

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES REGULAR MEETING
AUGUST 15, 2018
7:00 P.M.**

Present: Mayor David McFadden
Deputy Mayor Alan McHugh
Trustee Allen Barnett
Trustee Maureen Coen
Trustee Paul Gluck

Clerk Deborah A. Matthews

Village Attorney: Brian Nugent, Esq.

Attendees: John Ledwith, Jeff Voss, Chief Melchiorre, Officer Max Serrine, Meg Vaught, Jack & Audrey Perry, Dena Steele, JoAnn Hanson, Joan Alleman, Ellen Gluck, Michele Lindsay, Tom Salierno, Martin & Bryna Pomp, Lili Neuhauser, Ann Powers, Mark Brennan, et al.

Mayor McFadden made a motion to call the meeting to order at 7:00 p.m., seconded by Deputy Mayor McHugh. The vote was 5-0 in favor. Mayor McFadden led the Pledge of Allegiance and roll call was taken.

Department Reports

Police – Chief Melchiorre gave a synopsis of July Police activities. A brief discussion was held regarding reporting to the Trustees the discharge of weapons by the Officers for any reason.

DPW – Jeff Voss reported his crew has been doing a lot of work at the Race Track for TAB, they replaced a drain on Tuxedo Road, they are preparing the various roads for chip sealing, and they cleaned up brush and vines around the gate house.

Capital and Building Report – John Ledwith gave a synopsis of his monthly report which included: Maintenance on second water storage tank on Ridge Road scheduled for October, parts are expected around August 17th for the second filter at the water plant, the low lift pump at the water plant is being rebuilt, engineering for the sewer plant recycling water project continues, water production remains consistently higher than water consumption, and the new wood chipper will be delivered during the week of August 20th. The bid opening for the Continental Road water line replacement and roadway paving was held on August 9th at 2:00 p.m.

Village Attorney Report – Attorney Nugent reported that with the exception of a few motions having been filed in both the Guinchard and Guazzoni cases, there have been no changes in litigation matters since the report he provided at the July meeting.

Report by Town Board Member or Trustee Liaison

Michele Lindsay reported that she and Trustee Coen met and are working on a plan for Shared Services between the Town and the Village. In response to a question on the possible sale of the Tuxedo Farms property to Dragons Gate, Mrs. Lindsay commented that she hopes residents will begin coming to meetings and getting more involved. There will be a community concert at Powerhouse Park on October 6th with a rain date of October 7th. Primary elections will take place in the State of New York on September 13th for Governor, Attorney General, State Senate and State Assembly. The issue of eliminating the Town's ARB has been moved to later in the year, after residents return from summer vacations.

Public Comments

Topics included: Princeton Hydro, cost of the lakes management plan, CSLAP, plant survey, Milfoil suction harvesting, ticketing of non-resident bikers and walkers in the Village.

Trustee Comments and Liaison Reports

Wee Wah Dam – Deputy Mayor McHugh reported that approval to fill was received from the DEC. Key issues that still need to be resolved are remote operation of the knife gate valve and installation of the trash racks.

A motion was made by Mayor McFadden, seconded by Deputy Mayor McHugh that the Board approve the request of CHA for EWA #12 for the period July 14, 2018 to the present in an amount not to exceed \$25,100 in substantially the same format as the other approved EWAs.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Lakes – Deputy Mayor McHugh reported that he and Trustee Gluck noticed a blue/green algae bloom on Pond #3, and had concerns with the water clarity on Tuxedo Lake. Samples from both lakes were taken to Solitude Lake Management for testing. Solitude determined a copper sulfate treatment was required on Tuxedo Lake and it will be done on August 17th. The blue/green algae bloom was confirmed on Pond #3, and the DEC was notified that a Cutrine-Plus treatment would be done on August 22nd. This was the soonest a treatment could be made as the DEC required a 7-day required notification period.

OLD BUSINESS**Continental Road Project**

Deputy Mayor McHugh explained that the Village went out to bid on the Continental Road project on August 9th. The project included replacement of a water main and road reconstruction and repaving. Prior to the \$4.1 million bond issuance for capital projects that the Village did in April of 2017, an estimate for this project from the engineer was \$391,000. A year later the estimates came in at \$577,000. Five bids were received on August 9th and ranged from \$715,474 to \$1,358,532.

NEW BUSINESS**EFC Grant Applications**

A lengthy discussion was held regarding engineering and application work costs for submitting grants to EFC for I&I work, the East Village Water Main, and the Continental Road water main replacement. Applications are due to EFC by September 7th. Further discussion is required on whether to submit the applications and for which projects.

A motion was made by Mayor McFadden, seconded by Deputy Mayor McHugh that the Board schedule a special meeting for Friday, August 17, 2018 at 10:00 a.m. for the purpose of engaging an engineer and grant writer for the EFC applications and for any other matters that may come before the Board.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Appoint Accountant for the Village

The annual appointment of an accountant for the Village was inadvertently left off of the Reorganization Meeting list.

A motion was made by Mayor McFadden, seconded by Deputy Mayor McHugh that the accounting firm of Cooper Arias, LLP, located in Mongaup Valley and Goshen, NY, be appointed as the Accountant for the Village for the fiscal year 2018-2019, providing the same services as rendered for fiscal 2017-2018.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Water

A brief discussion was held regarding using a leak detection service to determine whether there are any underground water main leaks on Continental Road.

Deputy Mayor McHugh noted that water shut off notices have been sent to Town accounts for non-payment.

General Code Estimate for Village Code Book Update

A discussion was held regarding the estimate received (\$3,825) from General Code for codifying all the local laws adopted by the Board of Trustees from 2011-2018. Services would include analysis of the new legislation and proper placement in the Code, review of statutory citations, review for any conflicts, inconsistencies, issues or questions identified and brought to the Village's attention, and updating the online version called 'eCode 360'. The Board agreed that the codification would be revisited during the next budget process.

Inter-Municipal Agreement for School Safety Services

A lengthy discussion was held regarding a proposed inter-municipal agreement between the Village Police Department and the Tuxedo Union Free District to provide police officer presence in the schools.

Public Comments

Topics included: Compliment on the maintenance of Village public areas, and the need for property owners to address their trees that are leaning into the roads,

Approve Minutes

A motion was made by Trustee Coen, seconded by Deputy Mayor McHugh that the minutes of the July 18, 2018 Board of Trustees Reorganization Meeting minutes 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 Coen, seconded by Deputy Mayor McHugh that the minutes of the July 18, 2018 Board of Trustees Regular Monthly Meeting minutes be approved.

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 \$426,516.46 in the General Fund, claim numbers 8-1 to 8-85, \$127,557.11 in the Water Fund, claim numbers W8-1 to W8-15, \$102,014.59 in Capital Projects, claim number CP8-1 to CP8-9, and \$16,691.30 in Professional Fees, claim numbers PF8-1 to PF8-13 be approved and ordered paid.

Adjourn to Executive Session

A motion was made by Mayor McFadden, seconded by Deputy Mayor McHugh that the Board adjourn to executive session at 9:03 p.m. for the purpose of a discussing pending litigation, specific employee issues, and public safety, and that the Chief be invited to attend executive session.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Adjourn Executive Session and Re-open Regular Session

A motion was made by Mayor McFadden, seconded by Deputy Mayor McHugh that the Board exit executive session and re-open regular session at 11:57 p.m.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Approve Stipulation of Withdrawal

A motion was made by Trustee Gluck, seconded by Deputy Mayor McHugh that the Board authorize Counsel Feerick Lynch MacCartney & Nugent to enter into a Stipulation of Withdrawal settling Case No. 4262 of 2018 in the Orange County Supreme Court.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Approve Solitude Lake Management Contract

A motion was made by Trustee Gluck, seconded by Deputy Mayor McHugh that the Board authorize the Mayor to enter into the contract with Solitude Lake Management providing for aquatic plant mapping of Tuxedo Lake and shoreline phragmites mapping of all three lakes for an amount of \$4,050 for the aquatic plant mapping of Tuxedo Lake and \$1,875 for shoreline phragmites mapping of the three lakes and also to enter into a contract containing similar terms for aquatic plant mapping of Pond #3 at a price to be determined for Pond #3 on similar terms and conditions to the plant mapping for Tuxedo Lake.

Vote of the Board: 5 ayes, 0 nays

The motion was passed by a 5-0 vote.

Adjournment

A motion was made by Trustee Gluck, seconded by Trustee Coen that the meeting be adjourned at 11:50 p.m. The vote was 5-0 in favor.

Respectfully submitted,

Deborah A. Matthews
Village Clerk-Treasurer