

**VILLAGE OF TUXEDO PARK  
BOARD OF TRUSTEES MEETING  
JANUARY 19, 2011  
7:30 P.M.**

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

Absent: Deputy Mayor Gerard Pompan

Clerk: Deborah Matthews

Also: Chief Ken Sanford, John Ledwith, Peter Regna, James Hays, and Meg Vaught

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

## **REPORTS**

### Mayor Stebbins

Reported he has been working with the NYSDEC to get the Village's deer culling permit approved. A draft was sent to the DEC last month.

White Buffalo was selected as the professional for the DEC deer culling program, which is expected to commence the latter half of February. Eight to ten locations within the Village have been selected for baiting and corresponding landowner approvals are being sought.

CodeRed is underway, with Chief Sanford having completed the training. The Trustees and select Village employees will be using the weather alerts on a trial basis in order to determine if it will be included in the overall package. However, the best source of travel and safety information is the Police gate and Traffic Guards. Marketing the idea to the Town of Tuxedo might be wise as they are affected by road closures as well.

In regard to Village finances, FY2011 Budget expenditures total year-to-date 54.5% versus 63.8% of the budget year having passed. Also, the General Fund carries a favorable cash position of \$2,328,722 as compared to \$1,866,536 the same time last year. The Capital Fund's year-end balance was \$1.2 million but will be reduced to \$993,000 when the January invoices relating mostly to the West Lake Road Water Main Project are paid.

Village Engineer Rich Messer will be attending the February meeting to give an update on the on-going Village projects and residents are encouraged to attend.

Police – Chief Sanford gave an overview of December Police activities. Chief Sanford also reported that he has been trained on the CodeRED communications system. He is currently working with the Village Web Administrator to access CodeRED's automated internet sign-up application for Village residents. New TP tags for all vehicles were briefly discussed, including color coding, yearly expiration dates, and cost for non-residents.

***APPOINTMENT OF FULL TIME POLICE OFFICER\****

A motion was made by Mayor Stebbins, seconded by Trustee Hansen that part time Police Officer Ryan S. Eirand be hired as a Full Time Police Officer, effective February 1, 2011.

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.

DPW - Superintendent Voss was not in attendance.

**Water Department**

John Ledwith reported: 1) water bills were sent out and payment is due by February 1<sup>st</sup>; 2) two Town customers on the payment plan have not paid in two quarters – they have until February 7<sup>th</sup> to pay or their water will be shutoff; 3) the main meter at the water plant was recalibrated and is now reading with 98% accuracy; 4) some large water leaks have been repaired and water loss is down to 41% (the ten year average is 49%) but investigations to reduce this water loss further will continue; and 5) a complete payment report will be given next month on what is owed.

A discussion was held on the possibility of installing a meter pit near the water tanks to measure water going to the Hamlet. Previous cost estimates received were around \$50K.

Advisory Committees – None

**BUILDING PERMITS** – None. There are applications currently before the BAR, PB and possibly the BZA in February

**PUBLIC COMMENTS**

Speakers: Peter Regna, Jim Hays

Comments: What is the update on the Hanson lawsuit? What is Mr. Hanson's appeal going to be? Can garbage and recycling notifications be put on CodeRed?

Response: CodeRed is for emergency situations only. The use of the Village website, Police gate, and Village Office extensions can be used for non-emergency situations. Sterling Carting will be asked to notify the Police and Village Office when garbage/recycling schedules are changed.

**DEER CULLING**

Mayor Stebbins noted the cost of processing the deer after they are culled is about \$80 per deer for a total of \$5,000. This fee was not included in the resolution approved at the December 15, 2010 Board of Trustees Meeting.

A motion was made by Mayor Stebbins, seconded by Trustee Wilson that the cost of the deer culling program be increased by an additional \$5,000 to accommodate the processing of the deer.

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.

## **NEW BUSINESS**

### **2011-2011 BUDGET CALENDAR/PROCESS**

Mayor Stebbins read the January 18, 2011 budget letter that Budget Officer Pompan sent to Department Heads and the Trustees. Included was: 1) Department Heads submit their proposed 2011-2012 budget to the Budget Officer by February 11<sup>th</sup>; 2) a budget workshop for Department Heads and the entire BOT is scheduled for February 17<sup>th</sup> at 7:30 p.m. in the Village Hall; and 3) the Tentative Budget is to be prepared and submitted to the Village Clerk by March 19<sup>th</sup>.

### **VILLAGE ELECTION DAY**

A motion was made by Mayor Stebbins, seconded by Trustee Wilson that the annual Village Election will be held on Tuesday, June 21, 2011 in the Village Hall from 12:00 noon to 9:00 p.m.

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.

### **GENERAL DISCUSSION-VILLAGE PROPERTY ASSESSMENTS**

Mayor Stebbins noted that Village property assessments lie totally within the purview of the Village Assessor, John Ledwith. The 2011 Tentative Assessment roll must be completed and available to the public on February 1<sup>st</sup>. Until that time, it is not productive to discuss assessments.

### **OLD BUSINESS**

### **NEW LEGISLATION REGARDING HOME OCCUPATIONS**

A discussion was held in regard to revising the Village Code section that addresses home occupation permits (operating a home business). On December 13, 2010 the BOT approved a six-month moratorium of any applications for such a permit.

### **APPROVE MINUTES**

A motion was made by Mayor Stebbins, seconded by Trustee Wilson that the minutes of the December 7, 2010 Special Board of Trustees meeting/public hearing 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.

December 15, 2010 BOT minutes were tabled to next month.

### **WESTON & SAMPSON**

Mayor Stebbins noted that in a letter received on January 11, 2011 regarding the West Lake Road Water Main Project, Rich Messer of Weston & Sampson pointed out Colonnelli Brothers' request for compensation for extra work they did and also Colonnelli's failure to meet the contract completion date. In addition, Mr. Messer stated that he has negotiated a mutually agreeable settlement with Colonnelli. However, the Trustees agreed it is the Board's position to negotiate on behalf of the Village.

A motion was made by Mayor Stebbins, seconded by Trustee Hansen that the Mayor and Trustee Zgonena be authorized to approve a reasonable settlement along similar lines suggested by Weston & Sampson.

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.

**AUDIT OF CLAIMS** - Bills in the amount of \$179,269.39 for the General Fund, claim numbers 1-1 to 1-113; \$20,440.86 for the Water Fund, claim numbers W1-1 to W1-22; \$206,866.68 for Capital Projects, claim number CP1-1 to CP1-2; and \$7,782.50 for Professional Fees, claim number PF1-1 to PF1-4 were audited and ordered paid.

### **ADJOURN TO ATTORNEY-CLIENT SESSION**

A motion was made by Mayor Stebbins, seconded by Trustee Zgonena that the Board adjourn to an Attorney-Client Session at 9:05 p.m. The vote was 4-0 in favor.

Respectively submitted,

Deborah A. Matthews  
Village Clerk-Treasurer

\*Amended by BOT on 2/16/11