

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES MEETING
NOVEMBER 27, 2012
7:00 P.M.**

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

Clerk: Deborah Matthews

Also: Chief Ken Sanford, Officer Mike Taback, Richard Golden, Esq.
Mary Grimmig, Meg Vaught, Paula Tocci, Steve Maurer

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

Mayor's Update

There is still a lot of work to be done regarding storm cleanup, and the DPW has more recently been focusing on preparing for the winter months by removing leaves from road drains and culverts. Everyone is reminded that it is the homeowner's responsibility to remove all fallen trees and debris from their property.

A generator for the DPW shop is in the process of being installed. Also prices are being sought for a small generator at the South Gate for the Police video and gate communications as there is no communication when there is a power outage. A Satellite dish system is also being looked into for the video and gate controls.

An article in the Times Herald Record regarding the mulch pile indicated the report commissioned and received by the Town from Land Use Ecological Services confirms the Perfect Cut mulch pile is a source of contamination. Trustee Neuhauser and Trustee Heywood have attended the Town meetings where the issue was discussed.

A discussion was held regarding the mulch pile, fallen trees within the Village, responsibility for cleanup, brush and log disposal options for residents cleaning up their property, etc.

It was agreed that the following statement regarding property cleanup, prepared by Attorney Golden, would be posted on the Village's website:

The Village Board of Trustees advises the Village residents that a danger still exists from downed and compromised trees and tree limbs affected by Hurricane Sandy. It is the property owner's responsibility to remove trees and branches that were, or still remain, on their property and that pose a danger to the public or Village roads. This is a significant safety concern, and we need each property owner to take the necessary steps to remove their trees that pose such a danger.

Police Update

Chief Sanford gave a synopsis of October Police activities.

Officer Taback, who is coordinating the deer culling program, gave an update on the progress. Distance surveys have been done, deer are being counted at night, the DEC has been contacted regarding permits, designated feeding and shooting areas have been identified, insurance has been looked into, the method of notification to the residents discussed, the type of rifle and bullets that will be used, and the donation of the venison. The projected dates for the culling is January and February. A discussion was held.

DPW Update - DPW Superintendent Voss was absent. A written report was submitted.

Building Department Update - Building Inspector Ledwith was absent. A written report was submitted.

Committee Updates - No reports were given.

Public Comments

Speaker: Steve Maurer

Comment: What is the status of the 'berm' that is abutting his property.

Mayor Wilson noted the Building Department served the homeowner with appearance tickets for code violations which require him to appear in Village Justice Court, and a Supreme Court action has been prepared for filing at a later date.

Approvals**Appoint Part Time Traffic Guard**

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Board appoint Matthew Kosits, Monroe, NY, as a Part Time Traffic Guard effective October 30, 2012 at the rate of \$13.50 per hour and that all background checks and testing have been done with satisfactory results.

Vote: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Appoint Fire Commissioner

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that the Board appoint Edward Brennan as a Fire Commissioner for the Tuxedo Joint Fire District for a five year term beginning January 1, 2013.

Vote: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Orange County Tax Exemption – Water Facility Located in the Town

A motion was made by Mayor Wilson, seconded by Trustee Heywood that the Village of Tuxedo Park request from the County of Orange the exemption of County Taxes on Village water facilities located in the Town of Tuxedo known as Section 13-3-12 (on Mountain Road) for the year 2014.

Vote: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Levy Unpaid Village Tax Bills to Orange County

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that the Village Clerk be authorized to send to the County of Orange Commissioner of Finance the attached list of unpaid 2012-2013 Village taxes in the amount of \$195,644.69 for levy onto the January 2013 Town/County Tax Bill. (A copy is attached.)

Vote: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Appoint Acting Village Justice

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that upon the recommendation of Village Justice David Levinson, the Board appoint Mr. David Hasin, who is an attorney and a Town of Woodbury Judge, as Acting Village Justice for the Village of Tuxedo Park as allowed under Section 15-12 (Residency in County) of the Code of the Village of Tuxedo Park, at a stipend of \$100 per month only when his services are utilized, with the term being 11/27/12 through 7/31/13.

Vote of the Board: Trustee Neuhauser - aye
Trustee Heywood - aye
Deputy Mayor du Pont - aye
Mayor Wilson - aye
John Kilduff - nay

The motion was passed by a vote of 4 ayes and 1 nay.

Authorize Annual Bird Count by The Fyke Nature Association

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that the Board authorize Mr. Hugh Carola, Land Trust Director of The Fyke Nature Association, to conduct his annual Christmas Bird Count in the Village from 9:00 a.m. to noon on Saturday, December 15th.

Vote: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Approve Bid Opening Minutes

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that the Board approve the bid opening minutes of October 29, 2012 for various surplus DPW equipment and the bid opening minutes of November 19, 2012 for #2 Fuel Oil.

Vote: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Award Bids**Equipment**

A motion was made by Mayor Wilson, seconded by Trustee Heywood that the Board award the bid for the 1997 Chevrolet Pickup Truck (no motor or bed), VIN #1GCGK24R7VE118375, to Monroe Landscaping for \$187 and the 1999 Chevrolet Kodiak Dump Truck, VIN #1GBP7H1CXXJ101945, to Monroe Landscaping for \$3,434.

Vote: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

#2 Fuel Oil

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Board award the bid for #2 Fuel Oil to Bottini Fuels, Wappinger Falls, NY at the fluctuating price of \$3.5781 per gallon, price effective December 1, 2012 through July 31, 2013.

Vote: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Audit of Claims - Bills in the amount of \$137,189.94 for the General Fund, claim numbers 11-1 to 11-94; \$12,777.18 for the Water Fund, claim numbers W11-1 to W11-11; \$30,223.63 for Capital Projects, claim number CP11-1 to CP11-3; and \$10,737.47 for Professional Fees, claim numbers PF11-1 to PF11-5 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 8:15 p.m. and the Board enter into an attorney-client session. The vote was 5-0 in favor.

Respectfully submitted,

Deborah A. Matthews
Village Clerk-Treasurer