

**January 11, 2010
Special Informational Meeting
and Regular Bi-Monthly Meeting
Town of Tuxedo Town Board
Page 1 of 3**

Notice of Special Public Informational Meeting and change in location of the Regular Bi-Monthly Meeting having been published and posted, the Special Public Informational Meeting/Regular Bi-Monthly Meeting of the Town Board of the Town of Tuxedo held on Wednesday, January 11, 2010 at the Tuxedo High School Auditorium, One Tornado Drive, Tuxedo, New York, was called to order by Supervisor Peter M. Dolan at 6:40 p.m.

Town Board Members Present:	Mr. Peter M. Dolan	Supervisor
	Mr. Thomas Darling	Councilmember
	Mr. Clifford Loncar	Councilmember
	Mr. Gary Phelps	Councilmember
	Ms. Lisa Spivak	Councilmember

Town Board Members Absent: None

Other Town Officials Present: Donald G. Nichol, Esq., Town Counsel; Ms. Bonnie Franson, Town Planner; Mr. Jeffrey Marsden, Town Engineer; Police Sergeant John Norton, Officer in Charge; Police Patrolman Michael Eichengreen; Mr. Edward Pfizenmaier, Superintendent of Highways; Ms. Susan Goodfellow, Planning Board Member; Messrs. Frank Peverly and Andrew Rogers, Zoning Board of Appeals Chairman and Member, respectively; Mr. David Maikisch, Building Inspector; and Mrs. Elaine M. Laurent, Town Clerk.

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

SPECIAL PUBLIC INFORMATION MEETING - TUXEDO RESERVE “SMART CODE”

A special public informational meeting, separate minutes for which have been prepared, was held for the purpose of a presentation by Andrew Dance of The Related Companies regarding the “Smart Code” proposed for the Tuxedo Reserve Development.

INTRODUCTION OF COUNCILMEMBER CLIFFORD LONCAR

Supervisor Dolan introduced newly-elected Councilmember Clifford Loncar, noting that he brings with him to his new post the knowledge and expertise he has gained as a member of the Tuxedo Zoning Board of Appeals.

MINUTES

RESOLVED, motion made by Supervisor, seconded by Councilmember Phelps, to accept the Town Board Minutes of the Regular Bi-Monthly Meeting held on December 31, 2009, and the Special Emergency Meeting held on January 6, 2010, as submitted.

Adopted: AYES: [3] NAYS: [0] ABSTAIN: [2-Councilmembers Loncar and Spivak]

MONTHLY REPORTS

Supervisor Dolan acknowledged receipt of the Monthly Reports for December, 2009 from the Building Department, the Justice Court (2), the Police Department and the Town Clerk.

PUBLIC COMMENTS ON AGENDA ITEMS

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

**SPECIAL PUBLIC
INFORMATION
MEETING -
TUXEDO RESERVE
“SMART CODE”**

**INTRODUCTION OF
COUNCILMEMBER
CLIFFORD LONCAR**

MINUTES

**MONTHLY
REPORTS**

**PUBLIC COMMENTS
ON AGENDA ITEMS**

SPECIAL INFORMATIONAL MEETING
AND REGULAR BI-MONTHLY MEETING
TUXEDO TOWN BOARD
JANUARY 11, 2010

PAGE 2 OF 3

AGENDA ITEMS:

1. Town Supervisor/Town Board Update

• **Negotiation of Highway Collective Bargaining Agreement**

Supervisor Dolan advised that Councilmembers Thomas Darling and Gary Phelps have begun negotiations for a successor collective bargaining agreement which expires on March 31, 2010.

• **DEC Inquiry Regarding Sewage Treatment Plant**

Supervisor Dolan advised that, due to a fraudulent claim by an unknown individual that the sewer plant had been abandoned, he, Highway Superintendent Ed Pfizenmaier and Town Engineer Jeff Marsden were required to meet in White Plains with the Regional Director and other officials of the New York State Department of Environmental Conservation recently. The unfounded report was refuted and the inquiry rescinded. However, the cost to the Town in attending this irrelevant meeting amounted to \$1,200 in unnecessary expenses.

• **Changes in Carriers for Workers' Compensation Insurance and Health Benefits**

Supervisor Dolan advised that the Town has withdrawn from the NYS Municipal Workers' Compensation Alliance and has instead accepted coverage with NYS Public Entities Safety Group for its workers' compensation insurance, at a savings of \$44,000.00. Supervisor Dolan is seeking similar savings with health insurance carriers.

1. Resolution Scheduling 2010 Town Board Regular Bi-Monthly Meetings

RESOLVED, motion made by Supervisor Dolan, seconded by Councilmember Spivak, that the 2010 Regular Bi-Monthly Town Board Meetings be held on the second and fourth Mondays of each month at 7:30 p.m. at the Town Hall and, when circumstances deem it desirable, be held at other locations in other parts of the Town; and be it

FURTHER RESOLVED, that, should a meeting date fall on an observed holiday, the meeting will be held on the Tuesday of that week.

Adopted: AYES: [5] NAYS: [0] ABSENT: [0]

2. Tabled Resolution to Grant Special Sign Permit for Promenade at Tuxedo Place

Due to the lack of the submission of a completed application, this item was tabled until a future meeting

OTHER BUSINESS:

Cell Tower Development

Councilmember Darling advised that he has resumed contact with JNS Towers, LLC of Central Valley, NY, designed to assist with the development of a cellular communication tower on Contractors Road.

VOUCHERS

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

Claim numbers 1,745 through 1,781
General Fund Claim totaling \$40,494.66
Part-Town Fund Claim totaling \$9,854.10

AGENDA ITEMS:

**Town Supervisor/
Town Board Update**

*Negotiation of
Highway Collective
Bargaining
Agreement*

*DEC Inquiry
Regarding Sewage
Treatment Plant*

*Changes in Carriers
for Workers'
Compensation
Insurance and Health
Benefits*

**Resolution
Scheduling 2010
Town Board Regular
Bi-Monthly Meetings**

*Tabled Resolution to
Grant Sign Permit for
Promenade at Tuxedo
Place*

OTHER BUSINESS:

**Cell Tower
Development**

VOUCHERS

**SPECIAL INFORMATIONAL MEETING
AND REGULAR BI-MONTHLY MEETING
JANUARY 11, 2010**

PAGE 3 OF 3

VOUCHERS (Continued)

Highway Part-Town Claim totaling \$135.66
Highway Town Wide Claim totaling \$17,875.83
Tuxedo Refuse District Claim totaling \$0-
Hamlet Sewer District Claim totaling \$5,879.90
Total abstract amount: \$72,240.15

Adopted: AYES: [5] NAYS: [0] ABSENT: [0]

Authorization for Payment was thereafter signed by Supervisor Dolan, Councilmember Darling, Councilmember Spivak, Councilmember Loncar and Councilmember Phelps.

ADJOURNMENT

RESOLVED, motion made by Supervisor Dolan, seconded by Councilmember Phelps, to adjourn the meeting at 10:01 p.m.

Adopted: AYES: [5] NAYS: [0] ABSENT: [0]

Meeting adjourned.

Respectfully submitted,

Elaine M. Laurent
Town Clerk

**VOUCHERS
(Continued)**

ADJOURNMENT