

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES
REGULAR MONTHLY MEETING
JULY 20, 2005**

The Regular Monthly Meeting of the Board of Trustees of the Village of Tuxedo Park was held by the Board of Trustees in the Village Hall, Lorillard Road, Tuxedo Park, NY, on Wednesday, July 20, 2005.

Present: Mayor David C. McFadden
Deputy Mayor Russell Vernon
Trustee Christopher Hansen
Trustee Nancy Hays
Trustee Oliver Parker

Clerk: Deborah Matthews

Also: John Ledwith, Richard Morrow, Deputy Chief Culhane, James Sweeney, Esq., Peter Regna, Sally Sonne, Bruce & Celeste Gebhardt, Peter Simonetta, Jim Burger, Jake Lindsay, Lucy Edwards, Greg Libby, Jim Barth, Kathleen Parker, Robin McFadden, Chris Sonne, Alan & Sue Heywood, Susan Goodfellow, Barbara du Pont, Audrey Perry, Mary Graetzer, Evelyn & Charles Cathcart, Joan Alleman,

Mayor McFadden called the meeting to order and led everyone in the Pledge of Allegiance.

MINUTES

A motion was made by Mayor McFadden that the minutes of the June 22, 2005 Board of Trustees meeting be approved as amended.

Vote of the Board: Deputy Mayor Vernon – aye
Trustee Hays – aye
Trustee Parker – aye
Trustee Hansen – abstain
Mayor McFadden – abstain

The motion was passed by a vote of 3 ayes.

A motion was made by Mayor McFadden that the minutes of the July 5, 2005 Special Board of Trustees meeting be approved.

Vote of the Board: Trustee Hansen – aye
Mayor McFadden – aye
Deputy Mayor Vernon – aye
Trustee Hays – abstain
Trustee Parker – abstain

The motion was passed by a vote of 3 ayes.

TUXEDO RESERVE – Mayor McFadden stated that the main documents for Tuxedo Reserve/Related Companies have been finalized and signed by former Mayor Kroeber. There are still more documents to be signed when various closings take place. Deputy Mayor Vernon stated that all the Trustees had read the final documents and gave their consent for Mayor Kroeber to sign.

REPORTS

Police: A copy of the synopsis is attached. Deputy Mayor Vernon stated that he and Deputy Chief Culhane are working on a Homeland Defense grant.

DPW: A copy of the report is attached. Trustee Hays asked what tests are conducted on the drinking water. Mr. Morrow stated that he will provide her with a copy of a water test showing the various items.

PUBLIC COMMENT

Beautification Committee: A discussion was held on the transfer of the Beautification items to the Garden Club, including the Tuxedo Road guide rail and the leaf dump.

Website: A discussion was held on the Village Website content including privacy issues, e-mails, Village records, cookies, etc.

Tuxedo Dam: A discussion was held on the issue of ownership and insurance coverage of the Tuxedo Lake Dam.

Recognition: Mary Graetzer asked that the Village recognize the 57 years of service to the Wee Wah Beach Club by Village resident Marie McCarroll, 9 Stable Road. She served as the Treasurer for 49 years and has been a member of the Executive Board for 8 years.

A motion was made by Mayor McFadden that the Village Board of Trustees issue a formal decree of recognition to Marie McCarroll for her 57 years of service to the Wee Wah Beach Club.

Vote of the Board: Deputy Mayor Vernon – aye
Trustee Hansen – aye
Trustee Hays – aye
Trustee Parker – aye
Mayor McFadden – aye

The motion was passed by a 5-0 vote.

Mary Graetzer will draft a letter of recognition for the Board's review.

NEW BUSINESS

Update on Docks: Mayor McFadden stated the Tuxedo Club was scheduled to attend last night's BAR meeting but cancelled. They are seeking legal advice. In addition, Deputy Mayor Vernon, the new liaison to the Village Boat Club, will meet with Greg Libby so that he can explain the project for the proposed new dock.

Tuxedo Park Library: On July 30, 2005 at 3 pm. the Library is hosting a show and sale of art created by child victims orphaned by the Sri Lanka tsunami.

Auto Show: A letter was received from Joshua Bewlay, representing St. Mary's Church, seeking permission to hold an Auto Show on behalf of St. Mary's-In-Tuxedo on September 3, 2005 from 2-5 pm on the grounds of the church. A discussion was held on the issues of parking, traffic, and advertising. Deputy Mayor Vernon, Trustee Hansen and Chief Culhane will work on those issues.

PB/BAR: A copy of Main Motion #001 is attached which details the separation of the Board of Architectural Review from the Planning Board.

A motion was made by Mayor McFadden that under the authority of Section 7-718 of the Village Law, the Board of Architectural Review (BAR) serve independently of the Planning Board and that the Village Code Section 17-4 be so amended, and the proposed amendment be known as Local Law Introductory #2 of 2005 and that a public hearing on proposed Local Law Introductory #2 of 2005 be held.

Vote of the Board: Trustee Hansen – aye
Deputy Mayor Vernon – aye
Mayor McFadden – aye
Trustee Hays – nay
Trustee Parker – nay

The motion was passed by a 3-2 vote.

A motion was made by Deputy Mayor Vernon that a Public Hearing be held at the Board of Trustees Meeting on August 17, 2005 at 7:30 p.m. for the purpose of hearing from the public regarding the amendment, as presented, to Section 17-4 of the Village Code and known as Local Law Introductory #2 of 2005.

Vote of the Board: Trustee Hansen – aye
Trustee Parker – aye
Trustee Hays – aye
Deputy Mayor Vernon – aye
Mayor McFadden – aye

The motion was passed by a 5-0 vote.

A copy of Main Motion #002 is attached which details the establishment of guidelines or standards for the BAR.

A motion was made by Mayor McFadden that under the authority of the Tuxedo Park Code, Article IX, Chapter 100-58, the Board of Architectural Review (BAR) shall be required to provide for public consumption a set of written and graphic architectural and building design and landscape architecture "Guidelines" or "Standards", and the proposed amendment be known as Local Law Introductory #3 of 2005 and that a public hearing on proposed Local Law Introductory #3 of 2005 be held.

Vote of the Board: Trustee Parker – aye
Trustee Hays – aye
Trustee Hansen – aye
Deputy Mayor Vernon – aye
Mayor McFadden – aye

The motion was passed by a 5-0 vote.

A motion was made by Deputy Mayor Vernon that a Public Hearing be held at the Board of Trustees Meeting on August 17, 2005 at 7:45 p.m. for the purpose of hearing from the public regarding the amendment, as presented, to Section 100-58 of the Village Code and known as Local Law Introductory #3 of 2005.

Vote of the Board: Trustee Hansen – aye
Trustee Parker – aye
Trustee Hays – aye
Deputy Mayor Vernon – aye
Mayor McFadden – aye

The motion was passed by a 5-0 vote.

Main Motion #003 was briefly discussed and tabled.

O&R: - Mayor McFadden stated that he will have a representative from Orange & Rockland attend a future Board of Trustees meeting to provide written or oral testimony regarding their opinion on how the Village of Tuxedo Park can reduce the number of brownouts

SOS FUELS

A motion was made by Mayor McFadden that the Village of Tuxedo Park Board of Trustees oppose in writing, the SOS Fuels application before the Town of Tuxedo Zoning Board.

Vote of the Board: Trustee Hansen – aye
Mayor McFadden – aye
Deputy Mayor Vernon – aye
Trustee Hays – aye
Trustee Parker – aye

The motion was passed by a 5-0 vote.

It was noted that the Town of Tuxedo is holding a public hearing on August 10, 2005 on the application.

Mayor McFadden will be write a letter from the Village to be sent to the Town ZBA.

TUXEDO FARMERS' MARKET

A motion was made by Mayor McFadden that the Village of Tuxedo Park formerly decrees in writing, our gratitude to the Town of Tuxedo Chamber of Commerce and all involved parties for bringing the Farmers' Market to our community.

Vote of the Board: Trustee Hansen – aye
Deputy Mayor Vernon – aye
Trustee Hays – aye
Trustee Parker – aye
Mayor McFadden – aye

The motion was passed by a 5-0 vote.

Mayor McFadden asked that Trustee Hansen write the letter to the Chamber of Commerce.

RAMAPO RIVER WATERSHED INTERMUNCIPAL COUNCIL (RRWIC): Mayor McFadden stated that he will have Christopher St. Lawrence, Town of Ramapo Supervisor and representative of the RRWIC, come to a future Trustees meeting to explain the RRWIC and what the advantage would be for the Village to participate.

BUILDING PERMITS

A motion was made by Deputy Mayor Vernon that the building permit application of Barry & Nan Hawk, 35 Eagle Mountain Road, for the installation of stone gateposts at the driveway entrance at a cost of \$10,000 be approved.

Vote of the Board: Trustee Hays – aye
 Trustee Hansen – aye
 Trustee Parker – aye
 Deputy Mayor Vernon – aye
 Mayor McFadden – aye

The motion was passed by a 5-0 vote.

A motion was made by Deputy Mayor Vernon that the building permit application of Raul Ponte, 5 Ridge Road, for construction of a two-story rear addition with stucco finish at a cost of \$150,000 be approved.

Vote of the Board: Trustee Parker – aye
 Trustee Hays – aye
 Trustee Hansen – aye
 Mayor McFadden – aye
 Deputy Mayor Vernon – aye

The motion was passed by a 5-0 vote.

A motion was made by Deputy Mayor Vernon that the building permit application of Andrew Siegel, 52 East Lake Stable Road, for the repair of a deck and the addition of a rear window at a cost of \$2,000 be approved.

Vote of the Board: Trustee Hays – aye
 Trustee Hansen – aye
 Trustee Parker – aye
 Deputy Mayor Vernon – aye
 Mayor McFadden – aye

The motion was passed by a 5-0 vote.

A motion was made by Deputy Mayor Vernon that the building permit application of the Tuxedo Park School, Mountain Farm Road, for the installation of a range hood, ductwork, and a fan at a cost of \$25,000 be approved.

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

Mayor McFadden – aye

The motion was passed by a 5-0 vote.

AUDIT OF BILLS – Bills in the amount of \$139,845.12 for the General Fund, claim numbers 7-1 to 7-107 and \$17,610.15 for the Water Fund, claim numbers W7-1 to W7- 18 were audited and ordered paid.

ADJOURNMENT TO EXECUTIVE SESSION – A motion was made by Mayor McFadden to adjourn to Executive Session at 9:15 p.m. to discuss the Costello Lawsuit. The motion to adjourn was passed by a 5-0 vote.

ADJOURNMENT – A motion was made by Mayor McFadden that the meeting be adjourned at 9:35 p.m. The motion was passed by a 5-0 vote.

Respectfully submitted,

Deborah Matthews
Village Clerk-Treasurer