

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES MEETING
FEBRUARY 28, 2013
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 golden, Esq.
Meg Vaught, Jake Matthews, George Williams

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

Mayor's Update

Mayor Wilson commended the DPW for all their hard work over the last several weeks including cleanup at the south end of West Lake Road and the Wee Wah beach area.

Supervisor Dolan has contacted the Mayor regarding Village interest in a Bio Mass facility in the Town (located at the current Perfect Cut site) and whether the Village would bring material to it. There are many inquiries to be made, questions to be answered, and the environmental impact of the project explored. It is all still in an exploratory stage.

The Village received lakes reports from CSLAP, which appear to show little change in the water quality of the lakes, except for seasonal ups and downs. Water testing and lake management continue to be an on-going process for the Village.

The Trustees, as the Board of Assessment Review, held Grievance Day on February 18th. About 25 applicants grieved their assessment.

The Village currently pays \$3.50 per gallon for heating oil, which is roughly \$.80 below retail price. The current contract expires in July and the Village will seek new bids during the summer months. The Mayor and Trustee Neuhauser have been discussing the Village Code and possible updates to it, which would be a long term process and will be discussed later in the meeting.

Police Update

Chief Sanford gave a synopsis of January police activities. He reported that together with Trustee Kilduff, they met with the PTA at the Tuxedo Park School to discuss the recent emergency training, receiving positive feedback. In response to fines for false alarms, the Chief stated that after the third alarm at any residence, the owner is billed.

DPW Update

Supervisor Voss reported that during the month he has been busy with water main breaks (west side of Route 17 by Chase bank), snow events, cleanup at the Wee Wah, tree removals on Village properties; replacement of a PLC control (1 of 15 electronic devices controlling the valves) at the water plant, which are becoming obsolete and expensive. He strongly recommends the Board consider major repair of the water main going through the tunnels and the replacement of the PLC control cabinet at the water plant.

A discussion was held on the pros and cons of renting vs. purchasing a machine to fill cracks in the roadways and the possibility of sharing a purchase cost with the Town of Tuxedo. Also considered was long term maintenance and the potential costs if purchased.

Building Department Update

John Ledwith reported: No new permits have been issued; there is a new application scheduled for the Planning Board for a new house at the end of Cliff Road; the Tuxedo Club has an application before the BAR for removal of 21 trees (either dead or dying) on their property; the generator at the South Gate has been installed with minimal connections provided to the rental house; he again contacted the owners of the Tuxedo Park Estates property on Tuxedo Road for cleanup of trees on their property; he met with Thomas Butler, a security consultant recommended by Tamer El-Rayess, regarding alternate forms of backup during power failures for the Police gate and video cameras at the South Gate. Mr. Butler will be submitting a proposal outlining options and upgrades to the system.

Committee Updates*Fire, Safety, and Emergency Advisory Committee*

On behalf of the Committee, Trustee Kilduff, liaison, reported that the Emergency Room expansion at Good Samaritan Hospital, Suffern, has been completed and services are up and running. It is important for residents to know that the Tuxedo Volunteer Ambulance Corps services most local hospitals (Orange Regional, Valley, occasionally Nyack) and, barring certain life threatening circumstances, will usually bring patients where they choose to go.

Public Comments – none**Abolish Village Voter Registration Day**

A discussion was held on the main reasons for abolishing Village Voter Registration: to avoid residents being registered in two places, i.e. New York City and the Village; and the fact that the Orange County Board of Elections has the ability to cross reference registrations.

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Board of Trustees opts to abolish Village Voter Registration Day which means only those residents registered with the Orange County Board of Elections at least 10 days before a Village Election will be eligible to vote in a General Village Election, effective immediately and indefinitely unless repealed.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

2013 Village Election

Mayor Wilson announced that the Village Election will be held on Tuesday, June 18, 2013, from 7:00 a.m. to 9:00 p.m. in the Village Hall, 80 Lorillard Road, for the positions of Mayor and two Trustees.

Weston & Sampson Proposal – Boundary Line Survey and Mapping-Wee Wah Dam

Weston & Sampson submitted a proposal dated February 6, 2013 for the preparation of a boundary line survey and map for \$5,900 for the lands in the vicinity of the Wee Wah Dam and an easement map and description for use in the repair and maintenance of the dam for \$750 each.

A brief discussion was held. It was agreed that John Ledwith would look into comparable rates for the survey work.

A motion was made by Mayor Wilson, seconded by Trustee Heywood that the proposal of Weston & Sampson dated February 6, 2013, Boundary Line Survey and Mapping for Wee Wah Dam, be approved conditioned upon whether the price is within 10% of other surveyors for comparable services.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Weston & Sampson/Kenyon Pipeline Inspection Proposal

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that the Board approve the proposal submitted by Weston & Sampson from Kenyon Pipeline Inspection dated February 26, 2013 for the CCTV inspection of the sewer line that runs through the Wee Wah Dam, at a cost of \$1,400.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Proposals for Lake Studies

The following proposals were submitted for approval:

Allied Biological

2013 Algae Management Program, Tuxedo Lake

2013 Professional Consulting Services, Lake Management Studies, Tuxedo Lake

2013 Aquatic Vegetation Mapping Survey, Tuxedo Lake

2013 Aquatic Vegetation Mapping Survey, Wee Wah and Little Wee Wah Lakes
2013 Professional Lake Management Services, Five Year Water Quality Data Summary Report
(All 3 Lakes)
Professional Services, Fish Tissue Collection and Analysis, Tuxedo Lake
Professional Lake Management Services, Phytoplankton and Zooplankton Surveys (All 3 Lakes)

AIM

Eurasian Milfoil Removal Proposal 2013, Tuxedo Lake

Since the Environmental Committee Chair was not in attendance to explain the proposals and render recommendations, the proposals were deferred to the next regular Trustees meeting.

Letters of Request

St. Mary's Church

A letter was received from Loretta Davis, on behalf of St. Mary's Church, requesting permission to hold a fundraising cycling event in the Village on April 27, 2013. The cyclists, members of the church, will cycle through Tuxedo Park and either return to the church after the three lake loop or cycle through Tuxedo Park and exit to Warwick Brook Road and return to the church from the golf course entrance.

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that permission be granted to St. Mary's Church to hold their fundraising cycling event on April 27, 2013, participants to be church members and preregistered, and that the Church provide liability insurance of at least \$1,000,000 naming the Village of Tuxedo Park as additional insured.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Peter Regna

A letter dated February 20, 2013 was received from Peter Regna requesting permission to hold his Rolls Royce Owners' Club half day event in September 2013.

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that Peter Regna be granted permission to hold his Rolls Royce Owners' Club half day event, which entails about 50 vehicles making a parade lap around Tuxedo Lake, on the weekend of either September 7-8 or September 21-22, 2013.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Approve BOT Minutes

A motion was made by Mayor Wilson, seconded by Trustee Heywood that the minutes of the October 23, 2012, November 2, 2012, November 27, 2012, December 20, 2012 and January 22, 2013 Board of Trustees meetings be approved.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Village Code Changes

A discussion was held on possible changes to various sections of the Village Code. Topics included: trees, tree cleanup, property maintenance and enforcement, building near the lakes, slope requirements, oil tank testing requirements, updating of fines, etc.

Attorney Golden reviewed the process for making changes to the Code, which must be done by Local Law.

Deputy Mayor du Pont volunteered to review the Code over the course of the next several weeks and identify at least three key issues for the Board to focus on.

Audit of Claims - Bills in the amount of \$311,407.29 in the General Fund, claim numbers 2-1 to 2-128; \$51,317.19 in the Water Fund, claim numbers W2-1 to W2-19; \$42,868.00 in Capital Projects, claim number CP2-1; and \$10,230.43 in Professional Fees, claim number PF2-1 to PF2-4 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 8:35 p.m. to discuss proposed litigation on parcel 106-1-22/Zgonena. The vote was 5-0 in favor.

Reopen Regular Session

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that the Board re-enter regular session at 9:24 p.m.

Wee Wah Fishing Club

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that the Board conditionally approve the three-year License Agreement renewal with the Wee Wah Fishing Club subject to the Mayor finishing some comments with the Village attorney.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Grievance Applications Deferred from the 2/19/2013 Board of Assessment Review Meeting

Zoe Ministries – Tax Map No. 108-1-79

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that there be no change in the request for a 100% religious exemption and that the exemption remain at 50%. The vote was 5-0 in favor.

Edward Mattes – Tax Map No. 106-1-45

A motion was made by Mayor Wilson, seconded by Trustee Heywood that the assessment be reduced from \$220,000 to \$209,000. The vote was 5-0 in favor.

Michael O’Neal – Tax Map No. 107-1-4

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that there be no change in the assessment of \$88,000. The vote was 5-0 in favor.

Gina Martin – Tax Map Nos. 103-1-1.1 & 103-1-1.2

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that there be no change in the assessments of \$105,600 and \$328,860, respectively.

Web Turner – Tax Map No. 104-1-25

A motion was made by Mayor Wilson, seconded by Deputy Mayor du Pont that there be no change in the assessment of \$140,800. The vote was 5-0 in favor.

Linda Miller – Tax Map No. 106-1-7

A motion was made by Mayor Wilson, seconded by Trustee Heywood that there be no change in the assessment of \$405,000. The vote was 5-0 in favor.

Adjournment

A motion was made by Mayor Wilson, seconded by Trustee Neuhauser that the meeting be adjourned at 9:37 p.m. The vote was 5-0 in favor.

Respectfully submitted,

Deborah A. Matthews
Village Clerk-Treasurer