

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES
SEPTEMBER 15, 2004**

The regular monthly meeting of the Board of Trustees was held on Wednesday, September 15, 2004 at 7:30 p.m. in the Village Hall, Lorillard Road, Tuxedo Park, NY.

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

Absent: Trustee David du Pont

Clerk: Deborah Matthews

Also: John Ledwith, Richie Morrow, Sally Sonne, Deputy Chief Culhane, Jim Burger, Tom Salierno, Peter Regna

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 August 18, 2004 Board of Trustees Meeting be approved.

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

The motion was passed by a 4-0 vote.

PUBLIC PARTICIPATION

Sally Sonne asked about previous discussions regarding responsibility and reimbursement for damage to Village property by residents and/or non-residents. Mayor Kroeber stated that no distinction is made between resident and non-resident, but made on the extent or level of damage and whether the Village wants to take action.

Jim Burger announced ‘Family Fun Day’ that will be held on October 2nd at Murphy Field. He thanked those who attended the recent 911 concert at St. Mary’s. He also thanked the Village Police Department for issuing car stickers for Tuxedo Park School personnel and parents. However, he asked if families with two cars could be issued a second sticker. Mayor Kroeber stated that if there is a need, the Police would accommodate the parents with proof of backup data.

Peter Regna asked if anything can be done about the turkey vultures that roost on roofs and outdoor furniture throughout the Park. Trustee Vernon stated that he has contacted two wildlife experts and asked them to come in and talk at a future Trustee meeting. They may have a solution to the problem.

ENGINEER’S REPORT - The Civil Technologies & Engineering report was received and read by Trustee Parker. A discussion was held on the need to repair the Wee Wah Dam beyond grouting.

DPW REPORT– A copy is attached. A discussion was held on drains and road paving.

POLICE REPORT – The report was received by the Board. A copy of the synopsis is attached.

OLD BUSINESS

ENVIRONMENTAL ADVISORY COMMITTEE – Trustee Hays reported on the latest submission by Conjecture LLC regarding their proposed project. Since there was so much opposition to overhead cables throughout the proposed project areas, they revised their plans. The latest report shows that 100% of the cable is proposed to be underground.

BEAUTIFICATION ADVISORY COMMITTEE – Mayor Kroeber reported on the Committee meeting that was held on September 14th. Some of the projects being worked on are traffic signs in the Village and the DPW facility. A copy of the minutes is attached

WILDLIFE ADVISORY COMMITTEE – Trustee Vernon reported that past culling has netted 5-8 deer per month. Since the Village agreed to pay \$20 per culled deer, there were 50 taken in the last month. A discussion was held on the geese problem and the hunting season for geese.

WATER BILL AMNESTY – Mayor Kroeber reported that to date the Town residents have paid \$6,513.52 of \$29,176.25 owed in outstanding water charges or 22% of the total. Village residents have paid \$1,225.81 of \$6,665.87 owed or 18% of the total.

NEW BUSINESS

BULK CLEANUP – Mayor Kroeber announced that bulk pickup day will be Saturday, October 23, 2004. All items should be curbside by 7:00 p.m. on Friday.

WALKING TRAIL EASEMENT – Mayor Kroeber stated that upon the recommendation of Michael Donnelly, Planning Board/Board of Architectural Review Attorney, the agreement between the Browns and the Village for the Walking Trail Easement on Eagle Mountain Road should be executed as prepared.

A motion was made by Trustee Hays, seconded by Trustee Parker that Mayor Kroeber be authorized to sign the agreement prepared in July 2003 between Gary and Audrey Brown and the Village of Tuxedo Park for the relocation of the Walking Trail Easement on the Brown property, Tax Map No. 102-1-18 and the crossing of the trail onto the Village property, Tax Map No. 102-1-19, Eagle Mountain Road, upon confirmation of the metes and bounds descriptions by the Village Engineer. Such agreement states that 1) the Browns will be permitted to utilize the “lower trail”: and will provide a new survey to memorialize the exact placement of the trail on the Brown property, 2) the Browns will reduce the grade of the trail, supply fill and add steps, as needed, at its own cost and expense, 3) the Village shall permit the trail to begin on its property and shall post a ‘Walking Trail: sign to direct users of the trail to the lower trail on the Brown property, 4) the Village shall reaffirm its obligation to maintain the walking trail on the Brown property and to hold the Browns harmless from any liability for use of the easement, and 5) the Grant of Easement dated December 1, 1981, as recorded, shall not be altered or amended.

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

The motion was passed by a 4-0 vote.

MILLENNIUM PIPELINE – Mayor Kroeber reported that a request was received from Millennium Pipeline Company for permission to access Village property near the sewer plant for the purpose of doing field-testing, preparation and a survey for the Millennium Pipeline Project. The pipeline system will run from Corning, NY to Ramapo, NY. The Board was in agreement to allow the survey contingent upon the opinion of the Village Attorney.

SIGN REQUEST – Mayor Kroeber stated that a request was received from Marc de Saint Phalle of 37 West Lake Road requesting a ‘Caution Hidden Driveway’ sign. He has small children and pets and is concerned about the cars that speed down the hill. Mayor Kroeber asked Deputy Chief Culhane to look into the request.

AUDIT OF BILLS - Bills in the amount of \$77,798.98 for the General Fund, claim numbers 9-1 to 9-89 and \$14,390.90 for the Water Fund, claim numbers W9-1 to W9-18 were audited and ordered paid.

ADJOURNMENT

A motion was made by Trustee Vernon, seconded by Trustee Parker that the meeting be adjourned at 8:25 p.m. The motion was passed by a 4-0 vote.

Respectfully submitted,

Deborah A. Matthews
Village Clerk-Treasurer