

**VILLAGE OF TUXEDO PARK  
BOARD OF TRUSTEES MEETING  
DECEMBER 15, 2011  
8:00 P.M.**

Present: Mayor Thomas Wilson  
Deputy Mayor David du Pont  
Trustee Alan Heywood  
Trustee Liane Neuhauser

Absent: Trustee Robert Zgonena

Clerk: Deborah A. Matthews

Also: John Ledwith, Jeffrey Voss, Richard Golden, Esq.  
Meg Vaught, Tom Salierno, Charlen Cathcart, Chauncie Rodzianko, Paola Tocci,  
Paul Gluck

Mayor Wilson opened the meeting at 8:00 p.m. Trustee Neuhauser led the Pledge of Allegiance.

**Mayor's Update**

The Town & Country article about Tuxedo Park is out and has been favorably received. He thanked the residents who participated, the editors, and the photographers in producing a successful portrayal of the Village.

The Village Website is complete and more people are using it. However, there are still some kinks to be worked out.

Ornamental Tree will be finishing the cleanup of the tree and limb storm debris (chipping) along the Village roads. He thanks Jeff Voss and his crew for all their hard work and expressed his appreciation for all the DPW does for the Village.

A letter from Sally Sonne reported a successful deer drive with 42 deer taken.

A contract with White Buffalo will be discussed later in the meeting.

At the Village of Sloatsburg Planning Board meeting held last night, that Board elected to keep the public hearing on the Tuxedo Reserve Development open for at least another month.

**Police Update** – Chief Sanford was absent. A synopsis of the November police activities is attached.

**DPW Update** – Superintendent Voss reported the chipping of debris along the roads (resulting from the two recent storms) will be finished tomorrow. His crew is behind in picking up leaves from the Village drains/gutters as the leaf machine has been broken down. The leaf dumpsters at the DPW have not had much use to date. The Trustees asked about patching Tuxedo Road and Mr. Voss will schedule it weather permitting.

A discussion was held on the purchase of a new truck for the Water Department, which was budgeted for, at a cost of approximately \$31,000. The Board was in agreement that it should be purchased and Deputy Mayor du Pont will look into details for financing the purchase over four or five years.

### **Building Department Update**

John Ledwith reported the generator installation at the Village Office is almost complete. Mr. Voss expressed his need for a generator at the DPW Building. Mayor Wilson asked that the size and cost be researched after the Village Office generator project is finished.

At the Board's request, Trustee Neuhauser and Mr. Ledwith will work out the details and costs of improvements needed at the South Gate rental house.

### **Committee Updates**

*Design Guidelines* – BAR Chair Paola Tocci reported that Stephen Tilly can't make the December 20th BAR meeting, but the Board will be forwarding their comments to him for inclusion in the final draft of the Design Guidelines. The BAR also would like to incorporate fencing and gates into the Guidelines.

*VIAC* – Trustee Heywood, on behalf of the committee, reported they are working on a five-year plan as requested and will report to the Trustees at their January meeting. He also reported the Hurricane Irene Relief Committee has completed most of their work and approximately \$130,000 in cash, goods and services was donated to the fund.

### **Public Comment**

Speaker: Chauncie Rodzianko, Paola Tocci

Comments: What is going to be done about the endless deer fences that have appeared along East Lake Road? The gates that have been put up without permits look terrible. Some of the people who put up gates and fences without a permit have promised to come to the BAR.

### **Fence Law Discussion**

Attorney Rick Golden explained the history of the Village fence law. A discussion was held on fencing requirements in general. The Board will review earlier fence law drafts that were previously distributed. The matter will be deferred to the next BOT meeting.

### **East Village Water Line Proposal**

A discussion was held on the December 8, 2011 proposal from Weston & Sampson for technical and cost data analysis for upgrades to the East Village (Town of Tuxedo) water line. Also discussed was the possibility of simultaneously installing a natural gas line to the Village of Tuxedo Park.

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that the Board approve the Weston & Sampson proposal to review the options and associated cost data for upgrades to the water line for the East Village (Town of Tuxedo) at a cost of \$4,900.

Vote of the Board: 4 ayes, 0 nays, 0 abstentions

The motion was passed by a vote of 4-0-0.

### **Change 2012 Board of Trustees Meeting Dates**

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Board of Trustees meetings be changed from the third Wednesday of the month to the fourth Tuesday of the month.

Vote of the Board: 4 ayes, 0 nays, 0 abstentions

The motion was passed by a vote of 4-0-0.

### **Approve Traffic Guard Contract**

A motion was made by Mayor Wilson, seconded by Trustee Heywood that the Board approve the Memorandum of Agreement for the Traffic Guard contract dated June 1, 2011 to May 31, 2013 as previously reviewed by the Board.

Vote of the Board: 4 ayes, 0 nays, 0 abstentions

The motion was passed by a vote of 4-0-0.

### **Christmas Bird Count**

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Fyke Nature Association be granted permission to conduct their annual Christmas Bird Count in the Village on Saturday, December 17, 2011.

Vote of the Board: 4 ayes, 0 nays, 0 abstentions

The motion was passed by a vote of 4-0-0.

### **White Buffalo Contract**

A discussion was held on the new White Buffalo contract for deer culling in the Village.

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Board approve a contract with White Buffalo not to exceed \$25,000 subject to the following conditions: \$15,000 payable on signing, \$5,000 for the 75<sup>th</sup> deer culled and another \$5,000 upon reaching 100, subject to review and approval by the Village Attorney.

Vote of the Board: 4 ayes, 0 nays, 0 abstentions

The motion was passed by a vote of 4-0-0.

### **Approve Minutes**

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that the minutes of the November 16, 2011 Board of Trustees meeting be approved.

Vote of the Board: 4 ayes, 0 nays, 0 abstentions

The motion was passed by a vote of 4-0-0.

### **Schedule of Fees**

Village resident Charlen Cathcart made a request of the Board that the \$200 building permit application fee she paid for the installation of her generator be waived. She said installing a generator was necessitated by week-long power outages in the Village caused by recent storms. A discussion was held. The Board agreed to waive the fee and/or refund the fee for residents who have installed or will install a generator between January 1, 2011 and December 31, 2012 as specified in the resolution below modifying the Village's fee schedule. A building permit is still required to be submitted to the Building Department and safety inspections of the generator installation be made.

A motion was made by Mayor Wilson, seconded by Trustee Heywood that the following resolution be adopted to revise the Villages "Schedule of Subdivision and Zoning Fees":

WHEREAS, Section 100-43 of the Village Code authorizes the Board of Trustees from time to time to publish a Schedule of Fees for various reviews performed in connection with the Subdivision and Zoning provisions of the Village Code, and

WHEREAS, the Board of Trustees desires to provide a temporary moratorium on the assessment of Zoning fees for the installation of home generators in order to decrease the burden on homeowners desiring to protect their homes from extended power outages,

NOW, THEREFORE, BE IT RESOLVED that the Village of Tuxedo Park hereby amends the Village's Schedule of Subdivision and Zoning Fees as follows:

Add a footnote to Item "3" ("Fees for Applications for Other Permits (Landscaping, Fence, Deck, Pool, Water, Hook up Etc."), Subitem "A" (Initial Building Inspector Review \$200") that shall read: "Residential generators, installed to provide power to a residence during times of power failures, shall not be subject to any Village fee if said generators are installed between January 1, 2011 and December 31, 2012.

However, all such generator installations still remain subject to mandatory Building Inspector reviews. Any homeowners that have paid Building Inspector fees for the installation of such generators between January 1, 2011 and the date of the adoption of this Resolution will be refunded such fees.

Vote of the Board: 4 ayes, 0 nays, 0 abstentions

The motion was passed by a vote of 4-0-0.

**Audit of Claims** - Bills in the amount of \$134,013.47 for the General Fund, claim numbers 12-1 to 12-101; \$12,615.07 for the Water Fund, claim numbers W12-1 to W12-11; \$6,659.47 for Capital Projects, claim number CP12-1; and \$2,212.85 for Professional Fees, claim numbers PF12-1 to PF12-3 were audited and ordered paid.

**Adjournment**

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the meeting be adjourned at 9:39 p.m. The vote was 4-0 in favor of adjourning.

Respectfully submitted,

Deborah A. Matthews  
Village Clerk-Treasurer