

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES MEETING
MAY 18, 2005**

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

Also: Richard Morrow, Deputy Chief Culhane, John Ledwith, Sally Sonne, Lucy Edwards,
Greg VanSchaack, Peter Regna, Greg Libby, Larry Hart, Hilda McGlew, Jim Burger,
Tom Salierno, Claudio Guazzoni

Clerk: Deborah Matthews

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 April 20, 2005 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.

PUBLIC PARTICIPATION

TUXEDO DOCK APPLICATION

Greg VanSchaack, representing the Tuxedo Club, has submitted revised plans to the Board for the proposed new Tuxedo Club docks. Revisions to the plan include the removal of a dock at the main Club building, removal of the word ‘treated’ cedar, added ‘natural’ cedar, and submittal of a new engineering drawing. The proposed entrance ramp to the new dock on the north side of the main boat house will not interfere with the crane, which is used early in the season to put boats in and to take them out at the end of the season. There is a boat there now that could be switched with a shorter boat allowing seven new spaces instead of eight. The dimensions and square footage have been added to the plans and show how the docks and pier will be anchored (two temporary cement anchors that sit on the bottom placed on each side of the slip). They have removed cement rubble from the tennis building steps and are proceeding with removing the cement rubble from in front of the main club as was approved by the Board of Trustees at their June 16, 2004 meeting.

A discussion followed on the issue of pre-existing docks, proposed docks, and the Village Code. Also discussed was the issue of a valance around the float underpinnings and dock lighting.

A motion was made by Trustee Hays, seconded by Trustee Parker, that approval be given to the Tuxedo Club for the construction of two additional natural cedar seasonal docks on Tuxedo Lake and that the approval is subject to the final review by the building inspector, the addition of the appropriate verbiage to the engineering plans which call for a 5'x10' transient dock only at the tennis house (parallel to the steps), the stipulation that the docks on the north side of the main boathouse ((5) 5'x16' docks, (1) 5'x8' ramp and (4) 4'x20' fingers) are for single hull boats only (totaling eight), that the total dimensions be shown on the plans for the existing docks and the proposed docks, and that the building permit application and revised plan showing all docks go before the Board of Architectural Review for review and final approval of materials and style.

Vote of the Board: Trustee du Pont – aye
Trustee Hays – aye
Trustee Parker – aye
Mayor Kroeber - Abstain – As he is Secretary of Tuxedo Club
Trustee Vernon – Abstain – As he is a lake front owner and member of the Tuxedo Club

The motion was passed by a vote of 3 ayes and 2 abstentions.

DOCK – TYLER RESIDENCE – Larry Hart, representing owners Richard Tyler and Lisa Trafficante (former Behrendt house), who live in California, asked the Board for permission to construct a 6'x10' transient dock on Tuxedo Lake on the shoreline of the Tyler property. Mayor Kroeber informed Mr. Hart that there is an outstanding violation on the property for a garage damaged in a storm several months ago. The Building Inspector has sent several notices to the homeowner and has gotten no response. The Board agreed that the homeowner must respond to the Building Inspector regarding the garage repairs before they will consider permission for a dock.

VILLAGE BOAT CLUB DOCK – Greg Libby, representing the Village Boat Club, asked the Board for permission to add a new “T” dock at the end of the existing dock located on Tuxedo Lake at the Village Water Plant property. Mr. Morrow pointed out that the Village water main extends along side of the existing dock, which is, in actuality, a concrete pad taken from the water plant and placed there during construction of the new water plant. Trustee du Pont suggested that the dock be an “L” instead of a “T”. It was the consensus of the Board that the proposed dock, which measures 18' long, is too large for the area. If permission is granted by the Trustees to add a dock, the Boat Club would have to submit an application and plans to the Building Inspector, and then appear before the Board of Architectural Review for approval of materials and style. It was agreed that the Board members would do a site visit of the property prior to the June Trustee meeting.

ENGINEERING, BUILDINGS & GROUNDS REPORT - The report was prepared and read by Trustee Parker. A copy is attached. Trustee Parker reported that the updated I&I report has been submitted to the DEC and that the Wee Wah Dam repair work will be done in two phases, one phase this week and the second in the fall.

DPW REPORT – A copy of the report is attached. Mr. Morrow reported that he needs to have his crew begin cleaning the right-of-ways, dead end roads and bridal paths so that he can gain access to water and sewer lines if needed, as well as for fire protection. Mayor Kroeber asked that Mr. Morrow coordinate locations with Trustee du Pont.

POLICE REPORT – A copy of the synopsis is attached.

BUILDING PERMITS

A motion was made by Trustee Vernon, seconded by Trustee du Pont, that the application of Seth Denberg & Laura Marsh, Turtle Mountain Road, for construction of a swimming pool, retaining walls and terraces at a cost of \$100,000 be approved.

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

The motion was passed by a 5-0 vote.

OLD BUSINESS

WILDLIFE ADVISORY COMMITTEE – Trustee Vernon reported the Committee met on May 4th and discussed the bear issue as well as deer. Because of the increase in bear presence in the village, their recommendation to all residents is that appropriate garbage receptacles be used and bird feeders be put away. There will be limited deer culling between now and November. He has received reports from residents seeing an impact of the culling program. There are more flowers this year that were not destroyed and a visual decrease in the herds. He reported that deer counts were done in six (6) different areas in the morning and in late afternoon. The Mt. Farm area is where the most deer are. The target number for culling is 10-18 per square mile. The Village is 2 square miles, so 20-36 is a reasonable amount.

ENVIRONMENTAL ADVISORY COMMITTEE – Trustee Hays read a letter she received from the Federal Energy Regulatory Commission dated April 7, 2005 regarding the Columbia Gas Company pipeline project. They found no reason to replace the 8” and 16” pipeline with a 30” pipeline, and Columbia Gas will be filing an amended proposal.

BEAUTIFICATION ADVISORY COMMITTEE – Mayor Kroeber stated that a meeting is tentatively scheduled for next week. The projects continue to be worked on by the Committee members.

TUXEDO RESERVE AGREEMENTS – Mayor Kroeber reported that he and Peter Regna were reviewing final draft documents relating to the Tuxedo Reserve agreements. Jim Burger stated that the Tuxedo Park School owns property on Route 17 near the Fox Hill Track which contains a TPA easement and asked who he could talk to about it. He was asked to write a letter to the Village regarding the issue and Mayor Kroeber will get an answer from Tuxedo Reserve.

BULK PICKUP – Mayor Kroeber reminded everyone that Spring cleanup is scheduled for this coming Saturday, May 21st. All items should be out Friday night as pickup starts at 7:00 a.m. on Saturday.

NEW BUSINESS

TUXEDO CLUB FIREWORKS

A motion was made by Trustee du Pont, seconded by Trustee Parker that approval be given to the Tuxedo Club to hold their annual fireworks display on Saturday, July 2nd with a rain date of Saturday, July 3rd from 9:30 p.m. to 10:00 p.m., that a certificate of insurance be provided to the Village, and that the Wee Wah Beach be permitted to extend its hours up to 10:30 p.m. the evening of the fireworks.

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.

NOMINATING PETITIONS – Village Clerk Debbie Matthews announced the receipt of nominating petitions for the upcoming June 21st Village Election. The petition for Incumbent Mayor Kent Kroeber, Incumbent Trustee David du Pont, and Incumbent Trustee Oliver Parker contained 78 signatures, the petition for David McFadden for the position of Mayor contained 15 signatures, and the petition for Christopher Hansen for the position of Trustee contained 18 signatures. There are two Trustee positions and one Mayor position open for election.

VOTER REGISTRATION DAY

A motion was made by Trustee Hays, seconded by Trustee du Pont, that Voter Registration Day for the Village Election will be held on Saturday, June 11, 2005 from 12:00 noon to 5:00 p.m. in the Village Hall.

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.

APPOINTMENT OF ELECTION INSPECTORS

A motion was made by Trustee du Pont, seconded by Trustee Hays, that Nils Gerling, Teddy Darling, and Joyce LaBar be appointed election inspectors for the June 21st Village election.

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

The motion was passed by a 5-0 vote.

BUDGET TRANSFERS

A motion was made by Trustee du Pont, seconded by Trustee Parker that the Board approve the budget transfers for the fiscal year ending May 2004 as shown on the attached list.

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.

UNPAID WATER BILLS

A motion was made by Trustee Hays, seconded by Trustee Vernon, that unpaid water balances of over \$10 of Village residents be levied to their 2005-2006 Village Tax Bill in the amount of \$16,749.30.

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

The motion was passed by a 5-0 vote.

AUDIT OF BILLS - Bills in the amount of \$69,144.72 for the General Fund, claim numbers 5-1 to 5-80 and \$28,715.68 for the Water Fund, claim numbers W5-1 to W5-19 were audited and ordered paid.

ADJOURNMENT – A motion was made by Trustee du Pont, seconded by Trustee Parker, that the meeting be adjourned at 9:00 p.m. The vote was 5-0 in favor.

Respectfully submitted,

Deborah Matthews
Clerk