

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES MEETING
DECEMBER 20, 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, John Ledwith, Jeff Voss, Richard Messer,
Meg Vaught, Rob Zgonena

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

Mayor's Update

The hearts and prayers of everyone in the Village go out to the families of the victims in Newtown, CT.

This makes us think of our own security in the community.

Mayor Wilson reached out to Kathleen McNamara at TPS to discuss emergency management plans. The plans are already underway as Chief Sanford has also been talking to the Orange County Sheriff's Department and coordinating a collective training session at the TPS with the Ambulance Corps, Fire Department and Town Police Department.

Mayor Wilson asked Trustee Kilduff, as a Trustee and member of the Ambulance Corps, to represent the Village in this effort.

Mayor Wilson read the following notice which has also been placed on the Village 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.

The Board agreed that the DPW would remove any tree, or part of a tree, that is overhanging or near any of the Village's roadways that may be creating a safety hazard, with the property owner being billed for the work.

An emergency meeting of the Board was held on Saturday, December 15th, to address a DPW personnel issue, to be discussed after this meeting in Executive Session.

Police Update - Chief Sanford gave a synopsis of November police activities and reported a quiet month. He has coordinated a mutual training session with the County that will be held at the Tuxedo Park School next month.

DPW Update – Supervisor Voss reported that his crew has been busy with leaf, brush and tree removal around the Village. The DPW installed a propane tank at the South Gate property for use with the generator when it's installed. The generator at the DPW building should be operational within the next couple of weeks. He is considering using dumpsters from Taylor Recycling, at a lower cost than Sterling, for disposal of logs and brush so the Wee Wah Beach area can be cleaned up. He asks that the Board hire Dan Squillini as a replacement for DPW employee Dan Jones.

DPW Appointment

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that the Board hire Daniel Squillini, Tuxedo, NY, effective January 14, 2013 at a rate of pay of \$29.20 per hour, conditioned up his passing all chemical testing and background checks.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Building Department Update

John Ledwith reported: two building permits were approved by the BAR; the propane tank was installed at the South Gate and the generator ordered; AVS (the current company for the South Gate camera) was contacted regarding a Satellite system;

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Board approve the building permit application of Howard Shore & Elizabeth Cotnoir, Tax Map No. 103-1-50, for construction of a swimming pool and the application of Donald Hanson, Tax Map No. 107-1-24, for construction of a shed.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

A discussion was held on the practicality of having a part time officer posted at the South Gate when there is a power outage, Satellite systems, remote access to the camera and gate controls, and the possibility there are some Village residents in the communications business who can be contacted for their input.

Committee Updates – None

Public Comments

Speaker: Robert Zgonena stated he wanted to clarify comments made a few months ago from an audience member at a Trustees meeting regarding the material that he brought in to repair his driveway on Ridge Road. Upon inspection of the material, the Building Inspector determined it was not appropriate for a driveway material and asked that it be removed. Mr. Zgonena did so and proceeded to complete the driveway to the Building Inspector's satisfaction. He reiterated

that the product he used was a normal, standard product, and he has since seen the same material being used in other projects in the Village.

Mayor Wilson stated that because of the amount and type of soil Mr. Zgonena brought in and deposited on his Tower Hill Road property, the Ridge Road neighbors were cautious and concerned that it was taking place at the Ridge Road house as well.

Sterling Carting Garbage Contract Extension

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Board approve the one-year contract extension of Sterling Carting, Inc., under Article 2.2 of our existing contract, for refuse removal and recycling service for the Village of Tuxedo Park, contract to run December 1, 2012 to November 30, 2013, at the current rate of \$12,293.00 per month.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Weston & Sampson SSES Phase 2 Proposal

Rich Messer, Village Engineer, gave a brief overview of Phase 2 of the SSES project now needing to be done. The December 19, 2012 proposal includes engineering design and subcontracted investigative field services totaling \$99,600. Phase 3 has been completed and according to the Village's SPDES permit and the NYSDEC schedule, Phase 2 must begin within 90 days of the Phase 3 completion. However, due to the time of year and nature of the work, W&S drafted a letter to the DEC asking for a time extension to begin Phase 2.

A discussion was held. The Board agreed that the letter drafted by Weston & Sampson be sent to the NYSDEC, but the decision on the Phase 2 proposal be deferred to next month's Trustees meeting.

Zgonena Ridge Road Project

Attorney Golden reported that the Board of Architectural Review held a productive discussion with Mr. Zgonena at its December meeting. Mr. Zgonena was directed to attend the January 15th BAR meeting with his information submitted prior to the meeting as well as soil testing to be done. Since the last directive of the Trustees was to proceed with filing in Village Court in January, and given the progress made at the BAR meeting, Mr. Golden advised that the court action be held over to the February date.

The Board agreed to defer the Village Justice Court matter until February. It was noted that the Supreme Court paperwork is ready to be filed at any time.

Financial Report

Trustee Heywood asked that a year to date report be made on the Village finances. Trustee du Pont stated that he would give a full report at next month's Trustees meeting.

Audit of Claims - Bills in the amount of \$364,598.55 in the General Fund, claim numbers 12-1 to 12-91; \$42,533.17 in the Water Fund, claim numbers W12-1 to W12-19; and \$1,305.00 in Professional Fees, claim number PF12-1 were audited and ordered paid.

Adjourn to Executive Session

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Board adjourn to Executive Session at 8:01 p.m. to discuss a disciplinary matter regarding a Village DPW employee. The vote was 5-0 in favor.

Adjournment

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the meeting be adjourned at 8:25 p.m. The vote was 5-0 in favor.

Respectfully submitted,

Deborah A. Matthews
Village Clerk-Treasurer