

The Regular Bi-Monthly Meeting of the Town Board of the Town of Tuxedo held on Monday, May 26, 2009 at the Tuxedo Town Hall, One Temple Drive, Tuxedo, New York, was called to order by Supervisor Peter M. Dolan at 7:30 p.m.

Town Board Members Present:	Mr. Peter M. Dolan	Supervisor
	Mr. Daniel Castricone	Councilperson
	Ms. Lisa Spivak	Councilperson
Town Board Members Absent:	Mr. Thomas Darling	Councilperson
	Mr. Gary Phelps	Councilperson

Other Town Officials Present: Larry Wolinsky, Esq., Town Counsel; Ms. Bonnie Franson, Town Planner; Mr. Jeff Marsden, Town Engineer; Mr. Daniel J. Carlin, Police Chief; Mr. Edward Pfizenmaier, Acting Superintendent of Highways; Mr. David Maikisch, Building Inspector; Ms. Susan Goodfellow, Planning Board Member; Ms. Dale Mottola, Architectural Review Board Member; and Mrs. Elaine M. Laurent, Town Clerk.

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

The Board held a Workshop Session from 6:10 p.m. to 7:20 p.m. to discuss Tuxedo Reserve Application for Amendment #3 to Special Permit and a Public Hearing from 7:33 p.m. to 7:42 p.m. to receive comments on Introductory Local Law #4 of 2009 entitled, "Flood Damage Prevention," separate minutes of which meetings have been prepared.

### MINUTES

No minutes were reviewed.

### MONTHLY REPORTS

Supervisor Dolan acknowledged that, all Monthly Reports for April, 2009 having been received at the May 11, 2009, meeting, no reports were submitted at this meeting.

### PUBLIC COMMENTS ON AGENDA ITEMS

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

### AGENDA ITEMS:

#### 1. Town Supervisor/Town Board Update

- Memorial Day Parade/Train Station Grand Opening/Library Picnic

Supervisor Dolan reported that the events held on Memorial Day, May 25, 2009, were magnificent and a source of pride to him and all who participated.

#### 2. Resolution Adopting Local Law Entitled, "Flood Damage Prevention"

Supervisor Dolan offered the following resolutions and moved their adoption; Councilperson Spivak seconded their adoption.

**WHEREAS**, Introductory Local Law #4 of 2009 entitled, "Flood Damage Prevention," was introduced before the Town Board of the Town of Tuxedo on May 11, 2009 and, upon notice duly published and posted, a public hearing was held on May 26, 2009, before the Town Board; and

**WHEREAS**, public discussion was heard at such hearing concerning the merits and environmental significance of said introductory local law;

MINUTES

MONTHLY  
REPORTS

PUBLIC COMMENTS ON  
AGENDA ITEMS

AGENDA ITEMS:

Town Supervisor/  
Town Board Update

*Memorial Day Parade/  
Train Station Grand  
Opening/Library Picnic*

Resolution  
Adopting Local Law  
Entitled, "Flood  
Damage Prevention"

**WORKSHOP SESSION  
PUBLIC HEARING AND  
REGULAR BI-MONTHLY MEETING  
TOWN OF TUXEDO TOWN BOARD  
MAY 26, 2009**

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**AGENDA ITEMS (Continued):**

**2. Resolution Adopting Local Law Entitled, "Flood Damage Prevention" (Continued)**

**NOW, THEREFORE, BE IT RESOLVED**, that the adoption of Introductory Local Law #4 of 2009 is hereby determined not to have a significant effect on the environment; and be it

**FURTHER RESOLVED**, that Introductory Local Law #4 of 2009 of the Town of Tuxedo be and hereby is adopted as Local Law #4 of 2009 of the Town of Tuxedo on May 26, 2009.

**Adopted:** AYES: [ 3 ] NAYS: [ 0 ] ABSENT: [ 2 ]

**3. Resolution Approving Towing License Application of RP Towing & Recovery Inc.**

**RESOLVED**, motion made by Supervisor Dolan, seconded by Councilperson Castricone, that the Application for Towing License submitted by RP Towing & Recovery Inc., 1027 Route 17, Southfields, New York, having received approval of the Police Chief pursuant to an investigation conducted by Police Sergeant John Norton, is hereby approved through December 31, 2009.

**Adopted:** AYES: [ 3 ] NAYS: [ 0 ] ABSENT: [ 2 ]

**4. Notification of Indian Point Siren System Test**

Supervisor Dolan notified the public that a full-volume test of the Indian Point Sire System will be conducted on Wednesday, June 3, 2009 at approximately 10:30 a.m.

**OTHER BUSINESS:**

**Resolution Appointing Part-Time Police Dispatcher**

**RESOLVED**, motion made by Supervisor Dolan, seconded by Councilperson Spivak, that the Town Board hereby appoints Jessica Georgio as a Part-Time Police Dispatcher effective May 27, 2009 at a salary rate of \$10.00 per hour during training, to be increased to \$12.00 per hour upon successful completion of training.

**Adopted:** AYES: [ 3 ] NAYS: [ 0 ] ABSENT: [ 2 ]

**Resolution Approving Payment to Former Police Officer**

**RESOLVED**, motion made by Supervisor Dolan, seconded by Councilperson Spivak, that, having been made aware that the payment of \$2,310.14 made to Town of Tuxedo Police Officer Brandon King upon his voluntary separation from the Town's employ was miscalculated, the Town Board hereby authorizes the additional payment of \$633.18, for a total adjusted payment of \$2,943.32.

**Adopted:** AYES: [ 3 ] NAYS: [ 0 ] ABSENT: [ 2 ]

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

**PUBLIC COMMENTS:**

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

**BUDGET MODIFICATIONS:**

There were no budget modifications.

**AGENDA ITEMS:  
(Continued)**

**Resolution  
Adopting Local Law  
Entitled, "Flood  
Damage Prevention"  
(Continued)**

**Resolution  
Approving Towing  
License Application of  
RP Towing &  
Recovery Inc.**

**Notification of  
Indian Point Siren  
System Test**

**OTHER BUSINESS:**

**Resolution  
Appointing Part-Time  
Police Dispatcher**

**Resolution  
Approving Payment  
to Former Police  
Officer**

**PUBLIC  
COMMENTS:**

**BUDGET  
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MAY 26, 2009**

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**VOUCHERS**

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**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 697 through 765

General Fund Claim totaling \$94,130.43  
Part-Town Fund Claim totaling \$7,961.34  
Highway Town Wide Claim totaling \$7,963.19  
Highway Part-Town Claim totaling \$279.60  
Tuxedo Refuse District Claim totaling \$766.00  
Hamlet Sewer District Claim totaling \$3,338.91  
Total abstract amount: \$114,439.47

**Adopted:** AYES: [ 3 ]      NAYS: [ 0 ]      ABSENT: [ 2 ]

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

**ADJOURNMENT**

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**RESOLVED**, motion made by Supervisor Dolan, seconded by Councilperson Spivak, to adjourn the meeting at 8:50 p.m.

**Adopted:** AYES: [ 3 ]      NAYS: [ 0 ]      ABSENT: [ 2 ]

Meeting adjourned.

Respectfully submitted,

Elaine M. Laurent  
Town Clerk