

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES
JUNE 21, 2006
7:30 P.M.**

Present: Mayor David McFadden
Deputy Mayor Christopher Hansen
Trustee Nancy Hays
Trustee Oliver Parker

Absent: Trustee Gregory Gross

Clerk: Deborah Matthews

Also: Richard Morrow, John Ledwith, Celeste Gebhardt, Claude & Mary Jo Guinchard, Susan Goodfellow, Greg Libby, Mary Graetzer, Sally & Chris Sonne, Alan Heywood, Doug Benedict, Larry Darby, Tom Salierno, Uli Pendl, James Barth, Meg Vaught, Linda Miller, Lesley deVore, Sheila Pompan, Adrienne Lucas, Bill Bortnowsky, Joann Hanson, Mr. & Mrs. Drew Goldman, Joan Alleman & friend, and others.

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

ANNOUNCEMENT

Mayor McFadden announced that the Board will go into Executive Session to discuss a legal matter following the public hearing portion of the meeting.

THANK YOU

Mayor McFadden thanked Trustee Hays for her many years of serving on both the Board of Trustees and the Board of Zoning Appeals.

CONGRATULATIONS

Mayor McFadden congratulated Trustees-Elect Larry Darby and Houston Stebbins and stated that he is looking forward to working together.

MINUTES

A motion was made by Mayor McFadden, seconded by Deputy Mayor Hansen, that the minutes of the June 7, 2006 Special Board of Trustees Meeting be approved as amended.

Vote of the Board: Trustee Parker – aye

Trustee Hays – aye
Mayor McFadden – aye
Deputy Mayor Hansen – aye

The motion was passed by a 4-0 vote.

PUBLIC HEARING – VILLAGE BOAT DOCK EXTENSION

Mayor McFadden opened the hearing at 7:37 p.m. He asked Tom Salierno to explain the proposed project.

Tom Salierno: The proposed dock will be 5'x18' and to make a "T" with the existing dock (which extends 18' into the lake). It will be made of cedar and conform to all BAR requirements. The existing dock location is shallow and will not accommodate any future boats that may be larger than the row boats. The VBC has a total of 24 boats including the DPW boat at the water plant location. The VBC owns 3 boats and one boat is permanently docked as it's too big for the rack (14-15' long). Other boats are privately owned. The VBC may obtain a Duffy boat sometime in the future.

Public Comments:

Drew Goldman: His property abuts the water plant property and boat club. He moved in 3 years ago and didn't know there was a boat club there. The VBC should put floats in the water to show where the dock would be and how long. A traffic study should be done regarding the possible increase in club membership and use of the area. An environmental study should be done and the impact on the lake. The dock would affect his quality of life as well as the people across the lake. More thought is needed regarding the expansion.

Linda Miller: Hadn't heard about the dock before. Didn't know it was a boat club. The picture of it is not very attractive. Is there a limit on the number of boats there. Is there any monitoring? She has seen dogs and people swimming in the reservoir. An environmental impact should be done.

Greg Libby: There are 42 tax paying residents who belong to the VBC. The club has been in existence for several years. They had to add boats to the docks for elderly members. The additional dock is to facilitate more taxpayers being able to use the lake at this time. The new "T" dock could facilitate a permanent "Duffy" boat in the future. The number of boats in the club is limited by the number of boats the racks will hold.

A motion was made by Mayor McFadden, seconded by Deputy Mayor Hansen that the hearing be closed at 8:00 p.m. The vote was 4-0 in favor.

Trustees Comments:

Deputy Mayor Hansen: What would stop another extension in the future. Floating balloons or floats is an interesting comment. The Board needs to figure out the dock size for homeowners for safety issues. In other words, they are asking for a variance for a bigger dock. He asked if they had put in their application for the dock extension that it might be used for a permanent boat for the use of the members.

Greg Libby: Said that the use for a permanent boat was not in the application.

Trustee Hays: In 2001 the membership limit was 25 members. How did it get to 42?

Mayor McFadden: Understands taxpayers need to use the lake, but they must follow procedures. He's in favor of the balloon-float test. He thinks there is a responsibility to check with the DEC on the dock.

Deputy Mayor Hansen: The Village Code could be changed also detailing a certain number of docking facilities for the Tuxedo Club, restrictions on lighting, restrictions on times of lake access, etc.

Trustee Parker: The Village and the VBC have a license agreement and the Trustees can regulate procedures and amend the license agreement.

Deputy Mayor Hansen: Suggested that Tom Salierno draft the limitations and meet with the Mayor.

The comments may be heard in full on the audio tape of this meeting.

A motion was made by Mayor McFadden, seconded by Deputy Mayor Hansen, that the public hearing be closed at 8:10 p.m.

Mayor McFadden stated that another hearing will be scheduled after the requested information is obtained.

ADJOURN TO EXECUTIVE SESSION

A motion was made by Mayor McFadden that the meeting be adjourned to Executive Session at 8:10 p.m. to discuss the legal matter pertaining to Sterling Forest. The vote was 4-0 in favor.

REOPEN REGULAR MEETING

The regular meeting was reopened at 8:45 p.m.

BUILDING PERMITS

A motion was made by Mayor McFadden, seconded by Trustee Hays, that the building permit application of Jeffrey Marchand, West Lake Road, for roof repair as approved by the BAR be approved. The vote was 4-0 in favor.

A motion was made by Mayor McFadden, seconded by Deputy Mayor Hansen, that the building permit application of Rober Zgonena, Tower Hill Road, for the removal of an asphalt roof and installation of a cedar roof be approved. The vote was 4-0 in favor.

REPORTS

BUDGETING PROCEDURES

Deputy Mayor Hansen distributed the draft memo and sample spreadsheet regarding new invoice and budgeting procedures for department heads. This procedure was previously discussed at the May 17th Trustee Meeting. He asked that the Board approve this new auditing tool.

A motion was made by Mayor McFadden that the Board adopt the auditing tool developed by Deputy Mayor Hansen.

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

The motion was passed by a 4-0 vote.

NEXT RELEASE OF OFFICIAL MAP, DESIGN GUIDELINES AND STANDARDS, COMPREHENSIVE PLAN, VIEWSHED COMMITTEE, REORG MEETING AND BAR PROCESS PROCEDURES IMPLEMENTATION

Claude Guinchard, PB Chairman, stated the advantages of the recently passed Local Law #2 which gives some siting responsibilities to the BAR, that all meetings of the Planning Board will be formal meetings, the timeline for submission of applications to the Building Inspector and procedures for attending the Planning Board meetings, comprehensive plan, official map, and viewshed committee.

Celeste Gebhard read a statement she had prepared. She distributed a draft checklist and guidelines for the BAR and hopes to have the guidelines approved in August.

UNFINISHED BUSINESS

AWARD SEWER LINING BID

A motion was made by Trustee Parker that the Sewer Main Lining Project for Upper Mountain Farm Road, Lower Mountain Farm Road, Wee Wah Road, and Lorillard Road from the Tuxedo Club to Laurel Road, be awarded to the low bidder, En-Tech Corporation, 304 Harrington Avenue, Closter, New Jersey 07624, in the amount of \$165,348.00, and that En-Tech's Bid Bond and related documents be reviewed and approved by the Village Attorney prior to the signing of the contract.

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

The motion was passed by a 4-0 vote.

DYE TESTS – Trustee Parker noted that the dye testing will begin when the sewer lining project is complete.

COMMENT PERIOD – Opened at 9:45 p.m.

Village residents who spoke during the comment period: Mary Graetzer, Susan Goodfellow, Joann Hanson, Lesley deVore.

Comments: Opposed to speed bumps, department heads should be at all Trustee meetings so Board and public should interact with them, this year's budget process limited, where will sewer work be done and when, backup computers on a regular basis, suggestions to Board on how to make website better, boat club dock needs NYSDEC approval to be on reservoir, website password for residents.

A motion was made by Mayor McFadden, seconded by Deputy Mayor Hansen, that the comment period be closed at 10:12 p.m. The motion was passed by a 4-0 vote.

The comments may be heard in full on the audio tape of this meeting.

NEW BUSINESS

COMMEMORATIVE PLAQUES – For Nancy Hays, Russ Vernon, and Greg Gross will be presented to them at the next regular Trustees meeting.

CREATION OF SEWER DEPARTMENT – Expenses for operating the sewer system will be studied for the possible creation of a separate billing. The Board needs to determine what it costs to run and how to account for it. The matter was tabled until Trustees Elect Darby and Stebbins are on board.

RACE TRACK AREA

Mayor McFadden stated that he has been talking to Town Supervisor Peter Dolan about the possibility of moving the mulch area of the Race Track to the Town's DPW mulch area and also the possibility of having a portion of the Race Track for residents to use as a garden. Trustee Parker stated that the VIAC should be involved in any plans regarding the Race Track area. The matter was tabled.

WATER BILL REDUCTION REQUEST-WEBB TURNER

Webb Turner, West Lake Stable Road, has requested a reduction in his high water bill which was caused by a broken pipe. Mr. Morrow informed the Board that Mr. Turner did the same thing last year. Mayor McFadden stated that he will speak to Mr. Morrow and Mr. Ledwith to come up with a plan to deal with this and future requests.

TRAFFIC MATTERS – Discussion on proposed stop signs or speed bumps at the Pine Hill, Pine Road and Ridge Road intersection, and a proposed speed limit sign or speed bump at the Main Gate exit. The Board determined, after comments from Mr. Morrow and the public, that the speed bumps are illegal and impractical.

SCHEDULE REORGANIZATION MEETING

Mayor McFadden stated that the Reorganization Meeting will be held on July 19th at 7:00 p.m.

TUXEDO CLUB FIREWORKS REQUEST

A discussion was held on the request of the Tuxedo Club to hold their annual fireworks display and the location change for launching the fireworks (at the insistence of the vendor) from the dam area to the boathouse area.

A motion was made by Mayor McFadden, seconded by Deputy Mayor Hansen, that the Tuxedo Club be authorized to hold their fireworks display on July 1st with a rain date of July 2nd.

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

The motion was passed by a 4-0 vote.

AUDIT OF BILLS - Bills in the amount of \$105,512.40 for the General Fund, claim numbers 6-1 to 6-109, and \$10,780.04 for the Water Fund, claim numbers W6-1 to W6-14 were audited and ordered paid.

ADJOURNMENT

A motion was made by Mayor McFadden, seconded by Trustee Hays that the meeting be adjourned at 10:30 p.m.

Respectfully submitted,

Deborah A. Matthews
Clerk-Treasurer