

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES MEETING
MARCH 17, 2004**

Present: Mayor C. Kent Kroeber
Trustee David du Pont
Trustee Nancy Hays
Trustee Oliver Parker
Trustee Russell Vernon

Clerk: Deborah Matthews

Also: John Ledwith, Richard Morrow, Dep. Chief Culhane, Jim Burger, Sally Sonne, Barbara du Pont, Mary Graetzer, Susan Goodfellow, Claude & Mary Jo Guinchard

Mayor Kroeber called the meeting to order at 7:30 p.m. and led everyone in the Pledge of Allegiance.

MINUTES

A motion was made by Trustee Hays, seconded by Trustee Parker, that the minutes of the February 17, 2004 Grievance Day meeting be approved.

Vote of the Board: Trustee du Pont - aye
Trustee Vernon – aye
Trustee Parker – aye
Trustee Hays – aye
Mayor Kroeber – aye

The motion was passed by a 5-0 vote.

A motion was made by Trustee Hays, seconded by Trustee Parker, that the minutes of the February 18, 2004 Board of Trustees meeting be approved.

Vote of the Board: Trustee Vernon – aye
Trustee du Pont – aye
Trustee Hays – aye
Trustee Parker – aye
Mayor Kroeber – aye

The motion was passed by a 5-0 vote.

TUXEDO PARK LIBRARY PRESENTATION – A presentation was given by Barbara du Pont and Susan Goodfellow, representatives of the Tuxedo Park Library Board. They reported that the demand for library services has increased dramatically in the past five years while budget appropriations by the Tuxedo Town Board have remained flat. As a result, the Board of Trustees of the Tuxedo Park Library have formally advised the Town of Tuxedo Town Board that they are taking the necessary steps to present future budget appropriations directly to Tuxedo voters. Without an increase in funding, the Library Board would have to cut back operations from 48 hours per week to 36 and delay or curtail library programs. In order for the budget to go public and be placed on the November election ballot, the

Library Board needs to collect signatures on a petition of at least 10% of the registered voters in Tuxedo who voted in the last Gubernatorial election. Once the signatures are gathered, the Library Board passes a resolution to accept the petition and submits both to the Town Board. The Town Board is then required to submit the petition to the Orange County Board of Elections to be placed on the November ballot.

PUBLIC PARTICIPATION – Jim Burger thanked the DPW for keeping the roads clear during the latest snowstorm. Sally Sonne again requested that signs be erected to prohibit ATV's, etc. in the Village. Mayor Kroeber asked Deputy Chief Culhane to locate the bridal trail maps of the Village and put up the signs accordingly.

ENGINEER'S REPORT - The Civil Technologies & Engineering report was read by Trustee Parker. A copy is attached. A discussion was held on the Tuxedo Lake Dam, drainage and sewer relining.

DPW REPORT – The report was discussed. A copy is attached.

POLICE REPORT - The synopsis of the monthly report is attached.

911 Addresses: Deputy Chief Culhane reported that the responses to the questionnaires are coming in slowly. Mayor Kroeber asked that the residents be called personally to obtain the information.

Proposal for 2 Cars: Deputy Chief Culhane submitted a proposal from Monroe Ford to the Board for the purchase of 2 used Ford Explorers which include the trade-in of the 1997 Chevrolet Blazer, and the 1997 and 1999 Crown Victorias at a cost of \$26,000. Trustee Vernon stated that the Chief should shop around a few more dealerships to obtain more quotes.

A motion was made by Trustee du Pont, seconded by Trustee Parker, that the Police Department be authorized to purchase 2 used Ford Explorers predicated on the trade-in of 3 used older Village police vehicles at a cost not to exceed \$26,000, and that Deputy Chief Culhane obtain further quotes from other dealerships.

Vote of the Board: Trustee Hays – aye
 Trustee Vernon – aye
 Trustee du Pont – aye
 Trustee Parker – aye
 Mayor Kroeber – aye

The motion was passed by a 5-0 vote.

BUILDING PERMITS

A motion was made by Trustee Hays, seconded by Trustee du Pont, that the building permit application of Howard Shore, Wee Wah Road, for replacement windows, a new slate roof, and restored rear terrace at a cost of \$500,000 be approved.

Vote of the Board: Trustee Vernon – aye
 Trustee Parker – aye
 Trustee du Pont – aye
 Trustee Hays – aye
 Mayor Kroeber – aye

The motion was passed by a 5-0 vote.

It was noted that the BAR waived the EAF on the Shore roof. Trustee Vernon raised the issue of inconsistent treatment of applicants by the BAR.

A motion was made by Trustee Vernon, seconded by Trustee du Pont that the building permit application of Projector 80 (Hellman residence/formerly Liebowitz), East Lake Road, for exterior renovations at a cost of \$200,000 be approved.

Vote of the Board: Trustee Hays – aye
Trustee Parker – aye
Trustee du Pont – aye
Trustee Vernon – aye
Mayor Kroeber – aye

The motion was passed by a 5-0 vote.

OLD BUSINESS

WILDLIFE ADVISORY COMMITTEE – Trustee Vernon reported that culling will begin again in the Spring. As a result of the winter, a lot of carcasses have been found throughout the Park.

ENVIRONMENTAL ADVISORY COMMITTEE – Trustee Hays reported that a proposal was received from Hudson Valley Horticultural Services for dormant oil spraying of Hemlock trees for Woolly Adelgid in the three Village areas previously sprayed.

A motion was made by Trustee Parker, seconded by Trustee Vernon, that the proposal from Hudson Valley Horticultural Services for \$1,250 for two sprayings (late summer and early fall) of Hemlock trees for Woolly Adelgid be accepted.

Vote of the Board: Trustee du Pont – aye
Trustee Hays – aye
Trustee Parker – aye
Trustee Vernon – aye
Mayor Kroeber – aye

The motion was passed by a 5-0 vote.

Trustee Hays also read an article regarding pesticides and their effect on children. Mayor Kroeber stated that the Village should know what products the landscapers are using in the Park. The Environmental Committee suggests residents “go organic”.

BEAUTIFICATION ADVISORY COMMITTEE – Mayor Kroeber reported the Committee met on March 16th. A list of proposed projects was discussed such as guide rails, mailboxes, road safety issues, etc. The Committee is taking the proposed ideas and categorizing them along with the estimated costs. They will meet again on April 6th.

BUDGET – Mayor Kroeber reported that he and Trustee du Pont met with the department heads to review their proposed 2004-2005 budgets. Overall, the largest increase is health insurance costs and NYS Retirement contributions. For 2004-2005, the retirement contribution increases to \$100,000 for the Village’s share. A public hearing must be held prior to adoption of the 2004-2005 budget.

A motion was made by Trustee Hays, seconded by Trustee Parker, that a public hearing on the 2004-2005 Village budget be held on Wednesday, April 21, 2004 at 7:30 p.m. in the Village Hall.

Vote of the Board: Trustee Vernon – aye
Trustee du Pont – aye
Trustee Hays – aye
Trustee Parker – aye
Mayor Kroeber – aye

The motion was passed by a 5-0 vote.

NEW BUSINESS

TOWN RECREATION – Mayor Kroeber stated that the Town Recreation Department had previously submitted a request for use of the Wee Wah Beach for the summer months for a fee of \$3,500. Trustee du Pont stated that he had previously discussed, with Supervisor Magar, an increase in the fee to the Village to \$4,000. He has confirmed the \$4,000 fee with Supervisor Magar.

A motion was made by Trustee du Pont, seconded by Trustee Hays, that the Town of Tuxedo Recreation Department be authorized to use the Wee Wah Beach during the summer months at a fee of \$4,000 and that the busses for transporting the children be allowed in the Park.

Vote of the Board: Trustee Parker – aye
Trustee Vernon – aye
Trustee du Pont – aye
Trustee Hays – aye
Mayor Kroeber – aye

The motion was passed by a 5-0 vote.

WEE WAH BEACH CLUB – Trustee du Pont stated that the certificate of insurance for the Beach Club was received. He stated that a lifeguard must be on duty and swimming is only allowed in designated areas. Mayor Kroeber stated that a draft report was submitted by the Wee Wah Beach Advisory Committee and will be discussed at the April 21st Trustees meeting.

PROPOSED AMENDMENTS TO VILLAGE CODE – A discussion was held on Section 94-5 (Use of roads by heavy or extra-wide vehicles, buses or trucks; access). It is proposed to limit the hours of operation and the number of trucks traversing the Village roads. This amendment will be known as Local Law Introductory No. 1 of 2004. Claude Guinchard stated that he didn't see that a change in the code would have a dramatic impact on his project. A copy of the amendment is attached.

A motion was made by Trustee Hays, seconded by Trustee du Pont, that a public hearing be held on Wednesday, April 21, 2004, at 7:30 p.m., on Local Law Introductory No. 1 of 2004.

Vote of the Board: Trustee Vernon – aye
Trustee Parker – aye
Trustee Hays – aye
Trustee du Pont – aye
Mayor Kroeber – aye

The motion was passed by a 5-0 vote.

REVIEW OF FEES – A discussion was held on the Village’s Fee Schedule. The schedule has not been updated in several years. Changes are proposed for boat permit fees, water and sewer hookup fees, and building permit fees. Mayor Kroeber asked Trustee du Pont, Trustee Parker, and Trustee Vernon to review the schedule and to make recommendations at the next Trustee meeting.

AUDIT OF BILLS– Bills in the amount of \$121,132.98 for the General Fund, claim numbers 3-1 to 3-117 and \$40,271.44 for the Water Fund, claim numbers W3-1 to W3-15 were audited and ordered paid.

ADJOURN TO EXECUTIVE SESSION – A motion was made by Mayor Kroeber, seconded by Trustee du Pont, that the Board adjourn to Executive Session at 9:55 p.m. to discuss union negotiations. The motion was passed by a 5-0 vote.

REOPEN REGULAR SESSION - The regular session was reopened at 10:15 p.m.

ADJOURNMENT

A motion was made by Trustee Hays, seconded by Trustee Parker that the meeting be adjourned at 10:20 p.m. The motion was passed by a 5-0 vote.

Respectfully submitted

Deborah A. Matthews
Village Clerk-Treasurer