

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES MEETING
AUGUST 12, 2009
7:30 P.M.**

Present: Mayor Houston Stebbins
Deputy Mayor James Hays
Trustee Christopher Hansen (arrived at 8:00 p.m.)
Trustee Gerard Pompan

Absent: Trustee Charlotte Worthy

Clerk: Deborah A. Matthews

Also: John Ledwith, Richard Golden, Esq., Peter Regna, Dena Steele,
Joan Alleman and friend, Meg Vaught, Mary Graetzer

Mayor Stebbins called the meeting to order at 7:40 p.m. and led the Pledge of Allegiance.

REPORTS

Mayor Stebbins

July was busy – Police and Traffic Guard contract negotiations, DEC enforcement action regarding the Tuxedo Lake Dam, and funding for infrastructure projects.

On some occasions Executive Session may need to take place at the beginning of the regular monthly meeting. If so a sign will be posted ahead of time at the gates stating the start time of the regular meeting.

The cash balance in the General Fund is \$254,000 higher than this same time last year.

Residents are reminded that they are responsible for their water line from the water main to their house. As long as the water meter is working properly, it is not for the residents to decide how much of their water bill they wish to pay. The penalty on all outstanding quarterly balances is 10%.

Deputy Mayor Hays

The Town of Tuxedo received the SEQRA document regarding the Tuxedo Reserve's amendment to their Special Permit. The Village has not yet received a copy but Mr. Hays will see that we do.

The Village engineer reviewed the document and alleges the area of development within the Village watershed is much larger than that indicated by the developer and should be addressed as soon as possible.

Princeton Hydro submitted their final report to the Village regarding the health of the Village lakes. The report contains a lot of good information, in particular, the fact that all lakes are affected by excess phosphorus. The probable source of this phosphorus is from lawn treatments washed into the lakes by storm runoff. The Village Engineer has already begun working on a

plan to redirect storm water runoff away from the lakes. The Village will be applying for a grant under New York State's new program for storm water control.

The Environmental Committee will be researching types of fertilizers that are phosphorus free.

Police – Chief Sanford is on vacation. A synopsis of July activities is attached.

DPW – Superintendent Jeff Voss reported: Road striping will be done next Tuesday; he recommends awarding the lowest bid on the equipment trailer to G&H Service; he doesn't recommend awarding the low bid for the dump body at this time as he wants to obtain more background information; the system wide leak detection proposal in the amount of \$8,200 from New Tech was received and he recommends the Board accept it; Tuxedo Lake is clear of algae; one stop log was removed from the Wee Wah Dam to lessen the pressure.

BID AWARD

A motion was made by Mayor Stebbins, seconded by Trustee Pompan that the bid on the equipment trailer be awarded to the low bidder, G&H Service, Newton, New Jersey in the amount of \$10,280.

Vote of the Board: Deputy Mayor Hays – aye
Trustee Pompan – aye
Mayor Stebbins – aye

The motion was passed by a 3-0 vote.

A motion was made by Mayor Stebbins, seconded by Deputy Mayor Hays that the Board approve the proposal of New Tech (George Walter) in the amount of \$8,200 for a complete and comprehensive leak detection survey of the Village's entire water distribution system.

Vote of the Board: Trustee Pompan – aye
Deputy Mayor Hays – aye
Mayor Stebbins – aye

The motion was passed by a 3-0 vote.

PUBLIC COMMENTS

Speaker: Joan Alleman

Comments: What is the condition of Wee Wah Lake and the weed population?

NEW BUSINESS**INCREASE CAPITAL EXPENDITURE FINANCING NEEDS**

The relocation of the Tuxedo Lake water line was originally estimated to be \$595,000, which was previously approved by the Board. New calculations add \$150,000 plus \$25,000 for water main leak detection and repairs for a total of \$770,000.

A motion was made by Mayor Stebbins, seconded by Trustee Pompan that the amount to be borrowed for the Tuxedo Lake/West Lake Road water line relocation be increased to \$770,000.

Vote of the Board: Deputy Mayor Hays – aye
Trustee Pompan – aye
Trustee Hansen – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

A motion was made by Trustee Pompan, seconded by Mayor Stebbins that the Board authorize Weston & Sampson to move forward and complete all the engineering work necessary for the Village to qualify for the Readiness List which would make it eligible for funding under the new New York State program for municipalities.

Vote of the Board: Deputy Mayor Hays – aye
Trustee Pompan – aye
Trustee Hansen – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

ACCOUNT BALANCES IN DEPOSITORY INSTITUTIONS

A motion was made by Mayor Stebbins, seconded by Trustee Pompan that in accordance with Village Law §4-412(3) (2) the Board designates only J.P. Morgan Chase as the designated depository of the Village (removing Provident Bank) and under General Municipal Law §10(2)(a) the Board specifies that the maximum amount to be kept on deposit at any time at J.P. Morgan Chase is \$5,000,000.

Vote of the Board: Trustee Hansen – aye
Deputy Mayor Hays – aye
Trustee Pompan – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

NYCOM FALL TRAINING SCHOOL

A motion was made by Mayor Stebbins, seconded by Trustee Hansen that Debbie Matthews (Village Clerk) be authorized to attend the NYCOM Fall Training School for City and Village Officials in Albany, NY from September 21-24.

Vote of the Board: Trustee Pompan – aye
Deputy Mayor Hays – aye
Trustee Hansen – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

OLD BUSINESS**CONSIDER TUXEDO LAKE FISHING LAW**

Based on an increase in the number of fishermen and the possibility of them being unlicensed or illegally accessing Tuxedo Lake, a new law is being considered. However, after discussion, it was determined that the Village already has laws in place and more stringent enforcement should be done. Trustee Hansen will meet with Chief Sanford to discuss.

APPROVE MINUTES

A motion was made by Mayor Stebbins, seconded by Deputy Mayor Hays that the minutes of the June 10, 2009 Board of Trustees meeting be approved.

Vote of the Board: Deputy Mayor Hays – aye
Mayor Stebbins – aye
Trustee Hansen – aye
Trustee Pompan – abstain (not in office at that time)

The motion was passed by a 3-0 vote with 1 abstention.

A motion was made by Mayor Stebbins, seconded by Trustee Hansen that the minutes of the June 24, 2009 Special Board of Trustees meeting be approved.

Vote of the Board: Deputy Mayor Hays – aye
Trustee Hansen – aye
Mayor Stebbins – aye
Trustee Pompan – abstain (not in office at that time)

The motion was passed by a 3-0 vote with 1 abstention.

A motion was made by Mayor Stebbins, seconded by Trustee Pompan that the minutes of the July 8, 2009 Regular Board of Trustees meeting be approved.

Vote of the Board: Trustee Hansen – aye
Deputy Mayor Hays – aye
Trustee Pompan – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

A motion was made by Mayor Stebbins, seconded by Deputy Mayor Hays that the minutes of the July 23, 2009 Equipment Trailer Bid Opening minutes be approved.

Vote of the Board: Trustee Pompan – aye
Trustee Hansen – aye
Deputy Mayor Hays – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

A motion was made by Mayor Stebbins, seconded by Trustee Pompan that the minutes of the July 23, 2009 Dump Truck Body Bid Opening minutes be approved.

Vote of the Board: Deputy Mayor Hays – aye
Trustee Pompan – aye
Trustee Hansen – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

The minutes of the July 8, 2009 Reorganization Meeting were tabled to next month.

AUDIT OF CLAIMS - Bills in the amount of \$226,073.40 for the General Fund, claim numbers 8-1 to 8-104 and \$79,546.08 for the Water Fund, claim numbers W8-1 to W8-15 were audited and ordered paid.

ADJOURN TO ATTORNEY-CLIENT SESSION

A motion was made by Mayor Stebbins, seconded by Deputy Mayor Hays that the Board enter an attorney-client session at 9:40 p.m. to discuss water billing issues. The vote was 4-0 in favor.

WATER BILL SETTLEMENT

A motion was made by Mayor Stebbins, seconded by Trustee Pompan that the disputed water bill of Hume Steyer, Clubhouse Road, be settled in the amount of \$2,805.70.

Vote of the Board: Trustee Hansen – abstain
Deputy Mayor Hays – aye
Trustee Pompan – aye
Mayor Stebbins – aye

The motion was passed by a 3-0 vote with 1 abstention.

ADJOURNMENT

A motion was made by Mayor Stebbins, seconded by Deputy Mayor Hays that the meeting be adjourned at 12:45 a.m. The vote was 4-0 in favor.

Respectfully submitted,

Deborah A. Matthews
Village Clerk-Treasurer