

**VILLAGE OF TUXEDO PARK  
BOARD OF TRUSTEES MEETING  
OCTOBER 23, 2012  
7:00 P.M.**

Present: Mayor Thomas Wilson  
Deputy Mayor David du Pont  
Trustee Alan Heywood  
Trustee John Kilduff

Absent: Trustee Liane Neuhauser

Clerk: Deborah Matthews

Also: Chief Ken Sanford, John Ledwith, Jeff Voss, Meg Vaught, Rich Messer  
Richard Golden, Esq., Jim Hays, Mary Grimmig, Steve Mauer, Tom Salierno, Jack &  
Audrey Perry, Edgar Stegmann, Robert Silvay and guests Joanne Vernon and Carol  
Lomascolo

Mayor Wilson called the meeting to order at 7:00 p.m. Trustee Heywood led the Pledge of Allegiance.

**Presentation – Carol Lomascolo, Superintendent of Tuxedo Union Free School District**

On behalf of the Tuxedo Union Free School District and George F. Baker High School, Superintendent Carol Lomascolo and Board of Education President Joanne Vernon presented the Board with an update regarding the district's ongoing negotiations with Greenwood Lake for student enrollment in Tuxedo. They also presented a project they have initiated with educational consultants for determining what the future of the High School might be. There is a very strong support group for Tuxedo, as opposed to Warwick and Chester, with the Greenwood Lake community, and the Superintendent believes that not only will the majority of current Greenwood Lake students remain in Tuxedo, but the majority of the incoming 8<sup>th</sup> graders will choose Tuxedo as well. Currently Greenwood Lake students make up 80% of the population at George F. Baker.

A lengthy discussion was held which also included many questions from the audience.

**Mayor's Update**

A 4-inch natural gas main was successfully installed into the Village and to St. Mary's Church. This will also allow a future line further into the Village, possibly to the Water Plant. Conduit has also been laid and some of the aerial electric lines above the Booth will be buried within the next two weeks.

**Police Update** - Chief Sanford gave a synopsis of September police activities. He expressed his gratitude to John Ledwith for his hard work in helping to facilitate the installation of the gas main as it would not have been possible without his help. Mr. Ledwith stated that of the 30 residents polled for their interest in a gas main in the area of the Water Plant, 12 responded positively, 3 were negative and the remainder did not respond.

The Chief and Officer Taback will be meeting with Kevin Clark of the NYSDEC around November 12<sup>th</sup> to discuss preliminary plans for this year's deer culling program. Deputy Mayor du Pont noted that following two separate surveys conducted over a 60 day period, the current deer population is estimated to be between 80-90.

**DPW Update** – Superintendent Voss reported that his department has been busy trying to get all of the road paving work done before the weather gets too cold. He presented three proposals for repairing a water leak on the edge of Route 17 across from Take a Break, which was discovered as a result of a puddle forming in the area. Because of the location and the equipment needed, his department is not able to do the repair. Of the three proposals, the lowest bid received is \$8,800.

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Board approve the water line repair by the low bidder, Bibeau Construction, at a cost of \$8,800.

Vote of the Board: 4 ayes, 0 nays

The motion was passed by a 4-0 vote.

A discussion was held on types of paving materials and processes, and possible purchase of crack sealer equipment.

### **Building Department Update**

John Ledwith reported: one building application was approved by the BAR; he coordinated the removal of the oil tank from the former Police Station building, installation of a new propane furnace at the Water Plant rental house, construction of a concrete pad and electrical connections for the DPW Shop generator; he issued a Stop Work Order to Glenn Young for construction of a stone wall without a permit; and contacted property owners/representatives regarding property maintenance issues.

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Board approve the building permit application of Peter Regna, Tax Map No. 103-1-39, for renovation of the existing structure including landscaping.

Vote of the Board: 4 ayes, 0 nays

The motion was passed by a 4-0 vote.

### **Committee Updates**

Trustee Heywood, on behalf of the VIAC Committee, reported that Committee Chair Michele Lindsay met with the Building Inspector to discuss street lighting fixtures. However, Mr. Ledwith reported that the information received is not clear in terms of models or pricing information. He and Mrs. Lindsay will sort through the information and determine what is needed and report back to the Board.

**Public Comments**

Speakers: Robert Silvay, Edgar Stegmann

Comments: 1) A large ditch was created between the paving of Lorillard Road and the end of the street causing a drainage problem which was reported to the Village several times. Since the corner lot of the Tuxedo Club has been cleaned out of most of the vegetation, a storm drain on the property now drains toward the street and may cause further erosion in the future. 2) Noise coming from parties at the Tuxedo Club have been continuing late into the night on some weekends and is disturbing.

Superintendent Voss stated that he is aware of the drainage issue on the street and has it on his schedule to repair.

Mayor Wilson noted that the drain on the Tuxedo Club lot is on private property which also runs down onto someone else's property.

**Perry Trees**

Jack Perry stated that he had submitted a final estimate to the Board for the tree removal project on his property. However, the estimate is from Perfect Cut and the Board informed Mr. Perry that Perfect Cut would not be allowed to do work in the Village because of their association with the Mulch Pile. Mr. Perry was asked to obtain another quote and submit it to the Village prior to the next BOT meeting.

**Mulch Pile**

Jim Hays gave a synopsis of the events related to the Mulch Pile and the contamination of surrounding waters. The NYSDEC has asked Perfect Cut to move a percentage of the operation back because of its intrusion into the wetlands. There is a lot of material on the site and it's still coming into the facility day and night. When originally built, no impervious surface was placed under the pile to prevent contamination and leakage through the ground and into the environment. The Town also has talked of reducing the size of the pile but so far nothing has occurred. The Town Board continues to claim more time is needed to evaluate the situation.

**Engineer's Update**

Rich Messer, Village Engineer, gave an update of the ongoing Village projects that include: the Mountain Farm Pump Station upgrades; the new Mountain Farm water storage tank, SSES, the Wee Wah Dam, and the East Village water main replacement.

A discussion was held on each of the projects.

A motion was made by Mayor Wilson, seconded by Trustee Heywood that the Board approve the Weston & Sampson proposal dated October 2, 2012 for Wee Wah Dam Improvements-Proposal for Engineering Services, Task 1.0, final design, specifications, construction cost estimate and NYSDEC permitting, at a cost of \$76,000.

Vote of the Board: 4 ayes, 0 nays

The motion was passed by a 4-0 vote.

### **Declare Police Equipment Surplus**

A motion was made by Mayor Wilson, seconded by Trustee Heywood that the Board of Trustees declare the Police Department's 2008 Dodge Charger, VIN #2B3KA43G58H227330, as surplus equipment and that the vehicle be sold for fair and adequate consideration.

Vote of the Board: 4 ayes, 0 nays

The motion was passed by a 4-0 vote.

### **Advertise Bidding for #2 Fuel Oil and Set Bid Opening Date**

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Board of Trustees authorize the Village Clerk to advertise for bids on #2 fuel oil for the 2012-2013 season, ending in July and at a date to be determined at the Reorganization Meeting, and that the bid opening date be set for Monday, November 19, 2012 at 2:00 p.m.

Vote of the Board: 4 ayes, 0 nays

The motion was passed by a 4-0 vote.

### **Leaves**

After a brief discussion, the Board agreed that the leaf recycling program would continue for the Fall, with the Village providing dumpsters for their disposal. A per load fee will continue to be charged to landscapers.

### **Approve Minutes**

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the minutes of the September 20, 2012 Board of Trustees Meeting be approved as amended.

Vote of the Board: 4 ayes, 0 nays

The motion was passed by a 4-0 vote.

**Audit of Claims** - Bills in the amount of \$156,827.82 in the General Fund, claim numbers 10-1 to 10-87; \$17,466.44 in the Water Fund, claim numbers W10-1 to W10-11; \$78,742.41 in Capital Projects, claim numbers CP10-1 to CP10-3; and \$10,973.63 in Professional Fees, claim number PF10-1 to PF10-5 were audited and ordered paid.

**Adjournment**

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that the meeting be adjourned at 7:54 p.m. The vote was 4-0 in favor.

Respectfully submitted,

Deborah A. Matthews  
Village Clerk-Treasurer