

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES
NOVEMBER 23, 2004**

The regular monthly meeting of the Board of Trustees was held on Tuesday, November 23, 2004 at 7:30 p.m. in the Village Hall, Lorillard Road, Tuxedo Park, NY.

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

Clerk: Deborah Matthews

Also: Deputy Chief Culhane, Tom Salierno, Sally Sonne, Lucy Edwards

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 du Pont, seconded by Trustee Parker that the minutes of the October 20, 2004 Board of Trustees Meeting be approved as corrected (page 4).

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.

PUBLIC PARTICIPATION – None

ENGINEER’S REPORT - The Civil Technologies & Engineering report was received and read by Trustee Parker. Mayor Kroeber noted that Trustee Parker made the new message boards at the South and Main gates, painted the mechanical unit at the South Gate, and is working on constructing the sludge pit cover at the sewer plant. He thanked Trustee Parker for his continuing contributions to the Village.

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

POLICE REPORT - The Report was reviewed by the Board. A copy of the synopsis is attached. Deputy Chief Culhane reported that the sign program is progressing and installation is dependent on the DPW schedule. Chief Culhane also reported that 72 deer were culled during the month. Trustee Vernon noted that culling will cease until after deer hunting season.

OLD BUSINESS

ENVIRONMENTAL ADVISORY COMMITTEE - Trustee Hays reported the Village has received correspondence from other entities regarding opposition to the Conjecture LLC project.

WILDLIFE ADVISORY COMMITTEE – Trustee Vernon stated there is an article in today's Times Herald-Record regarding Senator Schumer obtaining State funds for the County to help fight the geese problem in various municipalities. He will look into it and see if Tuxedo Park may be eligible. In addition, he reported that the deer culling program is successful so far. Sally Sonne reviewed the deer drive schedule for the drives that will take place the weekends of November 27th, December 4th and 11th.

BEAUTIFICATION ADVISORY COMMITTEE – Mayor Kroeber stated a Committee meeting was held in November and the designated projects are continuing. He thanked Peter Regna for obtaining non-reflective green tarps to cover the sand/salt pile at the DPW facility. He also noted that the Committee is taking note of the stone walls throughout the Village and those homeowners who have walls with problems will be notified. In addition, Mr. Morrow and Mr. Ledwith have been taking pictures of the walls that abut Village roads, and he indicated there is a need to tighten the Village Code regarding wall regulations.

WATER AMNESTY PROGRAM – Mayor Kroeber reported that 65% of the Town and 62% of the Village outstanding water bills have been collected so far during the amnesty period. The program ends November 30th.

LITIGATION – Mayor Kroeber reported that the claim from an employee involving another former employee and the Village has been settled in State Supreme Court in Goshen. All parties agreed to settle on terms satisfactory to the Village and the court ordered the settlement terms remain confidential.

NEW BUSINESS

UNPAID VILLAGE TAXES

A motion was made by Trustee Vernon, seconded by Trustee du Pont, that the Village Clerk be authorized to send to the County of Orange Commissioner of Finance the attached list of unpaid 2004-2005 Village taxes in the amount of \$72,984.27 for relevy onto the January 2005 Town/County Tax Bill.

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

The motion was passed by a 5-0 vote.

COUNTY TAX EXEMPTION

A motion was made by Trustee Hays, seconded by Trustee Parker, that the Village of Tuxedo Park request from the County of Orange the exemption of County Taxes on Village water facilities located in the Town of Tuxedo known as Section 13-3-12 for the year 2006.

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

The motion was passed by a 5-0 vote.

HEATING OIL BID

A motion was made by Trustee du Pont, seconded by Trustee Hays, that the Village Clerk be authorized to advertise for bid, #2 heating oil, and that the bid opening date be set for Monday, December 13, 2004 at 2:00 p.m. in the Village Office.

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.

COURT SURCHARGE – Trustee du Pont reported that on August 20, 2004, the Governor signed legislation regarding the handling of revenue for vehicle and traffic violations whereby plea bargain agreements no longer equate to less fines. The fine on the original violation is collected and the funds paid to the State, thereby reducing the amount local governments receive in revenue. Upon receipt of numerous complaints to the State, municipalities are encouraged to pass local laws to enact a \$10 surcharge on all violations. The surcharge will be retained by the municipality. Trustee du Pont recommended that Tuxedo Park consider adopting a local law. The issue will be discussed further.

NYS RETIREMENT SYSTEM – Mayor Kroeber reported the Village payment to the NYS Retirement System for 2004 is \$162,000, up from \$7,900 two years ago.

DENTAL/VISION PREMIUMS – Mayor Kroeber reported that the Village's premium for employee dental and vision insurance has increased 7%.

AUDIT OF BILLS - Bills in the amount of \$113,323.36 for the General Fund, claim numbers 11-1 to 11-111 and \$8,785.36 for the Water Fund, claim numbers W11-1 to W11-13 were audited and ordered paid.

ADJOURNMENT TO EXECUTIVE SESSION – A motion was made by Mayor Kroeber, seconded by Trustee Parker, that the Board adjourn to Executive Session at 8:20 p.m. to discuss a specific personnel issue. The motion was passed by a 5-0 vote.

REOPEN REGULAR SESSION – The regular session was reopened at 9:04 p.m.

ADJOURNMENT

A motion was made by Trustee Vernon, seconded by Trustee Parker that the meeting be adjourned at 9:05 p.m. The motion was passed by a 5-0 vote.

Respectfully submitted,

Deborah A. Matthews
Village Clerk-Treasurer