

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES REGULAR MEETING
OCTOBER 18, 2017
7:00P.M.**

Present: Mayor David McFadden
Deputy Mayor Alan McHugh
Trustee Allen Barnett
Trustee Paul Gluck
Trustee John Moon

Clerk: Deborah Matthews

Also: Jeff Voss, John Ledwith, Chief Melchiorre, Brian Nugent, Esq., Meg Vaught, Dena Steele, Audrey Perry, Claudio Guazzoni, Fred Rella, Inger Gruterich, Nancy & Jim Hays, David duPont, Michele Lindsay, Bryna Pomp, Ellen Gluck, Kathy Norris and others.

Mayor McFadden called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

Mayor McFadden welcomed John Ledwith back to the Village and stated that we are pleased to have him back. The Board has worked very hard in making it happen and is continuing to work with Civil Service.

Police Report

Chief Melchiorre gave a synopsis of September Police activities. He answered questions about rumors of increased criminal activity and advised the Board that they would be notified if any complaints are received. In response to questions regarding old human bones found at the Wee Wah Beach area, he stated that the bones are being checked by forensic experts, and upon preliminary inspection, are not from the George Washington era.

The Chief, in response to a resident complaint regarding access at the back gate for functions or events at the Tuxedo Club, stated that he will check into the matter. He stated, in response to a resident question, that there are two officers on duty per shift, one on the road and one manning the gate.

DPW Report

Superintendent Jeff Voss reported that the department has been busy with road work, blacktopping, and chip sealing and most scheduled roads are complete. If there are funds left, he may be able to do another road or two. In response to the Board's request for a paving schedule, Mr. Voss responded that a set schedule for paving/chip sealing is difficult to adhere to because of the weather and road conditions. He noted that when he is going to be working on a road, a sign is posted at the front gate and a notice put on the Village website. Mayor McFadden asked Trustee Barnett to work with Mr. Voss on a paving schedule. The issue of painting lines on the road was discussed and suggestions made. The Board will take the suggestions under advisement and work with the Chief and Mr. Voss. Relative to there being no lines on some roads, also discussed were the dark intersections and the need to keep O&R informed of burned out street light bulbs.

Mayor McFadden announced that Alex Salm, in his will, bequeathed \$100K to the DPW for the purpose of upkeep and maintenance of vacant Village owned properties. Attorney Nugent stated that it can be used for the removal of debris and related work for clearing, but cannot be used in place of any money the Village has allocated in its budget.

Building Department & Code Enforcement

John Ledwith gave a synopsis of his monthly report which included: Met with Verizon reps regarding a micro cell tower, reviewed plans for repair of the Village water tanks on Ridge Road and Potuckit Road, reviewed plans for the new police booth with the Village engineer and architect, reviewed plans of BAR applications, attended bi-weekly meeting with CHA regarding the Wee Wah Lake/Pond #2 dam project, and met with owners and architects of two residential projects.

The construction of the new booth includes replacing the sewer line that runs beneath it. Cooperation is being sought with the Town since it is a town sewer line but the Village DPW would do the work. Progress continues to be made on the final design.

Public Comments

Comments:

*There are no eagles in the nest.

*The Village assessment roll is mandated by NYS to be on the Village's website.

*Extensive research is being done by Cornell on growing a predator that will eat the Wooley adelgid.

*Where does the Board stand on Airbnb's.

*The Town Board will be holding a public hearing on the waiver request of Tuxedo Farms.

Workshops are being held by the consultants who are working on it.

*Two council positions are open on the Town Board with three candidates running.

*The Town is finalizing the application for the Hamlet revitalization, so Michael Bruno can apply for the funds. He was given a sales tax exemption and a tax abatement for 10 years.

*Sidewalks are being installed in the Town and are being incorporated with the new paving of Route 17.

*Where does the project stand for moving the wires underground at the front gate.

Old Business

Lakes: Deputy Mayor McHugh reported that the plant study has been done with a formal report expected at the end of October or early November. Eight samples were completed for CSLAPS. Harmful algae blooms were discovered on Pond #3 on two separate occasions. The Village did not receive the proper permitting until late in September for chemical treatment of the algae and Solitude determined that the effectiveness of a treatment would be 50/50 and they advised the Village to wait until the springtime when the necessary permits will be applied for. CLSAP data will be provided to Solitude, who will analyze it, and hopefully attend the next Trustees meeting to give a presentation on the data for this year. Solitude will do a trend analysis of what has occurred and what is continuing to occur. AE Diving is continuing their vacuuming harvest on heavily trafficked areas in Tuxedo Lake. A milfoil update will be given at the same time as the CSLAP analysis. The Village will be matching the Tuxedo Club in stocking Tuxedo Lake in the Fall with lake trout from a DEC sanctioned hatchery.

Dam: Deputy Mayor McHugh reported that the dam project has been underway for four months and is 40% complete, with expenses of \$1.5 million to date. If everything goes according to schedule, depending on the weather, the project will be 90% complete by the end of the year. There have been a couple of issues to date but have been resolved. The Board of Architectural Review has reviewed granite samples and voted 4-1 in favor of Hillburn Granite in terms of matching the existing stonework. A mason has been chosen and they will begin installing the stone on the east side of the wall. With regard to the work on Pond #3, there was a two-month delay with the piping as a result of the storms in Texas, so some changes were made, and the excavation has begun. Grass seed for the slopes of the dam were selected by the Tree Advisory Board. Mayor McFadden noted that many residents have inquired about the water level in Tuxedo Lake, and whether it has to do with the work on the Wee Wah dam. The answer is that it does not. The lower levels are the result of the lack of rainfall.

Grant Writer

Grant Writer Fred Rella reported:

- 1) The Village has received the fully executed agreement back from DASNY, which will enable the Village to claim \$100,000 in Grant money towards the dam. The Village should receive the money by the end of the year.
- 2) The Village was awarded a grant for license plate readers which includes the set-up for three vehicles. Printers, scanners and mount are ready to be picked up.
- 3) The Village will have to reapply for their Tree City USA status and Mr. Rella will be preparing the necessary paperwork for signatures for next month's BOT meeting.
- 4) The Village has applied for a grant through the Justice Court under the JCAP program to include wooden benches for the Village Hall meeting room and possible office equipment.
- 4) Referencing the earlier discussion regarding street lighting, Mr. Rella stated that O&R has come out with light option programs, which he will discuss with John Ledwith.

A brief discussion was held regarding street lights, fixtures, and bulbs.

Public Comments

Comments:

- *When can the residents expect to see a functioning booth at the front entrance of the Village.
- *Has the issue of replacement of the sewer pipes underneath the booth site been resolved.
- *Can the sewer pipe be coordinated with burying underground electric, telephone, and cable wires.

Deputy Mayor McHugh responded that the Village has looked into the concrete work for the booth foundation with the DPW doing the excavating. It is hoped to have the pad done sometime in November. The Town will be contacted again for their permission to replace the sewer pipe with the work being done by the Village DPW. Further research is required regarding the underground utility wires.

NEW BUSINESS**Assessment Roll on Website**

Trustee Moon reported that NYS does require the Village assessment roll to be posted on the Village website. Attorney Nugent stated that under the law the Village can post its own or provide a link on the Village Website to the Orange County website.

The Board agreed that the Village's assessment roll will be accessed through a link to the County website with the link posted on the Village's website.

Tuxedo Club Fish Stocking

Deputy Mayor McHugh stated that the Tuxedo Club will be stocking trout in Tuxedo Lake in early November and that under the lakes management program, the Village will provide a matching amount of \$6,000. The stocking is vetted by Solitude before it is done. The fish is for both sport and lake quality. The Board agreed with the fish stocking.

Approval of Minutes

A motion was made by Trustee Moon, seconded by Deputy Mayor McHugh that the minutes of the Board of Trustees June 21, 2017 meeting be approved.

Vote of the Board: 3 ayes, 0 nays, 2 abstentions (Gluck and Barnett)

The motion was passed by a 3-0-2 vote.

A motion was made by Trustee Gluck, seconded by Mayor McFadden that the minutes of the Board of Trustees July 13, 2017 Reorganization meeting be approved as amended.

Vote of the Board: 4 ayes, 0 nays, 1 abstention (Moon)

The motion was passed by a 4-0-1 vote.

A motion was made by Trustee Gluck, seconded by Mayor McFadden that the minutes of the Board of Trustees July 13, 2017 regular meeting be approved.

Vote of the Board: 4 ayes, 0 nays, 1 abstention (Moon)

The motion was passed by a 4-0-1 vote.

A motion was made by Trustee Gluck, seconded by Mayor McFadden that the minutes of the July 15, 2017 Special Board of Trustees meeting be approved.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

A motion was made by Trustee Gluck, seconded by Mayor McFadden that the minutes of the August 7, 2016 Special Board of Trustees meeting be approved.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

A motion was made by Trustee Gluck, seconded by Deputy Mayor McHugh that the minutes of the August 16, 2017 Special Board of Trustees meeting be approved.

Vote of the Board: Vote of the Board: 4 ayes, 0 nays, 1 abstention (Moon)

The motion was passed by a 4-0-1 vote.

A motion was made by Trustee Gluck, seconded by Mayor McFadden that the minutes of the August 16, 2017 regular Board of Trustees meeting be approved.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

A motion was made by Trustee Gluck, seconded by Mayor McFadden that the minutes of the October 9, 2017 Special Board of Trustees meeting be approved.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Amend Minutes of July 29, 2016

A motion was made by Deputy Mayor McHugh, seconded by Mayor McFadden to amend the minutes of the July 29, 2016 Special Board of Trustees meeting under the title "Raise in Capital Improvement Fees and Minimum Water Usage" to reflect a correction of the commercial customer capital improvement fee quoted as \$24.00 when \$25.00 was adopted at the March 14, 2016 meeting and \$25.00 had been charged on the water bills.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Audit of Claims

Bills in the amount of \$197,552.11 in the General Fund, claim numbers 10-1 to 10-96; \$24,702.63 in the Water Fund, claim numbers W10-1 to W10-20; \$344,576.50 in Capital Projects, claim number CP10-1 to CP10-3, and \$103.70 in the Professional Fees, claim number PF10-1 be audited and ordered paid.

Executive Session

A motion was made by Trustee Gluck, seconded by Mayor McFadden that the Board adjourn to executive session at 8:05 p.m. for the purpose of a discussion on collective bargaining negotiations, a discussion on pending and current litigation on the Article 78, and a discussion on the employment of a particular person or corporation.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Exit Executive Session and Reopen Regular Session

A motion was made by Mayor McFadden, seconded by Trustee Barnett that the Board exit executive session and reopen regular session at 9:10 p.m.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Adjournment

A motion was made by Mayor McFadden, seconded by Deputy Mayor McHugh that the meeting be adjourned at 9:10 p.m.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Respectfully submitted,

Deborah A. Matthews
Village Clerk-Treasurer