

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES MEETING
AUGUST 18, 2010
7:30 P.M.**

Present: Mayor Houston Stebbins
Trustee Christopher Hansen
Trustee Thomas Wilson
Trustee Robert Zgonena

Absent: Deputy Mayor Gerard Pompan

Clerk: Deborah A. Matthews

Also: John Ledwith, Jeff Voss, Chief Ken Sanford, Richard Messer (W&S), John King, Doug Duchin, Alan & Sue Heywood, Meg Vaught, Dena Steele, Joan Alleman, Uli Pendl, Roger Dyne, Web Turner, Richard Golden, Esq. (arrived at 10:13 p.m.)

Mayor Stebbins called the meeting to order at 7:30 p.m. Trustee Zgonena led the Pledge of Allegiance.

REPORTS

Mayor Stebbins

The Board will be approving several engineering contracts for various Village projects. One in particular is the West Lake Road New Water Line relocation/Clubhouse Road Alternate. The water line relocation will require the Village to lower the level of Tuxedo Lake. Notices will be posted at the Village gates when appropriate.

The Village received an AA+ rating from Standard & Poor's and was able to secure financing for \$1.5 million in 20-year bonds at the winning bid of 3.27%. The next bid was higher at 3.54%. He thanked Public Finance Advisory Group (PRAG) in New York City who did a superb job in assisting the Village with obtaining the Standard & Poor's rating and the sale of the bonds. The closing on the debt offering was yesterday.

The General Fund cash position of \$3.313 million is equal to the cash balance a year ago.

Expenditures to date total 16% of the entire budget.

There has been an increase in the number of reported cases of Lyme disease in the Village and one case of Rocky Mountain Spotted Fever. Anyone interested in researching this should contact Susan Goodfellow, Environmental Committee Chair.

An underground brush fire on the Tuxedo Reserve property, which continually reignited itself through the extensive tree root system, had been burning with no threat to homes in Tuxedo Park. The only access point to the fire was through a dirt road inside the Village off of Tuxedo Road. As a result, all the emergency vehicles had been assembling at the Fox Hill Road triangle and St. Mary's Church lawn. With the recent rains, the fire has been extinguished although Forest Rangers continue to make periodic checks on the area.

Police - Chief Sanford gave an overview of July Police activities. In regard to research on a communication system, he stated that he, Deputy Mayor Pompan and Mayor Stebbins will be meeting with Honeywell on September 3rd to view their product.

DPW – DPW Superintendent Voss reported that he contracted out the grinding of Camp Comfort Road, and with the assistance of several surrounding municipal DPW crews, paved the road with asphalt. By not contracting out the asphaltting, he saved the Village about \$26,000. He continues to obtain prices on a new water plant pump and will present them at the September Trustees meeting. Road striping will be done in the Fall.

Advisory Committees:

VIAC – Alan Heywood reported that the committee needs members as Peter Humphrey has moved. He emphasized the need to have O&R trim trees near the electric wires as well as having the Village trim trees in other areas.

BUILDING PERMITS – Building Inspector Ledwith reported: No new permits. However, violation letters were sent to: O&R – transformer, guide wires, poles; Kaufman – Boathouse; Ting-Hartman – Railing, porch, trees; and Kuiken Bros. Co. – Saturday deliveries.

WATER DEPARTMENT – John Ledwith reported: 1) Town customer water bill payment plan status, 2) water leak status update, 3) payment for Route 17 hydrant damage received in the amount of \$4,163.16, 4) sent letter to Rino Construction regarding repair of their large water leak. Letters also sent to Dyke and Gray regarding unpaid bills for sewer and sanitation service provided them by the Village.

PUBLIC COMMENTS

Uli Pendl – Expressed thanks to Officer Jim Ascione and Kirk LaBar (DPW) for their caring assistance.

John King – Read his letter addressed to the Trustees regarding water access to his property at 47 Clubhouse Road (copy attached). A discussion was held. Mayor Stebbins stated he will meet with Mr. King tomorrow to address his issues.

Dena Steele – Announced the Tuxedo Volunteer Ambulance Corps is holding a Blood Drive on August 20th from 4:00 p.m. to 8:30 p.m.

Alan Heywood – Asked if there will be any effect on water pressure and quality when Tuxedo Lake is lowered to do the work on the new West Lake Road water main. He also stated that there are many potholes in the Village roads throughout the Village that need to be filled.

Roger Dyne – Asked for a refund of the July penalties he paid on his father's 2010 Village tax bill. Doug Dyne passed away in June and the family received access to the estate on July 21st. No action was taken.

NEW BUSINESS**AWARD BID – WEST LAKE ROAD & CLUBHOUSE ROAD WATER MAIN PROJECTS**

A motion was made by Mayor Stebbins, seconded by Trustee Hansen that the Board of Trustees award the contract for the West Lake Road & Clubhouse Road Alternate water main projects, as outlined and reviewed by Weston & Sampson, Village Engineer, to the low bidder, Colonnelli Brothers, 409 South River Street, Hackensack, NJ, in the amount of \$385,776.

Vote of the Board: Trustee Zgonena – aye
Trustee Wilson – aye
Trustee Hansen – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

APPROVE WESTON & SAMPSON JULY 22, 2010 PROPOSAL – FUNDS FOR DESIGN WORK RELATED TO CLUBHOUSE ROAD WATER MAIN PROJECT

A motion was made by Mayor Stebbins, seconded by Trustee Zgonena that the Board of Trustees approve the request for additional funds for engineering services for the Add Alternate Clubhouse Road New Water Main as proposed in Weston & Sampson's July 22, 2010 letter in the amount of \$14,800.

Vote of the Board: Trustee Hansen – aye
Trustee Wilson – aye
Trustee Zgonena – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

APPROVE WESTON & SAMPSON JULY 29, 2010 PROPOSAL – FUNDS RELATING TO RESPONSE TO OCDOH REGARDING CLUBHOUSE ROAD WATER MAIN PROJECT

A motion was made by Mayor Stebbins, seconded by Trustee Wilson that the Board of Trustees approve the request for additional funds for engineering services for responding to OCDOH Comments for the Clubhouse Road New Water Main as proposed in Weston & Sampson's July 29, 2010 letter in the amount of \$4,600.

Vote of the Board: Trustee Zgonena – aye
Trustee Wilson – aye
Trustee Hansen – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

APPROVE WESTON & SAMPSON JULY 13, 2010 PROPOSAL – FUNDS FOR CHLORINE BUILDING IMPROVE PROJECT

A motion was made by Mayor Stebbins, seconded by Trustee Wilson that the Board of Trustees approve the request for additional funds to cover a construction oversight in the Chlorine Building modifications as proposed in Weston & Sampson's July 13, 2010 letter in the amount of \$2,200.

Vote of the Board: Trustee Hansen – aye
Trustee Zgonena – aye
Trustee Wilson – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

APPROVE BUILDING CORP II CHANGE ORDER AS PROPOSED IN WESTON & SAMPSON'S AUGUST 16, 2010 LETTER FOR CHLORINE BUILDING

A motion was made by Mayor Stebbins, seconded by Trustee Zgonena that the Board of Trustees approve the Change Order Proposal #2 for the Chlorine Building modifications requested by Building Corp II as proposed in Weston & Sampson's August 16, 2010 letter in the amount of \$2,618.75.

Vote of the Board: Trustee Hansen – aye
Trustee Wilson – aye
Trustee Zgonena – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

APPROVE WESTON & SAMPSON CONTRACT DATED JULY 27, 2010– DAM SAFETY ENGINEERING FOR POND #3 AND WEE WAH DAMS

A motion was made by Mayor Stebbins, seconded by Trustee Zgonena that the Board of Trustees approve the Inspection and Maintenance Plans for the Pond #3 and Wee Wah Dams as proposed in Weston & Sampson's July 27, 2010 letter in the amount of \$3,900.

Vote of the Board: Trustee Wilson – aye
Trustee Hansen – aye
Trustee Zgonena – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

APPROVE PURCHASE OF GPS UNIT

A motion was made by Mayor Stebbins, seconded by Trustee Zgonena that the Board of Trustees approve the purchase, through Weston & Sampson, of a used Trimble GeoXH GPS unit with accessories and warranty, at a cost of \$4,743.25, in accordance with the spec sheet received August 18, 2010 and dated July 15, 2010.

Vote of the Board: Trustee Hansen – aye
Trustee Wilson – aye
Trustee Zgonena – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

APPROVE WESTON & SAMPSON AUGUST 18, 2010 PROPOSAL – REDUCE SEWER PLANT'S WATER CONSUMPTION

A motion was made by Mayor Stebbins, seconded by Trustee Wilson that the Board of Trustees approve Option #2 in Weston & Sampson's letter dated August 18, 2010 for modification to the Spray Water System at the Wastewater Treatment Plan Ineffluent Screen Building in the amount of \$4,800.

Vote of the Board: Trustee Hansen – aye
Trustee Zgonena – aye
Trustee Wilson – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

OLD BUSINESS**GRUTERICH WALL AND VILLAGE ROAD FOUNDATION WORK**

A discussion was held regarding the cooperative effort of Rolf Gruterich and the Village in resolving the problem.

A motion was made by Mayor Stebbins, seconded by Trustee Hansen that the Board of Trustees approve the Village's participation in the East Lake Road wall rebuild project as described in the Legacy Stoneworks/Kristian Matthews' contract proposal dated June 15, 2010 under which the Village would be responsible for up to \$70,000 of the cost of the project.

Vote of the Board: Trustee Zgonena – aye
Trustee Wilson – aye
Trustee Hansen – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

PROCESSED WATER LOSS FROM VILLAGE WATER PLANT

Jeff Voss reported that the Village has been approved by Orange County for their free water leak detection program. A brief discussion was held regarding other steps the Village can take to determine where the processed water is being lost.

APPROVE MINUTES

A motion was made by Mayor Stebbins, seconded by Trustee Hansen that the minutes of the June 23, 2010 Special Board of Trustees meeting be approved as amended.

Vote of the Board: Trustee Zgonena – aye
Trustee Wilson – aye
Trustee Hansen – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

A motion was made by Mayor Stebbins, seconded by Trustee Hansen that the minutes of the July 11, 2010 Special Board of Trustees meeting be approved as amended.

Vote of the Board: Trustee Zgonena – aye
Trustee Wilson – aye
Trustee Hansen – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

A motion was made by Mayor Stebbins, seconded by Trustee Hansen that the minutes of the July 14, 2010 Reorganization Meeting of the Board of Trustees meeting be approved as amended.

Vote of the Board: Trustee Wilson – aye
Trustee Zgonena – aye
Trustee Hansen – aye
Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

A motion was made by Mayor Stebbins, seconded by Trustee Hansen that the minutes of the July 14, 2010 Regular Board of Trustees meeting be approved as amended.

Vote of the Board: Trustee Hansen – aye
Trustee Wilson – aye
Trustee Zgonena – aye

Mayor Stebbins – aye

The motion was passed by a 4-0 vote.

The July 1, 2010 Special Board of Trustees meeting minutes were tabled.

AUDIT OF CLAIMS - Bills in the amount of \$175,059.06 for the General Fund, claim numbers 8-1 to 8-105, \$73,595.35 for the Water Fund, claim numbers W8-1 to W8-17, \$47,500 for Capital Projects, claim number CP8-1, and \$9,116.73 for Professional Fees, claim numbers PF8-1 to PF8-6 were audited and ordered paid.

ADJOURN TO EXECUTIVE SESSION

A motion was made by Mayor Stebbins, seconded by Trustee Hansen that the Board adjourn to Executive Session at 11:00 p.m. to legal matters.

Respectfully submitted,

Deborah A. Matthews
Village Clerk-Treasurer