town's utmost concern is that of the safety of its residents; and

WHEREAS, recent discoveries of certain chemicals in drinking water in the Town of Southampton have caused some concern and the Town has decided that a study and investigation should be performed to determine if and where polyfluoroalkyl substances are present within the Town of Southampton; and

WHEREAS, Toxic Targeting, Inc., hereinafter, "Toxic", has provided the Town with a proposal to perform a Phase I Environmental Site Assessment Database Report to educate the Town on the effect of PFAS in the air, land and water; and

WHEREAS, Toxic has the requisite experience to perform these services as they have performed similar tasks for other governmental agencies and have identified a large amount of data that is not available from other single public or private source; and

WHEREAS, Toxic shall use geographical information to research potential sites, in an effort to map, and profile these sites with identifying numbers for the Town's use, the cost of this proposal shall not exceed \$25,000; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to sign a contract with Toxic Targeting, Inc., for the Preparation of a Report to Determine the Hazards Posed by PFAS in the Town of Southampton, the cost of this contract shall not exceed \$25,000; be it

FURTHER RESOLVED, that this contract shall be prepared by the Office of Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; be it

FURTHER RESOLVED, that the source of funding for this contract shall be Water Quality Improvement Project in Compliance with Local Law 12 of 2012 under GL# 31-99-1940-31-6209-0000 in an amount not to exceed \$25,000.

Financial Impact:

The source of funding for this contract shall be Water Quality Improvement Project in Compliance with Local Law 12 of 2012 under GL# 31-99-1940-31-6209-0000 in an amount not to exceed \$25,000.

✓ Vote Record - Town Board Resolution RES-2018-1186						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1187

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Julie Lofstad
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute an Agreement with Thomson Reuters for Use of the CLEAR Plus Web Analytics Program by the Town's Code Enforcement Department

WHEREAS, the duties of the Town's Investigator are varied and often times require confidential information be obtained for use in performing their duties; and

WHEREAS, Thomson Reuters has developed CLEAR Plus Web Analytics which provides assistance in the following areas:

- Locate people, assets, businesses, affiliations, and other crucial facts;
- Make connections among individuals, incidents, activities, and locations;
- Visualize, detect, and analyze patterns and trends in offenses and offenders;

WHEREAS, the cost of this service is \$196.35 per month, this agreement will commence when fully executed by the Town's Supervisor or designee and will expire thirty-six (36) months, or three (3) years thereafter, the total amount for the 36 month term shall not exceed \$7,068.60; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a license agreement with Thomson Reuters for the Code Enforcement Department to utilize the CLEAR Plus Web Analytics program at a cost of \$196.35 per month with a thirty-six (36) month or three (3) years thereafter, the total amount for the 36 month term shall not exceed \$7,068.60; be it

FURTHER RESOLVED, that Contracts Compliance has reviewed this agreement and finds its signing acceptable, per the Town's Comptroller, no purchase order shall be issued and no payment shall be made without a fully executed agreement.

Financial Impact:

The source of funding shall be Code Enforcement - Publications G/L #22-99-3125-22-6412-0000 in an amount not to exceed \$196.35 per month for 36 months, the total amount for the 36 months shall not exceed

✓ Vote Record - Town Board Resolution RES-2018-1187						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1188

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute Any and All Documents Pertaining to Grant From Dormitory Authority State of New York through the State and Municipal Facilities Program for a New Parking Lot adjacent to the LIRR Station in Hampton Bays

WHEREAS, the Town of Southampton has applied for funding from the Dormitory Authority State of New York through the State and Municipal Facilities Program in the amount of \$125,000; and

WHEREAS, the Town has established a capital improvement budget for the newly created new parking lot adjacent to LIRR Station in Hampton Bays; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to accept funds from Dormitory Authority State of New York through the State and Municipal Facilities Program for new parking lot adjacent to LIRR Station in Hampton Bays, and enter into and execute any and all documents pertaining this a project; be it

FURTHER RESOLVED, that one (1) copy of this Town Board Resolution shall be certified by the Town Clerk and submitted to Dormitory Authority State of New York through the State and Municipal Facilities Program.

The grant monies received under this grant shall be deposited into an account GI# C1-99-H213-00-3097-0000 Hampton Bays LIRR Parking Lot-State Aid in the amount of \$125,000.

Financial Impact:

The grant monies recieved under this grant shall be deposited into an account GI# C1-99-H213-00-3097-0000 Hampton Bays LIRR Parking Lot-State Aid in the amount of \$125,000.

✓ Vote Record - Town Board Resolution RES-2018-1188						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1189

Category: Agreements, Contracts, Leases
Sponsors: Councilman John Bouvier
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Sign a Contract with The Raynor Group, P.E. & L.S., PLLC. for Professional Services for the Hampton Bays Parking Lot next to the Long Island Railroad

WHEREAS, The Town of Southampton is interested in construction and improvements to create a new parking lot in Hampton Bays next to the Long Island Rail Road; and

WHEREAS, the Raynor Group, P.E. & L.S., PLLC., hereinafter (Raynor) submitted the lowest proposal in the amount of \$9,600; and

WHEREAS, Raynor will prepare a boundary and topographic survey of the right of way to include mapping, will prepare site plans including estimates and construction details, meetings, and technical specifications; and

WHEREAS, the contract shall commence upon receipt of a fully executed contract and shall expire on December 31, 2019; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to sign a contract with the Raynor Group, P.E. & L.S., PLLC. for Land Surveying, Mapping and Engineering Services to be Provided for Professional Services for the Hampton Bays Parking Lot next to the Long Island Railroad; be it

FURTHER RESOLVED, that this contract shall be prepared by Contracts Compliance and per the Town Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract, The source of funding for this project is GL# C1-99-H213-6211-0000 HB LIRR Parking Lot in the amount of \$9,600.

Financial Impact:

The source of funding for this project is GL# C1-99-H213-6211-0000 HB LIRR Parking Lot in the amount of \$9,600.

✓ Vote Record - Town Board Resolution RES-2018-1189						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1190

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute the 2019 Fire Protection Contracts with the Village of Sag Harbor for the Noyac and Bay Point Fire Protection Districts

WHEREAS, on November 13, 2018, pursuant to Town Law Section 184, a public hearing was held before the Town Board of the Town of Southampton regarding the 2019 Fire Protection Contracts for the Noyac and Bay Point Fire Protection Districts; and

WHEREAS, the public hearing was closed on November 13, 2018, with no objections; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute the 2019 Fire Protection Contracts with the Village of Sag Harbor for the Noyac Fire Protection District in the amount of \$877,865.00 and Bay Point Fire Protection District in the amount of \$77,914.00 and per the Town's Comptroller, no purchase order shall be issued and no payment shall be made without a fully executed contract.

Financial Impact:

The source of funding shall be Bay Point Fire Protection Contract G/L #SF-99-F042-53-6401-0000 in the amount of \$77,914.00 and Noyac Fire Protection Contract G/L #SF-99-F040-53-6401-0000 in the amount of \$877,865.00 pursuant to the 2019 budget.

✓ Vote Record - Town Board Resolution RES-2018-1190						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Adopted as Amended	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Failed To Move	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Town Board Resolution 2018-1191

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Sign a 2019 Contract with Mesiano Consulting, Inc. for Grant Writing Assistance

WHEREAS, on August 8, 2013, pursuant to resolution 2014-288, the Town of Southampton entered into a contract with Mesiano Consulting, Inc., hereinafter (Mesiano) for Grant Writing Assistance; and

WHEREAS, Mesiano has successfully provided grant writing and research services to the Town for various projects; and

WHEREAS, the contract for Mesiano will expire on December 31, 2018 and does not contain any extension clauses and therefore a new contract must be prepared; and

WHEREAS, the Town Comptroller recommends continuing the consulting services of Mesiano Consulting, Inc., which has the requisite professional background and skills necessary to assist in the completion of this task; and

WHEREAS, Mesiano Consulting Inc. has agreed to continue to provide consulting services to the Town, the total contract amount shall not exceed \$40,000 for 2019; and

WHEREAS, this contract shall commence upon receipt of a fully executed contract and shall be in effect for a term of two (2) years, unless canceled in writing, the Town also reserves the right to extend this contract by formal resolution for one (1) additional, one (1) year terms if doing so is in the best interest of the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a consulting contract with Mesiano Consulting, Inc. for the aforementioned services in an amount not to exceed \$40,000 for 2019, the Contracts Office has received the required memo foregoing the need for comparative pricing; be it

FURTHER RESOLVED, that this contract shall be prepared by Contracts Compliance and shall be in effect for a term of two (2) years, unless canceled in writing, the Town also reserves the right to extend this contract by formal resolution for one (1) additional, one (1) year terms if doing so is in the best interest of the Town and per the Town Comptroller's Office, no purchase order shall be issued and no payment shall be made without a fully executed contract.

The source of funding for this contract shall be Consultant GL # 01-99-1315-01-6490-0000 in an amount not to exceed \$40,000 for 2019.

Financial Impact:

The source of funding for this contract shall be Consultant GL # 01-99-1315-01-6490-0000 in an amount not to exceed \$40,000 for 2019.

✓ Vote Record - Town Board Resolution RES-2018-1191						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1192

Category: Agreements, Contracts, Leases
Sponsors: Councilman John Bouvier
Department: Long Range Planning

Authorize the Supervisor to Sign A Contract with Dru Associates, Inc. for Stage 2 Egg Mass Searches for Finalizing a Negative finding Study for the Eastern Tiger Salamander in the Riverside Revitalization Action Plan Area

WHEREAS, on May 5, 2018 the Town Board of the Town of Southampton by Resolution No. 2018-515 retained Dru Associates, Inc. to prepare a report for the Stage 1 field assessment initiating a Negative Finding Study for the Eastern Tiger Salamander in the Riverside Revitalization Action Plan Area during the late spring and early summer of 2018; and

WHEREAS, pursuant to said contract Dru Associates, Inc. prepared a report dated August 13, 2018 detailing the initial site assessment which included securing required licenses, findings from aquatic survey's and field observations, as well as recommendations towards the appropriate methodology and scope for Stage 2 Egg Mass Searches for finalizing a Negative Finding Study for the Eastern Tiger Salamander in the Riverside Revitalization Action Plan Area; and

WHEREAS, the Town Board of the Town of Southampton seeks to finalize said Negative Finding Study; and

WHEREAS, the Town Planning and Development Administrator has received a proposal dated November 5, 2018, prepared by Dru Associates, Inc. for the Stage 2 Egg Mass Searches for finalizing a Negative Finding Study for the Eastern Tiger Salamander in the Riverside Revitalization Action Plan Area in the amount of \$12,990; and

WHEREAS, determining the presence or absence of Tiger Salamanders via egg mass searches shall begin on and or around January 15th through April 31st of 2019 and shall

include but is not limited to the following:

- Field Study Protocols;
- Egg Mass Searches;
- Reporting and Interpretation of Searches; and

WHEREAS, that based on the recommendation of the Town’s Planning and Development Administrator that the Town of Southampton enter into a contract with Dru Associates, Inc. for the Stage 2 Egg Mass Searches for finalizing a Negative Finding Study for the Eastern Tiger Salamander in the Riverside Revitalization Action Plan Area in an amount not to exceed \$12,990.; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to sign a contract with Dru Associates, Inc. for Stage 2 Egg Mass Searches for finalizing a Negative Finding Study for the Eastern Tiger Salamander in the Riverside Revitalization Action Plan Area in an amount not to exceed \$12,990; and be it

FURTHER RESOLVED, that this contract shall be prepared by Contracts Compliance and shall commence upon receipt of a fully executed contract and shall expire on December 31, 2019, per the Town's Comptroller, no purchase order shall be issued and no payment shall be paid without a fully executed contract in place with the source of funding for this project being Riverside Salamander Survey-Consultants GL# C3-99-H107-00-6490-0000 in an amount not to exceed \$12,990.

Financial Impact

The source of funding for this project shall be Riverside Salamander Survey - Consultants GL# C3-99-H107-00-6490-0000 in an amount not to exceed \$12,990.

Financial Impact:

GL# C3-99-H107-00-6490-0000

✓ Vote Record - Town Board Resolution RES-2018-1192						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1193

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Sign a Contract with SoundSense for Acoustical Recommendations at the Bridgehampton Community House

WHEREAS, the Town of Southampton has a Sale and Leaseback Agreement that was entered into on April 27, 1999 and that will ran in effect for ninety-nine (99) years; and

WHEREAS, pursuant to par. 3 of the agreement the premises shall be used by the Bridgehampton Community House Association, (BHCA), its members or invitees as a community home open to all individuals and to all non-governmental organizations engaged in cultural, recreational, civil, art, educational and other activities devoted to the greater good of the Bridgehampton community; and

WHEREAS, in that vein, celebrations are held from time to time and due to the age of the building, at times the noise levels appear to be higher than originally expected; and

WHEREAS, the Town is looking to enlist the assistance of a consultant to determine if sound proofing the building could help to alleviate the level of noise coming from the building; and

WHEREAS, Soundsense has provided the Town with a proposal to perform a site review to determine the areas of concern, to interview the surrounding neighbors, to obtain any architectural drawings from the Town, collect acoustical readings, and provide a memorandum to the Town and recommendations on how to move forward, the cost of these services shall not exceed \$3,100; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to sign a contract with SoundSense for Acoustical Recommendations at the Bridgehampton Community House; be it

FURTHER RESOLVED, that this contract shall be prepared by Contracts Compliance and per the Town Comptroller, no purchase order shall be prepared and no payment shall be made without a fully executed agreement in place, the source of funding for this contract shall be GI# SP-99-P020-51-6486-0000 Bridgehampton Park District in an amount not to exceed \$3,100 for the completion of both phases.

Financial Impact:

The source of funding for this contract shall be GI# SP-99-P020-51-6486-0000 Bridgehampton Park District in an amount not to exceed \$3,100 for the completion of both phases.

✓ Vote Record - Town Board Resolution RES-2018-1193						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1194

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Town Attorney

Authorize the Town Board to Retain the firm of Napoli Shkolnik, PLLC to Represent the Town of Southampton in the Investigation and Potential Litigation of matters involving the Contamination of Water Supply and Natural Resources throughout the Town of Southampton

RESOLVED, that the Town Board of the Town of Southampton hereby retains the firm of Napoli Shkolnik, PLLC to represent the Town of Southampton in the investigation and litigation, if any, regarding the perfluorooctanoic acid (PFOA), perfluorooctane Sulfonate

(PFOS) and other perfluorinated Chemicals (PFCs) contamination of its water supply and natural resources. Such representation will be on a contingent fee basis, and Napoli Shkolnik will be responsible to finance all litigation costs, including expenses and disbursements.

FURTHER RESOLVED, that the Town Board hereby authorizes the Supervisor of the Town of Southampton to execute any and all documents necessary to effectuate this resolution, including, but not limited to, a retainer agreement.

Financial Impact:

None.

✓ Vote Record - Town Board Resolution RES-2018-1194						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1195

Category: Agreements, Contracts, Leases
Sponsors: Councilman Tommy John Schiavoni
Department: Central Purchasing and Contracts Compliance

Award and Authorize Supervisor to Sign Contract with Green Velvet Tree, Inc. for Tree and Stump Removal for East and West of the Shinnecock Canal

WHEREAS, on November 13, 2018, by Resolution No. 2018-104, the Town Board of the Town of Southampton authorized and directed the Town Clerk to advertise a public bid for Notice to Bidders for Tree and Stump Removal; and

WHEREAS, four (4) bids were received, opened and read aloud on December 12, 2018; and

WHEREAS, the bid(s) were reviewed by the Superintendent of the Highway Department and the Contracts Technician and it has been determined that Green Velvet Tree, Inc. is the lowest responsible bidder for both East and West of the Shinnecock Canal in accordance with GML 103 in an amount not to exceed \$252,000 for East of the Canal and in an amount not to exceed \$252,000 for West of the Canal; and

WHEREAS, it is the recommendation of the Superintendent of the Highway Department and the Contracts Technician that the contract for Tree and Stump Removal for East and West of the Shinnecock Canal should be awarded to Green Velvet Tree, Inc.; and

WHEREAS, the commencement of this contract shall be upon receipt of a fully executed contract and shall expire December 31, 2019, the Town reserves the right to extend the Contract for up to two (2) additional one (1) year terms, if doing so would be in the best interest of the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to sign a contract with Green Velvet Tree, Inc. for Tree and Stump Removal for East and West of the Shinnecock Canal, in an amount not to exceed \$252,000 for East of the Canal and in an amount not to exceed \$252,000 for West of the Canal, this contract

shall be prepared by Central Purchasing and Contracts Compliance and per the Town Comptroller, no payment shall be made without a fully executed contract; and be it

FURTHER RESOLVED, The source of funding for this project shall be Highway Maintenance Division-Tree Removal in an amount not to exceed budget and various other Town Accounts allocated for this purposes.

Financial Impact:

The source of funding for this project shall be Highway Maintenance Division-Tree Removal in an amount not to exceed budget and various other Town Accounts allocated for this purposes.

✓ Vote Record - Town Board Resolution RES-2018-1195						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1196

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Supervisor

Recall and Amend Resolution 2018-1172: Authorize the Supervisor to Sign Any and All Documents Pertaining to the Grant Application for the New York State Water Infrastructure Improvement Act of 2017

WHEREAS, Resolution 2018-1172 authorized the submission by the Town of a New York State Water Infrastructure Improvement Act of 2017 grant application by January 11, 2019; and

WHEREAS, the Suffolk County Water Authority estimated that the construction cost of the water main extensions to properties in the hamlet of East Quogue that would be funded by the grant would be \$1,500,000; and

WHEREAS, the grant application engineering budget has now been amended to include the costs associated with tap and surcharge fees; now therefore be it

RESOLVED, that the Town Board Resolution 2018-1172 is hereby recalled and amended to increase the estimated cost of construction to \$1,800,000 (from \$1,500,000) for water main extensions in East Quogue; and be it further

RESOLVED, that if the grant request is approved, a separate Town Board resolution accepting the awarded grant shall be adopted and identify the source of funding for the up-front costs and, per the Town Comptroller, no spending is to occur prior to the acceptance of the grant and funding is established; and be it further

RESOLVED, that all other terms and conditions of Town Board Resolution 2018-1172 shall remain the same.

Financial Impact:

None; see resolution text.

✓ Vote Record - Town Board Resolution RES-2018-1196						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Adopted as Amended	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Town Board Resolution 2018-1197

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Lofstad, Councilman Bouvier
Department: Central Purchasing and Contracts Compliance

Reject Bids for Maintenance on Trails in Southampton

WHEREAS, on August 14, 2018, the Town Board of the Town of Southampton by Resolution Number 2018-790, authorized and directed the Town Clerk to advertise a Bid for 2018 Notice to Bidders for Maintenance on Trails in Southampton; and

WHEREAS, the bids were due by September 12, 2018 at 2:00 p.m.

WHEREAS, two (2) bids were received by the due date; and

WHEREAS, the Town departments involved in the decision making for this project have determined that the bids submitted were over the budget allocated for this project; and

WHEREAS, the Town of Southampton reserves the right to reject any and all bids/proposals as not being in the best interest of the Town; now therefore, be it

RESOLVED, that based upon the recommendation of the Town Engineer, that the Town Board of the Town of Southampton hereby rejects the bids for Maintenance on Trails in Southampton as not being in the best interest of the Town; be it

FURTHER RESOLVED, that the Town Board of the Town of Southampton hereby authorizes and directs the Town Clerk to return any and all bid securities, if applicable, for this project and maintain the file as necessary.

Financial Impact:

NONE

✓ Vote Record - Town Board Resolution RES-2018-1197						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Adopted as Amended	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Town Board Resolution 2018-1198

Category: Bidding
Sponsors: Councilman Tommy John Schiavoni
Department: Central Purchasing and Contracts Compliance

2019 Notice to Bidders for Furnish and Deliver Meter Pits and Ancillary Equipment

RESOLVED, as per the request of Hampton Bays Water District that the Town Clerk be and hereby is authorized to advertise for public bid as per the following:

NOTICE TO BIDDERS

TAKE NOTICE, that sealed bids will be received by the Town Clerk, Southampton Town Hall, on Wednesday, January 30, 2019 at 2:00 p.m., prevailing time, when they will be publicly opened and read aloud for:

Furnish and Deliver Meter Pits and Ancillary Equipment

Specifications are available beginning on Thursday, January 3, 2019 at 8:30 a.m. online at <http://bids.southamptontownny.gov/Default.aspx> or in person at the Town Clerk's Office, 116 Hampton Road, Southampton between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday, (except Holidays). These specifications have met with the approval of Central Purchasing and Contracts Compliance.

Each proposal must be submitted in a sealed envelope clearly marked "**Furnish and Deliver Meter Pits and Ancillary Equipment.**" Bidders must comply with all Federal, State, and local laws.

The Town Board of the Town of Southampton reserves the right to waive any informalities in bids received, and/or reject any or all bids.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

The source of funding shall be HBWD Operations - Meter Settings G/L# SW-99-W081-62-6235-0000 in an amount not to exceed available budget.

✓ Vote Record - Town Board Resolution RES-2018-1198						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Adopted as Amended	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Town Board Resolution 2018-1199

Category: Budget & Finance
Sponsors: Supervisor Jay Schneiderman
Department: Comptroller

Amend 2018 Adopted Budget for Various Departments

WHEREAS, the below listed accounts need to be amended to reflect the actual expenses for 2018 and there are available appropriations available to transfer to cover the actual expenses; now therefore be it

RESOLVED, the Town Board of the Town of Southampton hereby authorizes the transfers

outlined in the below chart to cover anticipated expenditures and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Description	Account Number	Increase	Decrease
Town Clerk - Publications	01-99-1410-01-6412-0000	1,150.00	
Town Clerk - Part Time Salaries	01-99-1410-01-6105-0000		1,150.00
Water Operation H Bays - Water Analysis	SW-99-W081-62-6453-0000	45,000.00	
Water Operation H Bays-Appropriated Fund Balance	SW-99-W081-62-9090-0000	45,000.00	
Town Police - Civilian - Overtime	02-99-3124-02-6101-0000	1,000.00	
Town Police - Civilian - Part Time Salaries	02-99-3124-02-6105-0000		1,000.00
Unallocated - Judgements and Claims	01-99-9900-01-6498-0000	35,205.00	
Unallocated - Interest And Earnings	01-99-9900-01-1201-0000	16,255.00	
Unallocated - NYS Unemployment	01-99-9900-01-6870-0000		18,950.00
G. I. S. - Salaries	01-99-1682-01-6100-0000	16,586.00	
G. I. S. - FICA Tax Expenditure	01-99-1682-01-6830-0000	300.00	
G. I. S. - MTA Tax	01-99-1682-01-6835-0000	50.00	
G. I. S. - Medical Insurance - Active Employees	01-99-1682-01-6860-0000	17,101.00	
G. I. S. - Dental & Optical	01-99-1682-01-6865-0000	280.00	
Information Systems - Salaries	01-99-1680-01-6100-0000		34,317.00
Adult Day Care - Salaries	01-99-6055-01-6100-0000	15,801.00	
Adult Day Care - FICA Tax Expenditure	01-99-6055-01-6830-0000	2,280.00	
Adult Day Care - MTA Tax	01-99-6055-01-6835-0000	80.00	
Adult Day Care - Dental & Optical	01-99-6055-01-6865-0000	540.00	
Senior Citizens Admin - Salaries	01-99-6772-01-6100-0000		18,701.00
Youth Services - Medical Insurance - Active Employ	01-99-6119-01-6860-0000	2,462.00	
Youth Services - Cash in Lieu of Health Benefits	01-99-6119-01-6127-0000		2,462.00
Town Police - Holiday	02-99-3120-02-6104-0000	4,832.00	
Town Police - Emergency Services Training	02-99-3120-02-6111-0000	796.00	
Town Police - Cash In Lieu of Health Benefits	02-99-3120-02-6127-0000	9,496.00	
Town Police - MTA Tax	02-99-3120-02-6835-0000	5,045.00	
Town Police - Disability	02-99-3120-02-6875-0000		2,000.00
Town Police - Instructor	02-99-3120-02-6112-0000		

			500.00
Town Police - Medical Insurance - Active Employees	02-99-3120-02-6860-0000		7,000.00
Town Police - Dental & Optical	02-99-3120-02-6865-0000		5,200.00
Town Police - Telephone - Wireless	02-99-3120-02-6466-0000		3,000.00
Town Police - Contracts - Copier Leases	02-99-3120-02-6477-0000		2,000.00
Town Police - FICA Tax Expenditure	02-99-3120-02-6830-0000		469.00
Parks & Recreation Admin - Part Time Salaries	01-99-7020-01-6105-0000	1,500.00	
Recreation Admin - Employee Retirement	01-99-7020-01-6810-0000		1,500.00
Highway Maintenance - Cash in Lieu of Health Benefits	06-99-5110-06-6127-0000	23,225.00	
Highway Maintenance - Diesel Fuel	06-99-5110-06-6441-0000	20,000.00	
Highway Maintenance - Medical Insurance - Active E	06-99-5110-06-6860-0000		43,225.00
Fire Prevention - Part Time Salaries	01-99-3410-01-6105-0000	2,000.00	
Fire Prevention & Protection - Sick Leave	01-99-3410-01-6103-0000		2,000.00
Building and Zoning - Overtime	22-99-8029-22-6101-0000	11,000.00	
Building & Zoning Department - Building Permit Fee	22-99-8029-22-2555-0000	11,000.00	
Town Attorney - Cash In Lieu of Health Benefits	01-99-1420-01-6127-0000	5,636.00	
Town Attorney - Medical Insurance - Active Employee	01-99-1420-01-6860-0000		5,636.00
Human Resources - Cash in Lieu of Health Benefits	01-99-1430-01-6127-0000	5,165.00	
Human Resources - Longevity	01-99-1430-01-6110-0000	105.00	
Human Resources - Medical Insurance - Active Employee	01-99-1430-01-6860-0000		5,270.00
Human Services Bus Operations - Cash in Lieu of Health	01-99-5630-01-6127-0000	1,814.00	
Human Services Bus Operations - Medical Insurance	01-99-5630-01-6860-0000		1,814.00
Nutrition Programs - Cash in Lieu of Health Benefits	01-99-6143-01-6127-0000	5,636.00	
Nutrition Programs - Longevity	01-99-6143-01-6110-0000		2,500.00
Nutrition Programs - Medical Insurance - Active Employee	01-99-6143-01-6860-0000		3,136.00
E. & G. Channel - Cash In Lieu of Health Benefits	01-99-7560-04-6127-0000	610.00	
E. & G. Channel - Employee Retirement	01-99-7560-04-6810-0000		610.00
Waste Management Solid Waste - Cash in Lieu of Health	20-99-8161-20-6127-0000	3,920.00	

Waste Management - Holiday	20-99-8161-20-6104-0000	12,291.00	
Waste Management Solid Waste - Longevity	20-99-8161-20-6110-0000		7,800.00
Waste Management Solid Waste - Medical Insurance -	20-99-8161-20-6860-0000		8,411.00
Investigation & Enforcement - Cash in Lieu of Health	22-99-3125-22-6127-0000	1,408.00	
Investigation & Enforcement - Medical Insurance	22-99-3125-22-6860-0000		1,408.00
Water Operation H Bays - Cash in Lieu of Health Be	SW-99-W081-62-6127-0000	2,701.00	
Water Operation H Bays - Sick Leave	SW-99-W081-62-6103-0000		2,701.00
Community Preservation - Longevity	31-99-1940-31-6110-0000	110.00	
Community Preservation - Cash in Lieu of Health Be	31-99-1940-31-6127-0000		110.00
Recreation Programming - Part Time Salaries	01-99-7021-01-6105-0000	5,000.00	
Recreation Programs - Program Expenses	01-99-7021-01-6470-0000		5,000.00
Waste Mgmt Post Closure - Overtime	01-99-8160-01-6101-0000	700.00	
Waste Mgmt Post Closure - Longevity	01-99-8160-01-6110-0000		700.00

Financial Impact:

Appropriate fund balance in Hampton Bays Water District in the amount of \$45,000.00

✓ Vote Record - Town Board Resolution RES-2018-1199						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1200

Category: Budget & Finance
Sponsors: Supervisor Jay Schneiderman
Department: Comptroller

Amend 2018-2022 Capital Budget for Ponquogue Fishing Pier

WHEREAS, the 2018-2022 Capital Program and 2018 Capital Budget was adopted per Resolution 2017-1072 by the Town Board, as amended, on November 20, 2017; and

WHEREAS, the 2018-2022 Capital Program includes capital project MW 15.3 & 15.4 Ponquogue Fishing Pier; and

WHEREAS, the 2018 Capital Budget for this project is set at \$2,040,609 and an additional estimated amount needed to complete the project is \$1,000; and

WHEREAS, funding has been indentified and is from a grant award in the amount of \$1,000 from FEMA; and

WHEREAS, this is a reimbursement grant and funding shall be established in the form of a loan from the General Fund until such time the grant funding is received; now therefore be it

RESOLVED, the Town Board of the Town of Southampton hereby amends the 2018-2022 Capital Program and increase the budget for Capital Project Ponquogue Fishing Pier in the amount of \$1,000, for a total amended budget of \$2,041,609, to be funded from a loan from the General Fund until the FEMA reimbursement is received; and be it further

RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

INCREASE Ponquogue Fishing Pier Federal Aid G/L # C1-99-C617-00-4960-0000 - \$1,000

INCREASE Ponquogue Fishing Pier Park Improvements G/L #C1-99-C617-00-6212-0000 - \$1,000

✓ Vote Record - Town Board Resolution RES-2018-1200					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Failed To Move					

Town Board Resolution 2018-1201

Category: Budget & Finance
Sponsors: Councilman Bouvier, Councilwoman Lofstad
Department: Town Attorney

Authorize Payment from Workforce Housing Fund to the Town of Southampton Housing Authority for the Construction of Affordable Housing

WHEREAS, on August 11, 2011, the Town of Southampton Planning Board approved the site plan application for The Ponds at Southampton Village, (“The Ponds”) for the construction of a condominium complex partially located on the property at 229 Magee Street, Southampton; and

WHEREAS, pursuant to the site plan approval, The Ponds offered to make a payment of \$500,000.00 to the Town of Southampton Housing Authority to be used for workforce housing in the 11968 zip code area; and

WHEREAS, pursuant to Town Board Resolution 2015-352, the Town Board of the Town of Southampton authorized the disbursement of \$200,000.00 from the payment made by The Ponds for the construction of workforce housing; and

WHEREAS, the Town of Southampton is holding the balance of \$50,000.00 from the payment made by The Ponds and the attorney representing The Ponds is holding the remaining \$250,000.00; and

WHEREAS, the Town of Southampton Housing Authority is proposing to purchase a portion of the premises located at 111 Powell Avenue, Southampton, NY 11968 (“Property”) for the purposes of constructing an affordable, two-family home with a one-bedroom accessory apartment; and

WHEREAS, the Town of Southampton Housing Authority is requesting the release of the entire balance of \$300,000.00 to be used for the purchase of the “Property”; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the release of \$50,000.00 plus accrued interest from the Workforce Housing Fund (Restricted Fund Cost Center R083) to the Southampton Housing Authority to be used for the purchase of a portion of the property located at 111 Powell Avenue, Southampton, NY 11968 and further authorizes the Comptroller to close the Workforce Housing Fund account; and be it

FURTHER RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Attorney representing The Ponds to release the remaining \$250,000.00 to the Town of Southampton Housing Authority to be used for the purchase of said Property.

Financial Impact:

The source of funding shall be Restricted Fund Cost Center R083 - Long Island Workforce Housing in the amount of \$50,000.00 plus accrued interest.

✓ Vote Record - Town Board Resolution RES-2018-1201						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Adopted as Amended	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Town Board Resolution 2018-1202

Category: Budget & Finance
Sponsors: Councilwoman Christine Preston Scalera
Department: Town Council

Authorize Provision for a Dedicated Water Quality Improvement Project Reserve Line for East Quogue Community Preservation Fund (CPF)

WHEREAS, the Community Preservation Fund (CPF) Program is financed by a 2% tax on real property transfers town-wide pursuant to New York State Town Law Section 64-e and Tax Law Section 1449-ee; and

WHEREAS, the CPF Program was established by a voter-approved local law in 1998 and by three (3) subsequent voter-approved local laws, most recently in 2016; and

WHEREAS, in 2016, the voters of the Town of Southampton approved an extension of the CPF tax until 2050 and the allowance of up to 20% of the annual fund to be used for water quality improvement projects; and

WHEREAS, the Town Board has the discretion to utilize 0-20% of the CPF for this purpose in any year; and

WHEREAS, by Resolution 2017-138, the Town Board has established a policy whereby 20% of the CPF annual revenue is set aside and reflected in the CPF Cash Flow spreadsheet as an additional reserve line; and

WHEREAS, the New York State Assembly as well as the Senate, passed bills amending Chapter 551 of the Laws of 2015 (A-9979 and S-7853) whereby paragraph (e) of subdivision 1 of section 64-e, amends the definition of "Water Quality Improvement Project" to include "the construction of public water mains and connections to provide drinking water to inhabitants whose drinking water supply has been contaminated by toxic chemicals as defined in section 37-0301 of the environmental conservation law, hazardous substances as defined in section 40-0105 of the environmental conservation law or emerging contaminants as defined in section eleven hundred twelve of the public health law"; and

WHEREAS, in anticipation of these bills being signed into law, and in anticipation of a need to address the provision of a public water main in East Quogue, it is the Town Board's intention to set-aside a separate reserve fund of \$1.2 million dollars of the 20% Water Quality Funds of 2019 to be utilized for the purposes of providing funding toward said public water mains (project specifications to be presented at time of public hearing) and potential residential connections for affected inhabitants as an ongoing Water Quality Improvement Project; now, therefore,

BE IT RESOLVED, that the Town Board hereby authorizes the Town Comptroller to establish a 'Public Water Mains and Connections' reserve within the CPF Cash Flow spreadsheet for the Hamlet of East Quogue as an additional reserve line, and further directs the Comptroller to make the necessary entries to allocate \$1.2 million dollars from the CPF 20% Water Quality Improvement Project Fund for 2019 for this purpose.

Financial Impact:

None

✓ Vote Record - Town Board Resolution RES-2018-1202						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1203

Category: Budget & Finance
Sponsors: Supervisor Jay Schneiderman
Department: Comptroller

Warrant #24, Capital #24, CPF #24, December 20, 2018

RESOLVED, per the recommendation and approved by the Town Comptroller, the following vendor payment warrants dated December 20, 2018 be approved in the amount of:

Warrant #24 \$1,068,336.72
 Capital #24 \$2,138,482.64

Authorize the Supervisor to Sign the Settlement Agreement to Settle the Litigation of the Town of Brookhaven and the Town of Southampton v. Long Island Power Authority ("LIPA") and PSEG Long Island LLC ("PSEG")

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes and directs the Supervisor of the Town of Southampton to sign a Stipulation of Settlement, and any other documents required to effectuate the settlement in the matter of the Town of Brookhaven and Town of Southampton v. Long Island Power Authority and PSEG Long Island LLC.

Financial Impact:

None

✓ Vote Record - Town Board Resolution RES-2018-1204						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Adopted as Amended	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Town Board Resolution 2018-1205

Category: Legal Actions
Sponsors: Supervisor Jay Schneiderman
Department: Town Attorney

Authorize the Town Attorney to Reimburse NYMIR for the Remainder of Claims Settled in 2018

BE IT RESOLVED, that the Town Attorney's Office is hereby authorized to reimburse New York Municipal Reciprocal Insurance Company in the amount of \$103,494.88 pursuant to the deductible per occurrence as stated in the Town's policy for settlement of the following claims where liability was adverse to the Town.

<u>Claimant</u>	<u>Amount</u>
BETH SCHOLZ	\$1,561.72
LEIGH DANCE	\$1,933.16
JAMES KIERNAN	\$100,000.00

The source of funding shall be Town Attorney - Judgments and Claims Account G/L No.01-99-9900-01-6498-0000.

Financial Impact:

G/L # 01-99-9900-01-6498-0000

✓ Vote Record - Town Board Resolution RES-2018-1205						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1206

Category: Local Laws
Sponsors: Supervisor Jay Schneiderman
Department: Town Attorney

Resolution of Adoption Authorizing an Amendment to Town Code §330-11A (Accessory Apartments) and Town Code Chapter 270 (Rental Properties) to Provide for Additional Affordable Housing Throughout the Town

WHEREAS, the Town Board of the Town of Southampton is considering amending Chapter 330 Article 11A (Accessory Apartments) and Chapter 270 (Rental Properties) of the Code of the Town of Southampton in order to provide additional affordable housing throughout the Town; and

WHEREAS, a public hearing was held on December 20, 2018, at which time any and all persons either for or against the amendments were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that this proposed local law is considered a "Type II Action" under 6 NYCRR Part 617.5, provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code, and that no further review under New York Conservation Law, Article 8, is necessary; now therefore be it

RESOLVED that Local Law No. ___ of 2018 is hereby adopted as follows:

LOCAL LAW NO. ___ OF 2018

A LOCAL LAW amending Chapter 330 Article 11A (Accessory Apartments) and Chapter 270 (Rental Properties) of the Code of the Town of Southampton in order to provide additional affordable housing throughout the Town.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

There is a critical need to ensure housing opportunities for income-eligible households within the Town of Southampton in order to sustain the local economy and community services. Regional employers are finding it difficult to retain and hire employees because of the limited availability of affordable housing. Recruiting essential volunteers for public health and safety, fire and EMS is increasingly becoming challenging. While the Town has benefited from increased tourism and second home ownership, income eligible households including senior citizens, health care professionals, teachers, municipal employees, mechanics, shop clerks and many others are being priced out of market rate housing. In addition, as the cost of living increases, the extra-income derived from an accessory

apartment is needed to keep many current residents in their homes.

SECTION 2. Amendment.

Chapter 330 Article 11A (Accessory Apartments) of the Southampton Town Code is hereby amended by deleting the stricken words and adding the underlined words as follows:

§330-11.1 Building Permit; Filing fees; approval

[Amended 4-23-2002 by L.L. No. 7-2002]

A.

In order to construct an accessory apartment, the applicant shall apply for and receive a building permit from the Town Building Department in the manner of all other applications for building permits.

B.

~~There shall be a minimum filing fee of \$100 for each application for an accessory apartment. Where the application entails structural alteration of the dwelling, the applicant shall also pay all other applicable fees as provided under §123-12 of the Town Code.~~

C.

In addition to any other standards, codes, rules or regulations which may be applicable to the construction of an accessory apartment, including the New York State Uniform Fire Prevention and Building Code, the Building Inspector shall certify that the special standards of this article have been complied with.

D.

No building permit for the addition of an accessory apartment which requires structural alterations to the exterior of an existing dwelling shall be issued by the Building Inspector until said application has been approved by the full Board of Architectural Review.

E.

A rental permit in accordance with Chapter 270 of the Town Code must be issued prior to the occupancy of an accessory apartment. A permit for an accessory apartment shall be valid for a period of three years and shall expire three years from the date of issuance. Accessory apartments may be renewed upon filing of an application and a fee of \$100 each time renewed. The one hundred dollar application fee shall be waived if the accessory apartment is owner-occupied. The Building Inspector shall conduct inspections of the accessory apartment prior to renewing the permit to ensure compliance with state and local codes. For those accessory apartments receiving building permit approval after January 1, 2019, At the time of application for a rental permit, the apartment is initially rented to a new tenant or at the time of renewal of the permit and there is a tenant renting the apartment, the owner shall provide a fully executed lease agreement or other documentation to the Building Inspector that demonstrates that the tenant shall meet one or more of the following criteria: that the rent does not exceed the annual Fair Market Rent (FMR) for Suffolk County as established by The Department of Housing and Urban Development (HUD) and that the tenant's income meets the standards established for low-moderate income or middle income as defined under Chapter 216 of the Town Code.

~~(1)~~

~~The tenant is the owner or relative of the owner;~~

~~(2)~~

~~The tenant is an active member of a volunteer fire department, ambulance corps or the tenant demonstrates a commitment of time on a regular basis to a charitable or not-for-profit corporation such as a hospital, hospice or school within the Town of Southampton;~~

~~(3)~~

~~The tenant is employed by the Town of Southampton;~~

(4)

~~The tenant is employed within the Town of Southampton;~~

(5)

~~The owner decides to voluntarily reserve the apartment for low or moderate income or middle income housing and this apartment is restricted pursuant to a grant or subsidy from the federal government, State of New York or other municipal agency to provide low or moderate income housing consistent with the intent of this chapter, the Building Inspector may accept such restrictions in lieu of the restrictions set forth in this chapter.~~

§ 330-11.2 Special standards.

[Amended 8-22-2000 by L.L. No. 12-2000; 4-23-2002 by L.L. No. 7-2002; 12-23-2003 by L.L. No. 78-2003; 12-13-2005 by L.L. No. 68-2005]

A.

Owner occupancy required. The owner or owners of the lot upon which the accessory apartment is located shall reside within the principal dwelling or the accessory apartment, and said dwelling or apartment shall be considered the owner's domicile or principal place of abode. No other owner or owners shall own a larger percentage, collectively or individually, than the owner-occupant. Nothing within this Subsection shall be deemed to apply to lots held in ownership by the Southampton Housing Authority or any not-for-profit agency to which the Southampton Housing Authority transfers title. The exemption of such not-for-profit agency must be approved by the Southampton Town Board, and such exemption will be determined on a lot-by-lot basis. Such required approval shall in no way affect the management of the lot by the Southampton Housing Authority.

[Amended 8-22-2006 by L.L. No. 46-2006; 6-9-2009 by L.L. No. 26-2009]

B.

An accessory apartment shall be permitted in a structure that has been issued a certificate of occupancy or a certificate of compliance, or be entitled to the issuance of a certificate of occupancy by virtue of a preexisting status, or is new construction that complies with Chapter 123, Building Construction; Section 164, Fire Prevention; and § 330-5, Definitions: "dwelling, two-family detached" and "accessory apartment." Notwithstanding the above, no permit shall be processed until the lot has a certificate of occupancy for an existing single-family dwelling.

C.

The lot to which the accessory apartment is to be added shall have only one dwelling unit in existence on the lot at the time of application for an accessory apartment.

D.

No more than one accessory apartment shall be permitted on the lot.

E.

No non-conformities or violations of the Town Code shall exist at the time of application for an accessory apartment, except as provided in Subsection below. The Building Inspector shall inspect the premises upon receipt of a completed application, and the application shall not be processed until all outstanding violations are corrected.

F.**(1)**

The lot containing the dwelling to which the accessory apartment is to be added shall comply with the district area and dimensional regulations, but ~~in no case shall not be less than 30,000 square feet unless such accessory apartment is located within a Town boundary area defined as a "Census Designated Place" (CDP) where the density measures less than~~

500 people per square mile according to the 10-year data published by the United States Census Bureau, in such case, the lot shall not be less than 20,000 square feet. A nonconforming lot may be eligible for an accessory apartment, provided that the lot area is not less than 80% of the required lot area for the applicable zone district, but in no case less than 30,000 square feet unless the lot is located in a CDP that meets the above referenced density requirement, then the non-conforming lot shall be not less than 20,000 square feet. All other dimensional non-conformities shall not be less than 70% of the required setback or lot width. A lot with a nonconformity of a greater degree shall not be eligible for an accessory apartment under this article. Any such request shall be prohibited and can only be treated as an area variance by the Board of Zoning Appeals.

G.

Minimum and maximum sizes shall be as follows:

[Amended 7-22-2008 by L.L. No. 42-2008]

(1)

The accessory apartment shall be a minimum of 400 square feet, and it shall not exceed 35% of the total floor area of the principal dwelling to a maximum of 1,000 square feet on the lot to which the accessory apartment is to be added.

~~**(2)**~~

~~An accessory apartment held in perpetuity in the Town of Southampton for affordable housing and constructed pursuant to Chapter **216** (Housing for Income Eligible Households; Community Housing Opportunity Fund) shall be a minimum of 400 square feet and shall not exceed 50% of the total floor area of the principal dwelling, to a maximum of 750 square feet, on the lot to which the accessory apartment is added.~~

~~**(3)**~~ **(2)**

Efficiency unit. Notwithstanding the aforementioned Subsection **G(1)**, an efficiency unit occupied by not more than two persons may have a clear floor area of not less than 220 square feet exclusive of kitchen and bathroom areas.

~~**(4)**~~ **(3)**

If an accessory apartment is to be constructed in an accessory structure, all habitable living space in that structure will count toward the maximum square footage of the accessory structure.

H.

The accessory apartment shall contain no more than two conventional bedrooms.

I.

The bedrooms and bathroom shall not provide the sole access to any other rooms or the sole access to the out-of-doors.

J.

At least one additional off-street parking space shall be provided for an accessory apartment which is a studio or one-bedroom, and two off-street parking spaces for accessory apartments having two bedrooms, on the lot for the accessory apartment, and such space(s) shall not be located in the required minimum front yard and shall be adequately screened with landscape plantings, which shall include evergreen shrubs, not less than three feet in height at the time of installation.

(1)

Only one access driveway shall be permitted on the lot having an accessory apartment.

K.

An accessory apartment shall not be permitted on a lot on which exists a bed-and-breakfast, rooming or boarding house, home occupation, home professional office, preexisting accessory apartment, or multiple-family dwelling.

L.

If a second or new entrance to the accessory apartment is constructed, ground-floor outside entrances to the accessory apartment shall be from the side or rear yard. Second-floor outside entrances shall be from the rear yard.

~~**M.**~~

~~A dwelling to which the accessory apartment is to be added pursuant to this article shall not be eligible for a seasonal rental permit under Article XIV of this chapter.~~

~~**N.**~~ **M.**

For existing single-family dwellings, only the owner-occupant of the residence may apply for this building permit and shall execute such agreements, contracts, easements, covenants, deed restrictions or other legal instruments running in favor of the Town as, upon recommendation of the Town Attorney, will ensure that:

(1)

The principal dwelling or the apartment is the domicile or principal place of abode of the owner-occupants. No seasonal occupancy shall be permitted.

(2)

The principal dwelling or the apartment is the domicile or principal place of abode of all tenants therein. No seasonal occupancy shall be permitted.

(3)

The apartment or any proprietary or other interest therein will not be sold to the tenant or any other party, except as part of a sale of the entire residence in which the apartment is located.

(4)

Proof of income of the Tenant and all All leases of the rental apartment shall be produced in writing and made available to the Town Building Department and/or the Director of Housing upon request and all leases shall be for a minimum of a one-year term or where ~~where~~ the tenant is a relative of the owner, proof of income shall not be required and a notarized affidavit of proof ~~must~~ of tenancy may be submitted in lieu of a lease for approval by the Director of Housing ~~Chief Building Inspector~~, prior to the issuance of an accessory apartment permit.

(5)

The apartment is properly constructed, maintained and used, and both the apartment and the lot upon which it is constructed are free from any unapproved uses as set forth herein.

(6)

Any other conditions deemed reasonable and necessary by the Town to ensure the immediate and long-term success of the apartment in helping to meet identified housing needs in the community are met.

N.

Upon the issuance of a permit for an Accessory Apartment, one (1) Town-owned development right will be extinguished by the Town in the school district where the accessory apartment is located.

SECTION 3. Amendment.

Chapter 270 of the Southampton Town Code is hereby amended by deleting the stricken words and adding the underlined words as follows:

§ 270-1 Definitions.

As used in this chapter, the following terms shall have the meanings indicated:^[1]

DWELLING UNIT

As defined in § **330-5**

ENFORCEMENT AUTHORITY

The town agency or official charged with issuing rental permits and enforcing the provisions of this chapter. Said agency or official shall be designated by resolution of the Town Board but must be one of the following: the Chief Building Inspector or his designee, the Chief Fire Marshal or his designee, or investigators/officers assigned to the Town Attorney Investigation Unit.

[Added 5-13-2014 by L.L. No. 15-2014]

FAMILY

One of the following:

A.

One, two or three persons occupying a dwelling unit; or

B.

Four or more persons occupying a dwelling unit and living together as a traditional family or the functional equivalent of a traditional family.

(1)

Evidence that four or more persons living in a single dwelling unit who are not related by blood, marriage or legal custody shall create a rebuttable presumption that such persons do not constitute the functional equivalent of a traditional family.

(2)

The foregoing presumption may be rebutted by submitting evidence to the Chief Building Inspector that all of the following are present:

(a)

The group is one which in theory, size, appearance, structure and function resembles a traditional family unit;

(b)

The occupants share the entire dwelling unit and live and cook together as a single housekeeping unit. A unit in which various occupants act as separate roomers is not deemed to be occupied by the functional equivalent of a traditional family;

(c)

The group shares expenses for food, rent or ownership costs, utilities and other household expenses;

(d)

The group is permanent and stable. Evidence for such permanency and stability may include:

[1]

The presence of minor dependent children regularly residing in the household who are enrolled in local schools;

[2]

Members of the household have the same address for purposes of voter registration, driver's license, motor vehicle registration and filing of taxes;

[3]

Members of the household are employed in the area;

[4]

The household has been living together as a unit for a year or more whether in the current dwelling unit or other dwelling units;

[5]

There is common ownership of furniture and appliances among the members of the household; and

[6]

The group is not transient or temporary in nature.

(e)

Any other factor reasonably related to whether the group is the functional equivalent of a family.

(3)

An appeal from the Chief Building Inspector's determination may be taken to the Licensing Review Board, by written request, within 30 days of such determination. The Licensing Review Board shall hold a public hearing on such appeal within 30 days after receipt of written notice of such appeal and, after such hearing, shall make written findings and a decision either sustaining or reversing such determination within 30 days after close of such public hearing.

IMMEDIATE FAMILY

The owner's spouse, children, parents, siblings, grandparents or grandchildren.

MANAGING AGENT

Any individual, business, partnership, firm, corporation, enterprise, trustee, company, industry, association, public entity or other legal entity responsible for the maintenance or operation of any rental property as defined within this chapter.

OWNER

Any person, individual, association, entity or corporation whose name is listed as grantee on the last deed of record for the property, as recorded with the Suffolk County Clerk.

PERSON

Includes any individual, business, partnership, firm, corporation, enterprise, trustee, company, industry, association, public entity or other legal entity.

PUBLISH

Promulgation of an available rental property to the general public or to selected segments of the general public, in a newspaper, magazine, flyer, handbill, mailed circular, bulletin board, sign or electronic media.

RENEWAL RENTAL PERMIT

A permit which is to be issued to the owner of the rental property where such dwelling unit has been the subject of a rental permit continuously prior to the date of the application for the permit.

RENT

A return, in money, property or other valuable consideration (including payout in kind or services or other thing of value), for the use and occupancy or the right to the use and occupancy of a rental property, whether or not a legal relationship of landlord and tenant exists between the owner and the occupant or occupants thereof.

RENTAL PERMIT

A permit issued by the enforcement authority issued to the owner to allow the use or occupancy of a rental property.

[Amended 5-13-2014 by L.L. No. 15-2014]

RENTAL PROPERTY

A dwelling unit which is occupied for habitation as a residence by persons, other than

the owner or the owner's immediate family, and for which rent is received by the owner, directly or indirectly, in exchange for such residential occupation. For purposes of this chapter, the term "rental property" shall mean all non-owner-occupied single-family residences, two-family residences, accessory apartments and townhouses, and shall exclude:

A.

~~A dwelling unit lawfully and validly permitted as an accessory apartment in accordance with Article IIA of Chapter 330 of the Code of the Town of Southampton; or~~

B.-A.

Properties used exclusively for nonresidential commercial purposes in any zoning district; or

C.-B.

Any legally operating commercial hotel/motel business or bed-and-breakfast establishment operating exclusively and catering to transient clientele, that is, customers who customarily reside at these establishments for short durations for the purpose of vacationing, travel, business, recreational activities, conventions, emergencies and other activities that are customary to a commercial hotel/motel business.

TENANT

An individual who leases, uses or occupies a rental property.

TRANSIENT

A rental period of 14 days or less.

[Amended 5-14-2013 by L.L. No. 10-2013]

[1]

Editor's Note: The former definition of "Chief Building Inspector," which immediately followed, was repealed 5-13-2014 by L.L. No. 15-2014.

§ 270-2 Applicability; more restrictive provisions to prevail.**A.**

Scope. This chapter shall apply to all rental properties located within the unincorporated area of the Town, whether or not the use and occupancy thereof shall be permitted under the applicable use regulations for the zoning district in which such rental property is located.

B.

Applicability. The provisions of this chapter shall be deemed to supplement applicable state and local laws, ordinances, codes and regulations; and nothing in this chapter shall be deemed to abolish, impair, supersede or replace existing remedies of the Town, county or state or existing requirements of any other applicable state or local laws, ordinances, codes or regulations. In case of conflict between any provision of this chapter and any applicable state or local law, ordinance, code or regulation, the more restrictive or stringent provision or requirement shall prevail. The issuance of any permit or the filing of any form under this chapter does not make legal any action or statement of facts that is otherwise illegal under any other applicable legislation. For the purposes of the issuance of appearance tickets pursuant to the New York State Criminal Procedure Law and Southampton Town Code Chapter 5, Appearance Tickets, a violation of this chapter shall be deemed a violation of a Building Code.

C.

The name of the tenant, date of birth of the owner(s), and the telephone number of the owner(s) information provided in an application for a rental permit under this chapter shall

be deemed personal and private in nature, and the release or disclosure of said information pursuant to public request shall be deemed to constitute an unwarranted invasion of personal privacy under New York State Public Officers Law, Article 6, §§ 84 through 90, and shall not be authorized.

§ 270-3 Rental permit required.

A.

Effective January 1, 2008, no owner shall cause, permit or allow the occupancy or use of a dwelling unit as a rental property without a valid rental permit.

B.

Effective January 1, 2008, no person shall occupy or otherwise use a dwelling unit as a rental property without a valid rental permit being issued for the dwelling unit.

C.

A rental permit issued under this chapter shall only be issued to the owner(s) of the real property at issue.

§ 270-4 Term of permits and renewal.

A.

All permits issued pursuant to this chapter shall be valid for a period of two years from the date of issuance.

B.

A renewal rental permit application signed by the owner shall be completed and filed with the enforcement authority before the expiration of any valid rental permit. The renewal rental permit application shall contain the following:

[Amended 5-13-2014 by L.L. No. 15-2014]

(1)

An official copy of the prior valid rental permit;

(2)

A signed and sworn affidavit by the owner affirming that the rental property, to the best of his/her knowledge, fully complies with all of the provisions of the Code of the Town of Southampton and the New York State Uniform Fire Prevention and Building Code, that the structure has not been physically altered in any way, except in full conformance with a valid building permit, and the owner is not aware of the property being in violation of the Code of the Town of Southampton or the New York State Uniform Fire Prevention and Building Code.

C.

In the event of a change in tenancy occurring during a permit term, the owner shall notify the enforcement authority, in writing, of the identity of the new tenants.

[Amended 5-13-2014 by L.L. No. 15-2014]

D.

In the case of an accessory apartment issued a building permit after January 1, 2019, a lease agreement or other documentation demonstrating that the maximum monthly rent charged does not exceed the annual Fair Market Rent (FMR) for Suffolk County as established by The Department of Housing and Urban Development (HUD) and that the tenant's income meets the standards established for low-moderate income or middle income as defined under Chapter 216 of the Town Code.

§ 270-5 Application for rental permit.

A.

Where a dwelling unit is to be used as a rental property, an application for a rental permit shall be filed with the enforcement authority before the term of the rental is to commence.

[Amended 5-28-2013 by L.L. No. 12-2013; 5-13-2014 by L.L. No. 15-2014]

(1)

The owner of a rental property having failed to comply with the requirements of § **270-5A** shall file all appropriate rental application documents within 30 days of the receipt of actual notice of said failure to comply. Actual notice shall include but not be limited to the issuance of a summons or notice of violation and/or written notice from any Southampton Town official.

B.

The application shall contain the following:

(1)

The name, date of birth, telephone number and address of the owner(s).

(a)

Proof of the legal residence of each owner;

(b)

In the event that the owner of the rental property is a corporation, partnership, limited liability company, or other business entity, the name, proof of legal residence, and telephone number of each owner, officer, principal shareholder, partner and/or member of such business entity shall be provided;

(c)

A copy of the last deed of record for the ~~rental~~ property, as recorded with the Suffolk County Clerk, confirming the ownership of record of the ~~rental~~ property.

(2)

The name, address and telephone number of the managing agent, if applicable.

(3)

A writing, promulgated by the Office of the Town Attorney, executed by the owner(s) of the rental property, which designates either:

(a)

A person, firm or corporation with an actual place of business, dwelling place, or usual place of abode located within the boundaries of the Town of Southampton; or

(b)

The Town Clerk of the Town of Southampton as agent for service for criminal and civil process pursuant to CPLR Section 318. Every owner shall insure that the address for delivery of such process is current and shall advise the Town Clerk whenever the address is changed. The designated agent, upon receipt of service of process under this designation shall forthwith transmit by regular and certified mail to the owner(s) of the rental property at the address included on the owner(s) application.

(4)

The location of the rental property, including the street address and the Suffolk County Tax Map parcel number.

(5)

The number of tenants intended to occupy the rental property.

(6)

¹¹A copy of a contract with a carter providing for weekly pickup, at a minimum, of refuse and proof by letter from the carter indicating that full payment for the entire term of the

rental has been made, or in the alternative, an affidavit from the owner acknowledging responsibility for refuse removal in a timely and efficient manner.

[1]

Editor's Note: Former Subsection B(6), regarding the names of tenants, was repealed 5-28-2013 by L.L. No. 12-2013. This local law also provided for the renumbering of former Subsection B(7) through (11) as Subsection B(6) through (10), respectively.

(7)

The period of the proposed occupancy.

(8)

A floor plan depicting the location and size of each conventional bedroom.

(9)

A copy of the certificate of occupancy or pre-existing certificate of occupancy for the rental property.

(10)

Written certification from a licensed architect or licensed engineer that states that the rental property fully complies with all of the provisions of the Code of the Town of Southampton. The certification shall include, but not be limited to, the number of each bedroom, the square footage of each bedroom, and a description of every improvement indicated on the survey. In lieu of the provision of a certification, an inspection may be conducted by the enforcement authority.

[Amended 5-13-2014 by L.L. No. 15-2014]

(11)

In addition to the requirements set forth in this chapter, an application for a rental permit for an Accessory Apartment must contain the following unless the tenant is a relative of the owner:

- (a) Proof of income of the tenant(s) in a form that is satisfactory to the Director of Housing showing that the tenant(s) meet(s) the income limits for low-moderate income or middle income pursuant to Chapter 216 of the Town Code.
- (b) Proof of rent charged to the tenant(s) must be set forth in the lease agreement and shall not exceed the annual Fair Market Rent (FMR) for Suffolk County as established by The Department of Housing and Urban Development (HUD).

C.

The owner(s) of the premises and the managing agent, if applicable, shall submit an application that is signed, sworn to and notarized.

§ 270-6 Review of application; issuance of rental permit.

[Amended 5-28-2013 by L.L. No. 12-2013; 5-13-2014 by L.L. No. 15-2014]

The enforcement authority shall review each application for completeness and accuracy and shall make an on-site inspection of the proposed rental property unless the owner has elected to provide a certification from a licensed architect or a licensed engineer pursuant to § **270-5B(10)**. The enforcement authority shall not issue a rental permit, unless the application includes all of the requisite information and documents enumerated in § 270-5(B)(1) through (10). If satisfied that the proposed rental property fully complies with the New York State Uniform Fire Prevention and Building Code and the Code of the Town of Southampton and that such rental property would not create a nuisance to an adjoining nearby property, the enforcement authority shall issue the permit or permits. No rental permit shall be issued if there are any violations of the New York State Uniform Fire Prevention and Building Code and the Town of Southampton in existence at the premises.

§ 270-7 Register of permits.

[Amended 5-13-2014 by L.L. No. 15-2014]

It shall be the duty of the enforcement authority to maintain a register of permits issued pursuant to this chapter. Such register shall be kept by street address, showing the name and address of the permittee, the number of rooms in the rental property, and the date of expiration of the rental permit.

§ 270-8 Fees.**A.**

A non-refundable biennial permit application fee, in the amount of \$200, shall be paid upon the filing of an application for a rental permit or a renewal rental permit.

B.

The non-refundable biennial permit application fee shall be waived if the owner of a rental property leases for the entire rental term to low-, moderate-, or middle-income households, and in such rental amounts as adopted by the Town Board through the annual resolution which updates the rental formula multipliers for units reserved for income-eligible households pursuant to Chapter **216** of the Code of the Town of Southampton.

C.

The non-refundable biennial rental permit application fee shall be \$100 if the owner of a rental property qualifies for any of the following real property tax exemptions at his or her primary residence located in the Town of Southampton:

(1)

Enhanced STAR;

(2)

Veterans exemption; or

(3)

Senior citizen's exemption.

D.

The non-refundable biennial rental permit application fee shall be \$100 if the owner of a rental property submits a sworn affidavit affirming that the rental property will be leased to any active member of a volunteer fire department or ambulance corps and/or is qualified for a volunteer firefighters and ambulance workers real property tax exemption.

E.

The non-refundable biennial rental permit application fee shall be \$150 if the owner of a rental property elects to provide a written certification from a licensed architect or licensed engineer that states that the rental property fully complies with all of the provisions of the Code of the Town of Southampton pursuant to § 270-5B(11).

F.

The non-refundable biennial rental permit application fee shall be \$100 if the owner of a rental property submits a sworn affidavit affirming that the rental property will be leased to a senior citizen, as defined in § **330-5** of the Town Code, or a qualified disabled person, as defined in § **216-2** of the Town Code.

G.

If an owner of a rental property is found by any court of competent jurisdiction to have violated this chapter, the non-refundable biennial rental permit application fee will be \$500.

§ 270-9 Regulations.

A.

A rental property shall only be leased, occupied or used by a family.

B.

No rental property shall be occupied by more than the number of persons permitted to occupy the dwelling unit under Section 404 of the Property Maintenance Code of the New York State Uniform Fire Prevention and Building Code.

C.

A transient rental is prohibited.

D.

No more than two bedrooms shall be permitted in the basement of a rental property.

E.

The selling of shares to tenants where they obtain rights for use and/or occupancy in a dwelling for less than a month shall be prohibited.

F.

The leasing, occupancy or use by a tenant of less than the entire rental property is prohibited.

G.

The owner(s) and tenant(s) shall ensure that all applicable parking regulations provided for in the Code of the Town of Southampton are satisfied. Notwithstanding anything to the contrary, no more than four cars shall be parked at any rental property between the hours of 1:00 a.m. and 6:00 a.m. during the term of a rental period.

[Amended 6-27-2017 by L.L. No. 13-2017]

H.

A rental property shall only be occupied or otherwise utilized in accordance with the certificate of occupancy issued for the dwelling unit.

I.

The owner(s) and tenant(s) shall ensure that all property maintenance regulations provided for in Chapter **261** of the Code of the Town of Southampton are satisfied.

J.

Dumpsters shall be prohibited in the required front yard and right-of-way. The enforcement authority is authorized to promulgate additional site-specific conditions associated with dumpsters, screening facilities, and off-street parking requirements for rental properties regulated under this chapter. Any such conditions shall be in writing and attached to the rental permit.

[Amended 5-13-2014 by L.L. No. 15-2014]

§ 270-10 Inspections.

[Amended 5-13-2014 by L.L. No. 15-2014]

The enforcement authority and Town personnel who are engaged in the enforcement of the provisions of this chapter are authorized to make or cause to be made inspections to determine the condition of rental properties to safeguard the health, safety, and welfare of the public. The enforcement authority and Town personnel who are engaged in the enforcement of the provisions of this chapter are authorized to enter upon any rental

property, with the consent of the owner or managing agent if the rental property is unoccupied or upon consent of the occupant if the rental property is occupied.

§ 270-11 Application for search warrant authorized.

[Amended 5-13-2014 by L.L. No. 15-2014]

The enforcement authority and Town personnel who are engaged in the enforcement of the provisions of this chapter are authorized to make application for the issuance of a search warrant in order to conduct an inspection of any rental property where the owner or tenant refuses or fails to allow an inspection of its premises and where there is reasonable cause to believe that a violation of this chapter has occurred. The application for a search warrant shall in all respects comply with the applicable laws of the State of New York.

§ 270-12 Revocation of permit.

A.

The enforcement authority shall revoke a rental permit when he or she finds that the permit holder has caused, permitted or allowed to exist and remain upon the rental property a violation of any provision of the Code of the Town of Southampton for a period of 14 days or more after written notice has been given to the permit holder, managing agent, or tenant of such rental property.

[Amended 5-13-2014 by L.L. No. 15-2014]

B.

An appeal from such revocation may be taken by the permit holder to the Licensing Review Board, by written request, made within 30 days from the date of such revocation. The Licensing Review Board shall hold a public hearing on such appeal within 30 days after receipt of written notice of such appeal and, after such hearing, shall make written findings and a decision either sustaining such permit revocation or reinstating such permit within 30 days after close of such public hearing.

§ 270-13 Collection of rent.

The following shall be conditions precedent to the collection of rent for the use and occupancy of a rental property:

A.

The existence of a valid rental permit for the rental property.

B.

The tendering of a written receipt in exchange for any rent payment offered in cash.

§ 270-14 Presumptive evidence dwelling unit is being used as rental property.

A.

The presence or existence of any of the following shall create a presumption that a dwelling unit is being used as a rental property:

(1)

The property is occupied by someone other than the owner or his/her immediate family;

(2)

Voter registration, motor vehicle registration, a driver's license, or any other document filed with a public or private entity which states that the owner of the rental property resides at an address other than the rental property;

(3)

Utilities, cable, phone or other services are in place or requested to be installed or used at the premises in the name of someone other than the record owner;

(4)

Persons residing in the dwelling unit represent that they pay rent to occupy the premises;

(5)

A dwelling unit which has been published as being available for rent;

(6)

Any two of the features enumerated in § **270-15** exist at the dwelling unit.

B.

The foregoing may be rebutted by evidence presented to the enforcement authority or any court of competent jurisdiction.

[Amended 5-13-2014 by L.L. No. 15-2014]

§ 270-15 Presumptive evidence of multifamily occupancy.

A.

It shall be presumed that a single- or one-family dwelling unit is occupied by more than one family if any two or more of the following features are found to exist on the premises:

(1)

More than one mailbox, mail slot or post office address;

(2)

More than one gas meter;

(3)

More than one electric meter annexed to the exterior of the premises;

(4)

More than one doorbell or doorway on the same side of the dwelling unit;

(5)

More than one connecting line for cable television service;

(6)

More than one antenna, satellite dish, or related receiving equipment;

(7)

There are three or more motor vehicles registered to the dwelling and each vehicle owner has a different surname;

(8)

There are more than three waste receptacles, cans, containers, bags or boxes containing waste from the premises placed for pickup at least twice during a weekly garbage pickup area;

(9)

There are separate entrances for segregated parts of the dwelling;

(10)

There are partitions or internal doors which may serve to bar access between segregated portions of the dwelling, including but not limited to bedrooms;

(11)

There exists a separate written or oral lease or rental arrangement, payment or agreement for portions of the dwelling among the owner and/or occupants and/or persons in possession thereof;

(12)

Any occupant or person in possession thereof does not have unimpeded and/or lawful access to all parts of the dwelling unit;

(13)

Two or more kitchens, each containing one or more of the following: a range, oven, hotplate, microwave or other similar device customarily used for cooking or preparation of food and/or a refrigerator;

(14)

There are bedrooms that are separately locked.

B.

If any two or more of the features set forth in Subsection **A(1)** through **(13)** are found to exist on the premises by the enforcement authority or Town personnel engaged in the enforcement of the provisions of this chapter, a verified statement will be requested from the owner of the dwelling unit by the enforcement authority that the dwelling unit is in compliance with all of the provisions of the Code of the Town of Southampton, the laws and sanitary and housing regulations of the County of Suffolk and the laws of the State of New York. If the owner fails to submit such verified statement, in writing, to the enforcement authority within 10 days of such request, such shall be deemed a violation of this chapter. [Amended 5-13-2014 by L.L. No. 15-2014]

§ 270-16 Presumptive evidence of owner's residence.**A.**

It shall be presumed that an owner of a rental property does not reside within said rental property if any of the following sets forth an address other than that of the rental property:

(1)

Voter registration;

(2)

Motor vehicle registration;

(3)

Driver's license; or

(4)

Any other document filed with a public or private entity.

B.

The foregoing may be rebutted by evidence presented to the enforcement authority or any court of competent jurisdiction.

[Amended 5-13-2014 by L.L. No. 15-2014]

§ 270-17 Presumptive evidence of over-occupancy.**A.**

It shall be presumed that a bedroom is over-occupied if more than two mattresses exist in a bedroom.

B.

The foregoing may be rebutted by evidence presented to the enforcement authority or any court of competent jurisdiction.

[Amended 5-13-2014 by L.L. No. 15-2014]

§ 270-18 General applicability of presumptions.

The presumptions set forth in §§ **270-14**, **270-15**, **270-16** and 270-17, subject to the limitations contained therein, shall also be applicable to the enforcement and the prosecution of building and zoning Town Code violations.

§ 270-19 Penalties for offenses.**A.**

A violation of this chapter by the owner(s) and/or tenant(s) shall be punishable as follows: [Amended 5-28-2013 by L.L. No. 12-2013]

(1)

A violation of § **270-5A** is hereby declared to be an offense punishable by a fine not less than \$150 nor more than \$1,500 or imprisonment for a period not to exceed 15 days, or

both, for a conviction of a first offense;

(2)

A violation of § **270-5A(1)** is hereby declared to be an offense punishable by a fine not less than \$1,500 nor more than \$8,000 or imprisonment for a period not to exceed 15 days, or both, for a conviction of a first offense;

(3)

A violation of any section of this chapter other than § **270-5A** and/or § **270-5A(1)** is hereby declared to be an offense punishable by a fine not less than \$3,000 nor more than \$15,000 or imprisonment not to exceed a period of six months, or both, for a conviction of a first offense.

(4)

A second or subsequent violation of this chapter within an eighteen-month period is hereby declared to be an offense punishable by a fine not less than \$8,000 nor more than \$30,000 or imprisonment not to exceed a period of six months, or both.

(5)

For the purpose of conferring jurisdiction upon courts and judicial officers in general, violations of this chapter, other than § **270-5A** and/or § **270-5A(1)**, shall be deemed misdemeanors and, for such purpose only, all provisions of law relating to misdemeanors shall apply. Each day's continued violation shall constitute a separate additional violation.

(6)

In addition to any fines imposed, anyone convicted pursuant to this chapter shall be required to pay a mandatory community housing opportunity surcharge of \$100. The community housing opportunity surcharge shall be paid to the Clerk of the Court or administrative tribunal that rendered the conviction. Within the first 10 days of the month following collection of the mandatory surcharge, the collecting authority shall then pay such money to the Town Comptroller, who shall then deposit such money in accordance with the provisions of § **216-6** of the Town Code.

[Added 10-25-2016 by L.L. No. 12-2016]

B.

Additionally, in lieu of imposing the fines authorized in § **270-19A**, in accordance with Penal Law § 80.05(5), the court may sentence the defendant(s) to pay an amount, fixed by the court, no less than the applicable minimum statutory fine permitted under § **270-19A** nor more than double the amount of the rent collected over the term of the occupancy.

[Amended 5-28-2013 by L.L. No. 12-2013]

C.

The court may dismiss the violation or reduce the minimum fine imposed where it finds that the defendant had cooperated with the Town of Southampton in the investigation and prosecution of a violation of this chapter. Factors which the court may consider include, but are not limited to, a report from the office of the Town Attorney confirming that the defendant did in fact cooperate and whether:

(1)

The defendant reported the violation(s) to the Town of Southampton;

(2)

The defendant assisted the Town of Southampton in investigating and prosecuting the violation(s);

(3)

The defendant provided access to the rental property;

(4)

The defendant promptly pursued his/her/its own rights under the lease to remedy the violation or adequately pursued an eviction proceeding;

(5)

All violations existing at the rental property have been promptly remediated.

D.

Where authorized by a duly adopted resolution of the Town Board, the Town Attorney may bring and maintain a civil proceeding, in the name of the Town, in the Supreme Court, to permanently enjoin the person or persons conducting, maintaining or permitting said violation. The owner and tenants of the residence wherein the violation is conducted, maintained or permitted may be made defendants in the action.

(1)

If a finding is made by a court of competent jurisdiction that the defendants or any of them has caused, permitted, or allowed a violation of this chapter, a penalty to be jointly and severally included in the judgment may be awarded at the discretion of the court in an amount not to exceed \$1,000 for each day it is found that the defendants or any one of them individually caused, permitted or allowed the violation. Upon recovery, such penalty shall be paid into the Town Attorney's Enforcement Fund.

SECTION 4. Authority.

The proposed local law is enacted pursuant to Municipal Home Rule Law §§10(1)(ii)(a)(11) and (12) and §10(1)(ii)(a)(14).

SECTION 5. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

SECTION 6. Effective Date.

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

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that, after a public hearing was held by the Town Board of the Town of Southampton on December 20, 2018, the Town Board, at their meeting of December 20, 2018, adopted LOCAL LAW NO. ____ OF 2018 as follows: "A LOCAL LAW amending Town Code Chapter 330 Article 11A (Accessory Apartments) and Chapter 270 (Rental Properties) of the Code of the Town of Southampton in order to provide additional affordable housing throughout the Town"

Summary of Proposed Law

The Town Board realizes that there is a critical need to ensure housing opportunities for income-eligible households within the Town of Southampton in order to sustain the local economy and community services. While the Town has benefited from increased tourism and second home ownership, income eligible households including senior citizens, health care professionals, teachers, municipal employees, mechanics, shop clerks and many others are being priced out of market rate housing. These amendments to the accessory apartment law will ensure that additional affordable housing is created throughout the Town of Southampton. In addition, it will enable many residents to derive extra-income from an accessory apartment as the cost of living continues to increase.

Copies of the local law, sponsored by Supervisor Schneiderman are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
 TOWN OF SOUTHAMPTON, NEW YORK
 SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

✓ Vote Record - Town Board Resolution RES-2018-1206						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Adopted as Amended	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Town Board Resolution 2018-1207

Category: Miscellaneous
Sponsors: Supervisor Jay Schneiderman
Department: Community Preservation

Authorize Community Preservation Fund Tax Refund Pursuant to the First Time Homebuyer's Exemption for Juan P. Farez

WHEREAS, effective July 23, 2008, State Tax Law §1449-aa was amended to permit a first-time homebuyer exemption for the tax on real estate transfers known as the "Peconic Bay Region Community Preservation Fund" tax; and

WHEREAS, pursuant to said amendment, buyers are eligible for the tax exemption provided that the buyer meets certain income and purchase price requirements, and, more specifically, where (i) the household income does not exceed the State of New York Mortgage Agency Low Interest Rate Mortgage Program (SONYMA) household income in the non-target, one and two person household category for Suffolk County, and (ii) the residential purchase price is within 120% of the purchase price limits set forth by SONYMA in the non-target one family category for Suffolk County; and

WHEREAS, the amendment requires that the exemption may only be granted upon an application on a form prescribed by the Town, filed with the Town, and approved by the Town if the Town is satisfied that the buyer is entitled to an exemption; and

WHEREAS, by Resolution No. 1211, on August 12, 2008, the Town Board of the Town of Southampton adopted the First Time Homebuyer's Exemption Application Form; and

WHEREAS, on October 31, 2018, Juan P. Farez ("Purchaser"), purchased parcels located at 221 and 227 Little Fresh Pond Road in the hamlet of Hampton Bays, Town of Southampton, and further identified on the Suffolk County Tax Map as #900-96-3-52 and 53; and

WHEREAS, because Purchaser was not able to obtain a First Time Homebuyer's Exemption Application Form prior to closing, Purchaser paid \$5,600.00 into the Peconic Bay Region Community Preservation Fund; and

WHEREAS, since that time, Purchaser has filed the First Time Homebuyer's Exemption Application Form with the Town; and

WHEREAS, after a review of Purchaser’s exemption application by the Community Preservation Fund Manager, it has been determined that Purchaser does in fact meet the criteria set forth in State Tax Law §1449-aa, and thus, is entitled to an exemption; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes a refund of \$5,600.00 to Purchaser Juan P. Farez for unnecessary payment into the Community Preservation Fund pursuant to the First Time Homebuyer's Exemption; and be it further

RESOLVED, that the Town Board hereby authorizes the Suffolk County Treasurer to take the necessary steps to authorize said refund.

Financial Impact:

None

✓ Vote Record - Town Board Resolution RES-2018-1207						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1208

Category: Performance & Maintenance Bonds
Sponsors: Supervisor Jay Schneiderman
Department: Town Attorney

Resolution to Accept \$40,000 Performance Bond for Demolition of House Located at 414 Edge of Woods Road, Water Mill, S.C.T.M. # 900-100-2-7

RESOLVED, that the Performance Bond Agreement with Stephen A. Lavinio, and bank check from Bridgehampton National Bank in the name of the Town of Southampton, in the amount of \$40,000.00, submitted to guarantee the demolition of an existing single family house in order to allow Mr. Lavinio and his family to live in the house while a new house is being constructed on the same lot, located at 414 Edge of Woods Road, Water Mill, identified by S.C.T.M. #900-100-2-7, be and hereby is ACCEPTED.

Financial Impact:

None.

✓ Vote Record - Town Board Resolution RES-2018-1208						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1209

Category: Personnel
Sponsors: Supervisor Jay Schneiderman
Department: Personnel

Accept Retirement of James Vincent Warner, Assistant Water District Superintendent in Hampton Bays Water District

BE IT RESOLVED, the Town Board hereby accepts the retirement of James Vincent Warner, Assistant Water District Superintendent in the Hampton Bays Water District, effective January 21, 2019; and be it further

RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

Payout \$47,287.91

✓ Vote Record - Town Board Resolution RES-2018-1209						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Adopted as Amended	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Town Board Resolution 2018-1210

Category: Personnel
Sponsors: Supervisor Jay Schneiderman
Department: Personnel

Approve Vacation Carry Over from 2018 to 2019 for CSEA Members

WHEREAS, the Town's contract with the CSEA permits members to carry over up to 10 days of vacation time from the prior year to the ensuing year, to be fully utilized in the ensuing year, upon a showing of good cause, approval by the Department head, and approval by the Town Board (Article 12, Section 3); and

WHEREAS, the Town's contract with the CSEA permits members who will retire from Town service in the ensuing year to carry over up to 30 days of vacation time from the prior year to the ensuing year, upon approval by the Town Board (Article 12, Section 3); now, therefore, be it

RESOLVED, that the Town Board approves the carry over from 2018 to 2019 of up to 10 days vacation time for those CSEA employees who were unable to fully utilize all available vacation time in 2018, whose Department heads have attested that there exists a good cause for the employee's inability to fully utilize his/her time, approved the employee's carry over request, and submitted it to Human Resources; and be it further

RESOLVED, that the Town Board approves the carry over of up to 30 days vacation time for those CSEA employees who will be retiring from Town service in 2019.

Financial Impact:

None

✓ Vote Record - Town Board Resolution RES-2018-1210						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1211

Category: Public Hearings
Sponsors: Councilwoman Julie Lofstad
Department: Town Attorney

Notice of Public Hearing to Amend Town Code Chapter 212 (Retail Checkout Bags) to Include Restrictions on Expanded Polystyrene, Plastic Straws and Stirrers

RESOLVED, that the Town Board of the Town of Southampton hereby directs that a public hearing shall be held on Tuesday, **January 22, 2019**, at **6:00 p.m.**, at the Hampton Bays Community Center, 25 Ponquogue Avenue, Hampton Bays, New York, to hear any and all persons either for or against a local law entitled, "A LOCAL LAW amending Town Code Chapter 212 (Retail Check out Bags) to include restrictions on expanded polystyrene, plastic straws and stirrers" which provides as follows:

LOCAL LAW NO. OF 2019

A LOCAL LAW amending Town Code Chapter 212 (Retail Checkout Bags) to include restrictions on expanded polystyrene, plastic straws and stirrers.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

Section 1. Legislative Intent.

Polystyrene foam (expanded polystyrene), commonly referred to as "styrofoam," is a petroleum-based plastic made from the styrene monomer. Styrene has been identified as a potential human carcinogen by the United States Department of Health and Human Services and the International Agency for Research of Cancer. The Environmental Protection Agency (EPA), Food and Drug Administration (FDA), and Occupational Safety and Health Administration (OSHA) have all set styrene exposure levels (EPA-drinking water, FDA-bottled water, and OSHA-workplace air).

Polystyrene foam is used in a number of common food container products. The substance has historically been difficult and costly to recycle and poorly biodegradable. Most of the polystyrene foam that ends up in landfills will be there 500 years from now. Polystyrene foam can also be very toxic when burned. It is often found among common litter in the Town or in landfills throughout the region. Because of the nature and ubiquity of polystyrene foam, it can threaten animal and human health. For the reason stated above, the Town of Southampton seeks to ban the use of certain polystyrene items.

Plastics synthesized from petroleum and natural gas do not biodegrade. Even with the emergence of bioplastics, which are derived from renewable biomass sources, such as plants and microorganisms, there is no certified type of bioplastic that biodegrades in a marine environment.

Littered plastic products have caused and continue to cause significant environmental harm

and have burdened local governments with significant environmental cleanup costs. Plastic straws and stirrers, due to their size and weight, are very difficult to recycle.

The Town of Southampton confronts large quantities of littered plastic, including plastic straws, stirrers, and cutlery. Plastic straws, stirrers, and cutlery are generally made from polystyrene or polypropylene. In response to the above findings, the Town of Southampton shall require that all Food Service Establishments and Beverage Providers shall provide straws and stirrers only upon request and that those straws and stirrers shall be made of non-plastic material.

Section 2. Amendment.

Town Code Chapter 212 (Retail Checkout Bags) is hereby amended by adding the underlined words as follows:

Chapter 212: Retail Checkout Bags, Expanded Polystyrene, Plastic Straws and Stirrers

§ 212-1 Definitions.

As used in this chapter, the following terms shall have the indicated meanings:

BEVERAGE PROVIDER

Any business, organization, entity, group, or individual that offers liquid, slurry, frozen, semi-frozen, or other forms of beverages to the public for consumption.

CHECKOUT BAG

A carryout bag that is provided to a customer at the point of sale. The term "checkout bag" does not include plastic produce bags or plastic bags measuring 28 inches by 36 inches or larger in size.

EXPANDED POLYSTYRENE

Blown polystyrene and expanded and extruded foams that are thermoplastic petrochemical materials utilizing a styrene monomer and processed by any number of techniques, including, but not limited to, fusion of polymer spheres (expandable bead foam), injection molding, foam molding, and extrusion-blown molding (extruded foam polystyrene). Such term shall not include rigid polystyrene.

FOOD SERVICE ESTABLISHMENT

A premises or part of a premises where food is provided directly to the consumer, whether such food is provided free of charge or sold, and whether consumption occurs on or off the premises or is provided from a pushcart, stand or vehicle. Food service establishment shall include, but not be limited to, full-service restaurants, fast food restaurants, cafes, bakeries, delicatessens, take-out food stores, coffee shops, grocery stores, vending trucks or carts and cafeterias.

MANUFACTURER

Every person, firm or corporation that:

- A. Produces expanded polystyrene or polystyrene loose fill packaging that is sold or distributed in the Town; or
- B. Imports expanded polystyrene or polystyrene loose fill packaging that is sold

or distributed in the Town.

MOBILE FOOD COMMISSARY

Any facility that:

- A. Disposes of solid waste generated by the operation of a food service establishment that is located in or is a pushcart, stand or vehicle; or
- B. Supplies potable water and food, whether pre-packaged or prepared at the mobile food commissary, and supplies nonfood items.

PLASTIC PRODUCE BAG

A flexible container made of very thin plastic material with a single opening that is used to transport produce, meats or other items selected by the customers to the point of sale.

PLASTIC STRAW

A disposable tube made predominantly of plastic derived from either petroleum or a biologically based polymer, such as corn or other plant sources, used to transfer a beverage from a container to the mouth of the person drinking the beverage. "Plastic straw" does not include a straw made from non-plastic materials, including, but not limited to, paper, pasta, sugar cane, wood, or bamboo.

PLASTIC STIRRER

A device that is used to mix beverages, intended for only one-time use, and made predominantly of plastic derived from a petroleum polymer or a biologically based polymer, such as corn or other plant sources.

POLYSTYRENE LOOSE FILL PACKAGING

A void-filling packaging product made of expanded polystyrene that is used as a packaging fill, commonly known as packing peanuts.

RECYCLABLE PAPER BAG

A paper bag that should have the following characteristics:

- A. Is 100% recyclable overall; and
- B. Displays the word "Reusable" or "Recyclable" on the outside of the bag.

RETAIL SALES

The transfer to a customer of goods in exchange for payment occurring in retail stores, sidewalk sales, farmer's markets, flea markets and restaurants. The term "retail sales" does not include sales of goods at yard sales, tag sales, other sales by residents at their home and sales by nonprofit organizations.

REUSABLE BAG

A bag with handles that is specifically designed and manufactured for multiple reuse and is:

- A. Made of cloth or other fabric; and/or
- B. Made of durable plastic that is at least 2.25 mils thick.

SINGLE SERVICE ARTICLES

Cups, containers, lids, closures, trays, plates, knives, spoons, stoppers, paddles, straws, place mates, napkins, doilies, wrapping materials, toothpicks and all similar articles that are intended by the manufacturer to be used once for eating or drinking or that are generally recognized by the public as items to be discarded after one use.

STORE

A retail or wholesale establishment other than a food service establishment.

§ 212-2 Restriction on checkout bags.

- A. Any person engaged in retail sales shall provide only reusable bags and/or recyclable paper bags as checkout bags to customers.
- B. Nothing in this section shall preclude persons engaged in retail sales from making reusable bags available for sale to customers.
- C. Operative Date. The restriction set forth in § 212-2A shall become operative on April 22, 2015 (Earth Day), so as to allow retail establishments a period of time within which to dispose of their existing inventory of plastic checkout bags and convert to alternative packaging materials.

~~§ 212-3 **Operative date.**~~

~~The restriction set forth in § 212-2A shall become operative on April 22, 2015 (Earth Day), so as to allow retail establishments a period of time within which to dispose of their existing inventory of plastic checkout bags and convert to alternative packaging materials.~~

~~§212-3 **Restriction on expanded polystyrene.**~~

- ~~A. No food service establishment, mobile food commissary, or store shall possess, sell, or offer for use single service articles that consist of expanded polystyrene, including, but not limited to, providing food in single service articles or containers that consist of expanded polystyrene. This subsection shall not apply to:~~
 - ~~(i) Expanded polystyrene containers used for prepackaged food that have been filled and sealed prior to receipt by the food service establishment, mobile food commissary, or store; or~~
 - ~~(ii) Expanded polystyrene containers used to store raw meat, pork, fish, seafood or poultry sold from a butcher case or similar retail appliance.~~
- ~~B. No manufacturer or store shall use or offer for sale polystyrene loose fill packaging or coolers made of expanded polystyrene in the Town.~~
- ~~C. The restrictions set forth in § 212-3 (A) through (B) shall become operative on May 8, 2019, so as to allow retail establishments a period of time within which to dispose of their existing inventory of polystyrene items and convert to alternative packaging materials.~~

~~§212-4 **Restriction on Straws and Stirrers.**~~

- ~~A. All Food Service Establishments and Beverage Providers in the Town of Southampton shall provide straws and stirrers only upon request.~~

- B. All straws and stirrers provided shall be made of non-plastic materials.
- C. In accordance with the Americans with Disabilities Act, Food Service Establishments and Beverage Providers may possess up to 20 plastic straws for use only by persons who specifically require them.
- D. Operative Date. The restriction set forth in 212-4 (A) through (C) shall become operative on May 8, 2019, so as to allow retail establishments a period of time within which to dispose of their existing inventory plastic straws.

~~§ 212-4~~§212-5

Penalties for offenses.

Any person committing an offense against any provision of this chapter shall, upon conviction thereof, be guilty of a violation pursuant to the Penal Law of the State of New York, punishable by a fine not exceeding \$1,000 or by imprisonment for a term not exceeding 15 days, or by both such fine and imprisonment. The continuation of an offense against the provisions of this chapter shall constitute, for each day the offense is continued, a separate and distinct offense hereunder.

Section 3. Authority.

The proposed local law is enacted pursuant to Town Law §§130(1), 130(3-a), and 130(15), as well as Municipal Home Rule Law §§10(1)(i), 10(1)(ii)(a)(11), 10(1)(ii)(a)(12), and 10(1)(ii)(d)(3).

Section 4. Severability.

If any section or subsection, paragraph, clause, phrase, or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole, or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

Section 5. Effective Date.

This local law shall take effect on May 8, 2019 or upon filing with the Secretary of State, whichever is later, so as to allow retail establishments a period of time within which to dispose of their existing inventory of polystyrene items, plastic straws and stirrers and convert to alternative materials.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Town Board of the Town of Southampton hereby directs that a public hearing shall be held on Tuesday, **January 22, 2019**, at **6:00 p.m.**, at the Hampton Bays Community Center, 25 Ponquogue Avenue, Hampton Bays, New York, to hear any and all persons either for or against a local law entitled, "A LOCAL LAW amending Town Code Chapter 212 (Retail Check out Bags) to include restrictions on expanded polystyrene, plastic straws and stirrers."

Summary of Proposed Law

Littered polystyrene and plastic products have caused and continue to cause significant environmental harm and have burdened local governments with significant environmental cleanup costs. Certain items made from these material are difficult to recycle and do not biodegrade. The proposed law will prohibit the use of single service articles made of expanded polystyrene in certain establishments, prohibit the use or sale of loose polystyrene packaging fill and coolers made of polystyrene, ban the use of plastic straws and stirrers by certain establishments, and require that all food service establishments and beverage providers only provide non-plastic straws and stirrers upon request.

Copies of the proposed law, sponsored by Councilwoman Lofstad, are on file in the Town Clerk’s Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None; see resolution text.

✓ Vote Record - Town Board Resolution RES-2018-1211						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1212

Category: Public Hearings
Sponsors: Councilwoman Julie Lofstad
Department: Town Attorney

Notice of Public Hearing Regarding Unsafe and Dangerous Conditions at the premises located at 11 Brown Street, Riverside

WHEREAS, the Town of Southampton Division of Fire Prevention inspected the premises known as 11 Brown Street, Riverside, SCTM #900-140-2-65 (hereinafter "Property") and observed that the Property is dangerous and unsafe and not properly maintained in accordance with the provisions of the Town Code; and

WHEREAS, the Town of Southampton Division of Fire Prevention submitted, posted and delivered a written letter report dated December 17, 2018 regarding said conditions at the Property; and

WHEREAS, the single family home identified above has been deemed to be dangerous to life, health, property or the safety of the public or occupants by the Fire Marshal. This is due to an accumulation of human feces and urine stored in buckets in the kitchen, an accumulation of rubbish and debris, no running water, no smoke detectors, no sanitary services, and extension cords running throughout the dwelling. The premises caught fire on Saturday, December 15, 2018, requiring the response of the Riverhead Fire Department. The house remains unfit for human habitation. The majority of doors and windows are either broken or removed as a result of the fire, leaving the home open to the elements, intruders animals and vermin.

The home has been placarded pursuant to Town Code §128-8, and notification has been provided personally to the owner that they must contact the Fire Marshal to address the conditions; now therefore be it

RESOLVED, that the Town Board hereby directs that a public hearing shall be held on **Tuesday, February 12, 2019 at 1:00 pm** at the Southampton Town Hall, 116 Hampton Road, Southampton, New York, to consider whether the conditions at the Property violate the requirements of Chapters 128, 211 and 261 of the Town Code; and be it further

RESOLVED, that, pursuant to Town Code Chapters 128, 211 and 261, the Town of Southampton Division of Fire Prevention is hereby authorized to serve notice of the subject public hearing upon the owner of the Property; and be it further

RESOLVED, should a determination be made, pursuant to Southampton Town Code Chapters 128, 211 and 261, that violations exist on the Property, and/or that any conditions are dangerous to life, health, property or the safety of the public or occupants, the Office of the Town Attorney, the Town Engineer, the Building Department, the Divisions of Fire Prevention and Code Enforcement shall be authorized to take whatever steps are necessary to secure or demolish the structure, to remove any debris and unsafe equipment and to cut back overgrown vegetation in order to bring the Property into conformance with the standards of Chapters 128, 211 and 261 of the Town Code; and be it further

RESOLVED, that should a determination be made that violations of Chapters 128, 211 and 261 exist on the Property, pursuant to said Chapters, the Office of the Tax Assessor and the Tax Receiver are hereby authorized to take whatever steps are necessary to assess the costs and expenses, incurred by the Town of Southampton, against the Property; and be it further

RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Southampton on **Tuesday, February 12, 2019 at 1:00 p.m.** at Southampton Town Hall, 116 Hampton Road, Southampton, New York, for the following purpose:

To consider whether the property known as 11 Brown Street, Riverside, SCTM #900-140-2-65, is open, unsafe and/or dangerous to life, health, property or the safety of the public or occupants and should be secured or demolished, whether debris and unsafe equipment should be removed, and whether overgrown vegetation should be cut back in order to bring the property into compliance with the Town Code.

Should a determination be made that said unsecured, unsafe, dangerous and unmaintained conditions exist on the Property, the Office of the Town Attorney, the Town Engineer, the Building Department, the Divisions of Fire Prevention and Code Enforcement, pursuant to Southampton Town Code Chapters 128, 211 and 261, shall be directed to take whatever steps are necessary to bring the Property into conformance with the standards of Chapters 128, 211 and 261 and the Tax Assessor and Tax Receiver may assess against the Property the costs and expenses incurred as a result of bringing the Property into conformance with the Town Code.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK

SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

Costs to be assessed against property.

✓ Vote Record - Town Board Resolution RES-2018-1212						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1213

Category: Real Estate & Easements
Sponsors: Supervisor Jay Schneiderman
Department: Town Attorney

Authorize Supervisor to Execute Termination of Right-of-Way Agreement

WHEREAS, the Town of Southampton (the "Town") and the Hampton Bays Fire District (the "Fire District"), are the beneficiaries of a ten-foot Right-of-Way last recorded in Liber 11807, page 703, on or about 1996; and

WHEREAS, said right-of-way encumbers the premises owned by Canal Properties, LLC, ("CP") in order to provide access to firefighting equipment at the site to be developed pursuant to the Canoe Place Inn, Canal & Eastern Properties Maritime Planned Development District (CPICEMPDD), located in Hampton Bays; and

WHEREAS, CP has requested that the Town and the Fire District terminate said right-of-way, running in a north/south direction from North Road to the canal; and

WHEREAS, the Fire District has no objection to the termination of said right-of-way, and instead prefers an alternative location for fire access to and from the Hampton Boathouse Residential Buildings, as shown on the approved site plan for the Hampton Boathouses prepared by Bowne AE&T Group, dated May 20, 2015, last revised October 10, 2017; and

WHEREAS, in order to memorialize this new fire access location, the Fire District has negotiated an alternative Grant of Fire Access Easement from CP; and

WHEREAS, based upon the agreement between the Fire District and CP as it relates to an alternative, and preferred, fire access location, the Town has no objection to the termination of said right-of-way first described above; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute the Termination of Right-of-Way Agreement, and any related recording documents, with Canal Properties, LLC, as it relates to that certain Agreement recorded in Liber 11807, page 703, and further acknowledges that said Termination Agreement has already been executed by the Hampton Bays Fire District.

Financial Impact:

None; see resolution text.

✓ Vote Record - Town Board Resolution RES-2018-1213						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1214

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Personnel

Award Time Keeping System Contract to Andrews Technology HMS, Inc. for the Novatime Software System

WHEREAS, the Town of Southampton, in TBR 2018-543, authorized the issuance of a Request for Proposal for time keeping software to record employee time, accrual use, and associated records; and

WHEREAS, four proposals were received and evaluated; and

WHEREAS, it was agreed that the Novatime System proposal submitted by Andrews Technology HMS, Inc. best suits the Town’s needs; and

WHEREAS, Novatime will provide automated timekeeping capability on multiple platforms to make accurate timekeeping easier, and enable employees to access information about their time card and leave accruals; and

WHEREAS, Novatime will also aid the Town in more accurately tracking employee time recording and accrual usage, and assist management with customizable system alerts, greater reporting capability, and a more detailed and robust audit function; and

WHEREAS, Andrews Technology, through their Long Island office, will provide fully integrated system set up and implementation services, as well as 24-7 technical support provided in coordination with Andrews Technology offices nationwide; and

WHEREAS, Andrews Technology has proposed a one-year contract term for the cost of \$108,549, which includes system set up and implementation and annual maintenance and vendor hosting costs, with the option for a two-year renewal totaling \$104,810 for two additional years of annual maintenance and vendor hosting costs at the conclusion of the first year; and

WHEREAS, this project has been identified in the 2019 Capital Budget and funded in its first year in the amount of \$150,000; now, therefore, be it

RESOLVED, that the Town Board authorizes the Supervisor to enter into an agreement with Andrews Technology HMS, Inc. for the set up and implementation and one year’s maintenance and vendor hosting service for the Novatime timekeeping system in the amount of \$108,459, with the option for a two-year renewal at the end of the first year in the amount of \$104,810; and be it further

RESOLVED, that this contract will be funded from the 2019 Capital Budget GL # C1-99-H301-00-6202-0000-Time and Attendance Software.

Financial Impact:

\$108,459 2019 Capital Budget GL # C1-99-H301-00-6202-0000-Time and Attendance Software.

✓ Vote Record - Town Board Resolution RES-2018-1214						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1215

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Jay Schneiderman
Department: Town Attorney

Authorize the Supervisor to Sign a Donation Agreement between Michael R. Bloomberg and the Town of Southampton to Engage a Company to Perform Plant Health Care Services to Control and Eradicate the "Mile-A-Minute Vine" Growth at Town Owned Property, located at 129 Whites Lane, Southampton, NY and 380 Millstone Road, Southampton, NY.

WHEREAS, the Town of Southampton is working to eradicate the invasive species "mile-a-minute vine" from the Southampton environment; and

WHEREAS, the Town of Southampton will engage a company to perform plant health care services to control and eradicate the "mile-a-minute vine" growth at Town owned property, located at 129 Whites Lane, Southampton, New York, known as SCTM: 0900-128-1-22.002 and 380 Millstone Road, Southampton, New York, known as SCTM: 0900-128-1-22.003; and

WHEREAS, Michael R. Bloomberg wishes to make a contribution to the Town of Southampton to provide support to the Town to help implement the Program in an amount not to exceed One Hundred Eighty-Three Thousand, Eight Hundred Seventy-Five (183,875.00) Dollars; and

WHEREAS, the Town of Southampton would like to accept this donation with gratitude, and believes such donation will serve the interest of the Southampton environment; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton authorizes the acceptance of the donation in seven installments after receipt by Michael R. Bloomberg of the fully executed agreement, to be used by the Town of Southampton to engage a company to perform plant health care services to control and eradicate the "mile-a-minute vine" growth from the Southampton environment; and be it further

RESOLVED, that the Comptroller is hereby authorized to establish a restricted account, with the money to be placed in a newly established restricted cost center to pay a company to perform plant health care services to control and eradicate the "mile-a-minute vine" growth from the Southampton environment; and be if further

RESOLVED, that the Town Board of the Town of Southampton authorizes the Supervisor to

execute a donation agreement with Michael R. Bloomberg in a form approved by the Town Attorney’s Office.

Financial Impact:

The Funds to be placed in a newly established restrictive account, "Bloomberg Donation" cost center, to be opened and used by the Town for the purposes stated in the Bloomberg Donation Agreement.

✓ Vote Record - Town Board Resolution RES-2018-1215						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1216

Category: Bidding
Sponsors: Councilwoman Christine Preston Scalera
Department: Central Purchasing and Contracts Compliance

2019 Notice to Bidders for Construction of a Bathroom at Good Ground Park

RESOLVED, per the request of the Parks Director, the Town Clerk of the Town of Southampton be and hereby is authorized and directed to advertise for public bid the following:

NOTICE TO BIDDERS

PLEASE TAKE NOTICE, that sealed bids will be received by the Town Clerk of the Town of Southampton, at Southampton Town Hall, 116 Hampton Road, Southampton, New York, on January 30, 2019 at 2:00 p.m., prevailing time, where they will be publicly opened and read aloud, for:

Construction of a Bathroom at Good Ground Park

Specifications are available beginning on Thursday, January 3, 2019 at 8:30 a.m. online at <http://bids.southamptontownny.gov/Default.aspx> or in person at the Town Clerk's Office, 116 Hampton Road, Southampton between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday, (except Holidays). These specifications have met with the approval of Central Purchasing and Contracts Compliance.

Bidders interested in this project are REQUIRED to visit www.labor.ny.gov, wage schedules & updates, original wage schedule, search for your original wage schedule and enter the PRC# 2018014850 to view the original prevailing wage schedule. Employees under this title must be paid the wage rate(s) indicated on this schedule. The winning vendor(s) will be provided an original wage schedule with their contract.

Each bidder must provide with its bid a certified check equal to five (5) percent of his/her total bid payable to the order of the Town of Southampton, or a bond with sufficient sureties, acceptable to the Town of Southampton, in the sum of five (5) percent of the bid. All checks or bonds shall be returned except to the successful bidder, whose security shall be held until contract security is provided, according to the requirements set forth in the bid package.

Each proposal must be submitted in a sealed envelope clearly marked "**Construction of a Bathroom at Good Ground Park**". Bidders must comply with all Federal, State, and local laws.

The Town Board reserves the right to waive any informalities in bids received, and/or to reject any and all bids.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NY
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

The source of funding for this contract shall be GL# C1-99-C522-00-6212-0000 Good Ground Park- Park Improevmebts in an amount not to exceed budget.

✓ Vote Record - Town Board Resolution RES-2018-1216						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Adopted as Amended	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Town Board Resolution 2018-1217

Category: Agreements, Contracts, Leases
Sponsors: Councilman Tommy John Schiavoni
Department: Central Purchasing and Contracts Compliance

Recall and Amend Resolution 2018-575

RESOLVED, that all information contained within Town Board Resolution 2018-575 adopted on May 22, 2018 with the exception of the consultant; be it

FURTHER RESOLVED, that the Town of Southampton shall enter into a contract with the Trustees of the Freeholders and Commonality of the Town of East Hampton, rather than the State University of New York at Stony Brook; be it

FURTHER RESOLVED, that all other content of Town Board Resolution 2018-575 shall remain the same.

Financial Impact:

NONE

✓ Vote Record - Town Board Resolution RES-2018-1217						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Adopted as Amended	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Town Board Resolution 2018-1218

Category: Budget & Finance
Sponsors: Supervisor Jay Schneiderman
Department: Central Purchasing and Contracts Compliance

Authorize the Southampton Volunteer Ambulance to Make Budgetary Changes to their 2018 Budget

WHEREAS, pursuant to the agreement dated February 22, 2018 between the Town of Southampton and the Southampton Volunteer Ambulance Corp., hereinafter (SHVAC) and in accordance with section III, Par. D, of the agreement, permission must be granted by the Town to the Ambulance company for purchases over Five Thousand Dollars, (\$5,000), for equipment not included in ambulance companies budget or for internal transfers; and

WHEREAS, the Town of Southampton has received an letter indicating that the SHVAC would like to amend certain budgetary items contained within their 2018 adopted budget; and

WHEREAS, the following changes should be made:

	<u>INCREASE</u>	<u>DECREASE</u>
407-Medical Equip	\$10,000	
408-Medical Supplies		(\$17,000)
410-Communication		(\$11,000)
431-Uniforms		(\$4,000)
406-Training		(\$6,000)
409-Communication Repairs		(\$3,000)
424-Physicals		(\$4,000)
484-Gas/Propane		(\$1,000)
120-Vehicle Reserve Fund	\$36,000	
Total	\$46,000	(\$46,000), now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby grant this permission to the Southampton Volunteer Ambulance Corp., to make these changes to their 2018 adopted budget in accordance with the Town's Procurement Policy.

Financial Impact:

NONE

✓ Vote Record - Town Board Resolution RES-2018-1218						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

Town Board Resolution 2018-1219

Category: Budget & Finance
Sponsors: Supervisor Jay Schneiderman
Department: Comptroller

Amend 2018 Adopted Budget for Highway

WHEREAS, the Highway Superintendent requests additional funds for winter related repairs and equipment; and

WHEREAS, the Town Comptroller recommends appropriating highway fund balance in the amount of \$100,000 for the winter related repairs and equipment; now therefore be it

RESOLVED, the Town Board of the Town of Southampton hereby appropriates Highway Fund Balance in the amount of \$100,000 for winter related repairs and equipment; and be it further

RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

INCREASE Highway Appropriated Fund Balance by \$100,000

✓ Vote Record - Town Board Resolution RES-2018-1219						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Jay Schneiderman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Julie Lofstad	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated	Christine Preston Scalera	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	John Bouvier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Tommy John Schiavoni	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Failed To Move						

VIII. Closing