

The Regular Bi-Monthly Meeting of the Town Board of the Town of Tuxedo held on Tuesday, March 27, 2007 at the Tuxedo Ridge Ski Center, 592 Route 17A, Tuxedo, New York, was called to order by Supervisor Peter M. Dolan at 7:37 p.m.

Town Board Members Present:	Mr. Peter M. Dolan	Supervisor
	Mr. Daniel Castricone	Councilperson
	Mr. Andrew L. Siegel	Councilperson
	Ms. Lisa Spivak	Councilperson
	Ms. Francine Rauch	Councilperson

Town Board Members Absent: None

Other Town Officials Present: Donald G. Nichol, Esq.; Town Counsel; Mr. Daniel J. Carlin, Police Chief; Mr. Joseph P. Tripoli, Highway Superintendent; Mr. Edward Pfizenmaier, Deputy Highway Superintendent; and Mrs. Elaine M. Laurent, Town Clerk.

The meeting was opened by a pledge of allegiance to the flag.

### MINUTES

**RESOLVED**, motion made by Supervisor Dolan, seconded by Councilperson Rauch, to accept the Town Board Minutes of the Special Meeting and the Regular Bi-Monthly Meeting held on March 12, 2007, as submitted.

**Adopted:** AYES: [ 4 ]      NAYS: [ 0 ]      ABSTAIN: [ 1-Councilperson Spivak ]

### MONTHLY REPORTS

Supervisor Dolan acknowledged that the Monthly Report for February, 2007 from the Supervisor has been prepared and filed with the Town Clerk.

### PUBLIC COMMENTS ON AGENDA ITEMS

Supervisor Dolan asked for public comments on agenda items.

Concerning Agenda Item #1, Mr. Erik Nimke expressed his appreciation, on behalf of all veterans, for taking the action he recommended to request clarification of the Veterans' Tax Exemption law.

At the invitation of the Town Board, Mr. Chris Branson, Operations Manager, and Mr. Jeff Mahran, General Manager, of the Tuxedo Ridge Ski Center, addressed the meeting concerning their successful 2006/2007 season, the opening of the restaurant year-round, and their plans to bring four-season events to the center. They are currently exploring opening a paintball playing field to utilize the ski slopes during the off-season. An earlier proposal to operate an all-terrain vehicle riding track in the parking lots across from the ski center has been dropped in response to objections from residents. The grand opening of the full-service, fine-dining restaurant, called *The Lodge*, will take place on Saturday, April 28, 2007. The restaurant will be open all year until 9:00 p.m. Sunday through Thursday and 10:00 p.m. Friday through Saturday, and is available for private and business functions up to 175 persons. More information is available at their website, [www.skituxedoridge.com](http://www.skituxedoridge.com).

Supervisor Dolan asked for any further public comments on agenda items. There were none.

### AGENDA ITEMS:

#### 1. Supervisor's Update

- Ambulance Corps - 50<sup>th</sup> Anniversary

Councilperson Spivak advised that the Ambulance Corps 50<sup>th</sup> Anniversary Party will be held at the Tuxedo Ridge Ski Center on May 19, 2007 and will include food, music, raffles and a silent auction.

MINUTES

MONTHLY  
REPORTS

PUBLIC COMMENTS  
ON AGENDA ITEMS

AGENDA ITEMS

Supervisor's Update

*Ambulance Corps -  
50<sup>th</sup> Anniversary*

**AGENDA ITEMS (Continued):**

**1. Supervisor's Update (Continued)**

• **Recognition of Town Resident, Mary Yrizarry**

Supervisor Dolan advised that Ms. Mary Yrizarry will be honored at the Orange County Land Trust Benefit Dinner to be held on Friday, June 8, 2007 at the Inn at Central Valley.

**2. Resolution to County Legislature Recommending Review of NYS Veterans' Tax Exemption Law**

**RESOLVED**, motion made by Supervisor Dolan, seconded by Councilperson Castricone, that the Town Board of the Town of Tuxedo, having adopted Local Law #2 of 2007, entitled "Veterans' Tax Exemptions," as attached, the Town Board of the Town of Tuxedo urgently recommends that the Legislature of the County of Orange, New York, direct a review of Section 458-a, "Veterans Exemption," of the New York State Real Property Tax Law, and its application by Orange County, as now deserving its reconsideration and amplification. Given the disparate understanding and application of this deserved veterans' benefit, encouragement and aid in this regard should be provided by the County to its municipalities.

**Adopted:** AYES: [ 5 ] NAYS: [ 0 ] ABSENTEES: [ 0 ]

**3. Resolution to Extend Development Moratorium through July 10, 2007**

Supervisor Dolan offered the following resolution and moved its adoption; Councilperson Rauch seconded its adoption.

**WHEREAS**, the Town Board of the Town Tuxedo duly adopted Local Law #8 of 2006, entitled "Development Approval Moratorium," on July 10, 2006; and

**WHEREAS**, the Town Board is diligently endeavoring to complete a comprehensive set of planning and zoning regulations for development in the Town of Tuxedo during the period of the moratorium established pursuant to such local law; and

**WHEREAS**, such local law provides that the moratorium may be extended by three (3) additional periods of up to three (3) months each by resolution of the Town Board upon a finding of the necessity for such extension; and

**WHEREAS**, the Town Board finds it necessary to extend such moratorium to accommodate the finalization of the aforementioned planning and zoning regulations.

**NOW, THEREFORE, BE IT RESOLVED** that, pursuant to Section 3(b) of Local Law #8 of 2006, "Development Approval Moratorium," the Town Board hereby exercises Extension Period #1 for a period of three months, ending on July 10, 2007.

**Adopted:** AYES: [ 5 ] NAYS: [ 0 ] ABSENTEES: [ 0 ]

**4. Tabled Resolution Granting Special Sign Permit for Farmers' Market Sandwich Boards**

This item was tabled at the request of the applicant, the Tuxedo Farmers' Market Corporation, until a future meeting.

**5. Resolution Authorizing Surplus and Sale of Highway Dump Trucks**

**RESOLVED**, motion made by Supervisor Dolan, seconded by Councilperson Spivak, that the Town Board hereby declares the below-listed Highway vehicles as surplus and authorizes the Town Clerk to

**AGENDA ITEMS  
(Continued)**

**Supervisor's Update  
(Continued)**

**Recognition of  
Town Resident,  
Mary Yrizarry**

**Resolution  
to County Legislature  
Recommending  
Review of NYS  
Veterans' Tax  
Exemption Law**

**Resolution  
Extending  
Development  
Moratorium through  
July 10, 2007**

**Tabled Resolution  
Granting Special Sign  
Permit for Farmers'  
Market Sandwich  
Boards**

**Resolution  
Authorizing Surplus  
and Sale of Highway  
Dump Trucks**

**AGENDA ITEMS (Continued):**

**5. Resolution Authorizing Surplus and Sale of Highway Dump Trucks (Continued)**

advertise for their sale, with bid opening to be held at 1:00 p.m. on Thursday, May 3, 2007 at the Town Clerk's office.

1982 Chevrolet C30 Mason Dump Truck with Landscape Body	VIN 1GBHC34M90V123914
1983 GMC K30 Mason Dump Truck	VIN 1GDHK34M1DV503150
1997 Ford F-350 Utility Pickup 4x4 with Plow	VIN 3FTHF36FXVMA23689

**Adopted:** AYES: [ 5 ] NAYS: [ 0 ] ABSENTEES: [ 0 ]

**OTHER BUSINESS:**

**Resolution Commending Tuxedo High School Drama Club**

**RESOLVED**, motion made by Councilperson Castricone, seconded by Supervisor Dolan, that the Town Board of the Town of Tuxedo hereby commends the Tuxedo High School Drama Club for its superb production of the musical, *On Broadway*; and

**BE IT FURTHER RESOLVED**, that a letter of commendation from the Town Board be prepared and sent to the Drama Club congratulating them on the magnificent achievement.

**Adopted:** AYES: [ 5 ] NAYS: [ 0 ] ABSENTEES: [ 0 ]

There were no further items of Other Business to come before the Board.

**PUBLIC COMMENTS:**

Supervisor Dolan asked for comments from the public.

Discussion was held with the public regarding high school enrollment, Tichy field improvements, mulch recycling, Tuxedo Little League, and the status of the opening of the business enterprise at the former Duck Cedar Inn property.

Supervisor Dolan asked for any further comments from the public. There were none.

**BUDGET MODIFICATIONS**

There were no budget modifications.

**VOUCHERS**

**RESOLVED**, motion made by Supervisor Dolan, seconded by Councilperson Spivak, that the following vouchers, having been audited by the Town Board, are hereby approved for payment:

Claim numbers 398 through 475  
General Fund Claim totaling \$52,686.66  
Part-Town Fund Claim totaling \$76,041.31  
Highway Town Wide Claim totaling \$31,375.34  
Highway Part-Town Claim totaling \$5,330.00  
Tuxedo Refuse District Claim totaling \$27,612.00  
Hamlet Sewer District Claim totaling \$2,914.00  
Total abstract amount: \$195,960.29

**Adopted:** AYES: [ 5 ] NAYS: [ 0 ] ABSENTEES: [ 0 ]

**AGENDA ITEMS  
(Continued)**

**Resolution  
Authorizing Surplus  
and Sale of Highway  
Dump Trucks  
(Continued)**

**OTHER BUSINESS**

**Resolution  
Commending  
Tuxedo High School  
Drama Club**

**PUBLIC COMMENTS**

**BUDGET  
MODIFICATIONS**

**VOUCHERS**

**VOUCHERS (Continued)**

Authorization for Payment was thereafter signed by Councilperson Spivak, Councilperson Rauch, Councilperson Siegel and Supervisor Dolan.

**ADJOURNMENT**

**RESOLVED**, motion made by Supervisor Dolan, seconded by Councilperson Castricone, to adjourn the meeting at 8:44 p.m.

**Adopted:** AYES: [ 5 ]      NAYS: [ 0 ]      ABSENTEES: [ 0 ]

Meeting adjourned.

Respectfully submitted,

Elaine M. Laurent  
Town Clerk

**VOUCHERS  
(Continued)**

**ADJOURNMENT**