

**Regular Town Board Meeting
Town of Tuxedo
Via WebEx
July 11, 2022**

Supervisor English called to order the Town Board Meeting of July 11, 2022 at 7:04pm

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

Town Board Members Present:	Mr. Kenneth English	Supervisor
	Mrs. Michele Lindsay	Deputy Supervisor
	Ms. Maria May	Councilmember
	Mr. Jay Reichgott	Councilmember
	Ms. Deirdre Murphy	Councilmember

Town Board Member Absent: None

Recording Secretary: Marisa Dollbaum Town Clerk

Other Town Officials Present:

Mr. Howard Protter, Town Attorney; Mr. Robert Dollbaum, Highway Superintendent; Mr. Frank Peverly, Zoning Board Chairman;

Presentation

John Berg, Jeff Feith, and Gary Fogelman from Good Energy gave a brief overview of their Community Choice Aggregation Program. They submitted a bid in response to the Town's RFP for a Community Choice Aggregation Administrator. A copy of their presentation is attached.

Public Comments on Agenda Items

Resident Daria Bekersky asked if the budget increase for the library could not be approved. Supervisor English answered that the budget increase is a question on the ballot in November and voters have the option to say yes or no.

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Agenda Items:

1. Resolution to approve Tuxedo Police Department Facilities Use Application

RESOLVED, Motion made by Supervisor English, seconded by Deputy Supervisor Lindsay, the Town Board of the Town of Tuxedo hereby approves the permit application submitted by the Tuxedo Police Department to utilize Powerhouse Park on August 13, 2022.

ON ROLL-CALL VOTE;	Supervisor:	Kenneth English	Aye
	Deputy Supervisor:	Michele Lindsay	Aye
	Councilmember:	Maria May	Aye
	Councilmember:	Jay Reichgott	Aye
	Councilmember:	Deirdre Murphy	Aye

2. Resolution Determining the Validity of a Petition for a Proposition to increase the 2023 Budgetary Allocation for the Tuxedo Park Library to be included on the November 2022 Ballot

Whereas Education Law §259(1) authorizes the Town to vote taxes for library purposes; and

Whereas the Town Board is the entity which can vote on such taxes unless the procedures for petition in subsection b(1) are implemented; and

Whereas the Town Board has received and reviewed a petition pursuant to Education Law §259(1)(b)(1), which Petition has been endorsed by the Board of Trustees of the Library; and

Whereas the Petition has been reviewed by Town officials

Now, Therefore, BE IT RESOLVED by the Town Board of the Town of Tuxedo, Orange County, New York, as follows:

1. The Petition is properly executed by qualified voters in excess of the total number of votes required by Education Law 259(1) as amended by L 2021 CH.70, (1) and has been properly endorsed by the Board of Trustees of the Tuxedo Park Library.
2. The Town Clerk is directed to forward an abstract of the proposition annexed hereto to the County Board of Elections so the same may be set forth on the ballot of the next general election of the Town of Tuxedo on November 8, 2022.

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3. The Proposition shall read:
4. **SHALL THE ANNUAL CONTRIBUTION OF THE TOWN OF TUXEDO FOR THE OPERATING BUDGET OF THE TUXEDO PARK LIBRARY BE INCREASED BY SEVENTEEN THOUSAND SEVEN HUNDRED SIXTY-EIGHT DOLLARS (\$17,768) TO THE SUM OF SIX HUNDRED THOUSAND SIX HUNDRED TWO DOLLARS (\$600,602) ANNUALLY**
5. If such proposition is approved by the majority of the voters voting thereon at the general election, the amount so authorized shall be the budgetary appropriation for the next Town Budget adopted subsequent to such election pursuant to § 259(1)(b)(1).
6. The Town Clerk shall publish and post notice of the election at least 10 days prior thereto.
7. The Town Supervisor and Town Clerk are authorized to take all actions necessary and proper to carry out such election under law.

On the motion of Supervisor English, seconded by Councilperson May, the motion was adopted on a vote of 5 ayes, 0 nays, 0 abs.

ON ROLL-CALL VOTE;	Supervisor:	Kenneth English	Aye
	Deputy Supervisor:	Michele Lindsay	Aye
	Councilmember:	Maria May	Aye
	Councilmember:	Jay Reichgott	Aye
	Councilmember:	Deirdre Murphy	Aye

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Discussion Items:

1. Hamlet Revitalization Plan – Burgis Associates, Inc. proposal

Deputy Supervisor Lindsay and Councilmember Murphy suggested using concept drawings to help apply for available grants. Phase one of the study would include the area west of Route 17.

RESOLVED, Motion made by Deputy Supervisor Lindsay, seconded by Councilmember Murphy to hereby approve the phase one of study by Burgis Associates, Inc. for a cost up to \$6,000.00.

ON ROLL-CALL VOTE;	Supervisor:	Kenneth English	Aye
	Deputy Supervisor:	Michele Lindsay	Aye
	Councilmember:	Maria May	Aye
	Councilmember:	Jay Reichgott	Aye
	Councilmember:	Deirdre Murphy	Aye

2. Airbnb/Short Term Rentals

The current Town code includes bed and breakfast type rentals, but not Airbnb or short-term rentals. A Zoning amendment would be required to allow short term rentals. Attorney Protter sent a draft of a short-term rental law for the Town Board to review.

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Supervisor English is in receipt of the following monthly report

- Building Department

TOWN SUPERVISOR/TOWN BOARD UPDATE:

- Supervisor English reported the NYS Division of Budget informed the Town that the remaining 50% of the American Rescue Plan Act funding will be \$152,307. Projects reported to date were the completed water treatment system that has been installed at the Highway Department that removes iron and manganese from the water making it both potable and usable for maintaining equipment. We also reported on the purchase of the Zoom Room equipment for Town Hall which, when installed, will allow the Town to hold meetings that provide fully interactive two-way communication with the public remotely. The A/V installation was stalled by supply chain issues but all equipment has now been received and the vendor is scheduling the setup with Marisa Dollbaum. Additional eligible projects are being considered by the Town Board. The final work for activating the Wastewater Treatment Plant is about to commence on July 11th. An updated timeline and completion plan is expected from Related. The Tichy Field Tennis Court/Basketball Court renovation project is moving forward. Demolition and paving have been completed and new draining has been installed. The court surfacing, line painting, fence installation, nets, backboard, etc. will be completed soon.
- Deputy Supervisor Lindsay has been reviewing the CCA Administrator bid submissions. She will make a recommendation to the Town Board to award a contract to one of the companies at the next meeting.
- Councilmember May said a survey will be sent out to seniors from the Office of Aging to see what services would be helpful to Tuxedo residents.
- Councilmember Reichgott said the Lucky Skate Park Cleanup Event was postponed and will be rescheduled soon. He announced the continuation of remote meetings by the Governor until August 14th.
- Councilmember Murphy said the survey of Long Meadow Rd. to reduce the speed limit is complete. A report from the County will be sent at the end of the month. She would like to reinstate the Parks and Recreation Advisory Board to get volunteers to help with Town events.

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Department Updates:

- Marisa Dollbaum, Town Clerk said the PBA BBQ Fundraiser on 8/13 will raise money to help spruce up the Tuxedo Dog Park. Officer Gundermann reached out to local businesses to participate and The Bark Club, USA Dog Shop and Tuxedo Pet Lodge will donate item to auction off to help raise money. There is another primary election on Tuesday, August 23rd because of the redistricting of Congressional lines. She will post a sample ballot once she receives it from Board of Elections.

- Robert Dollbaum, Highway Superintendent, said the road paving in Laurel Ridge is delayed because O&R will be placing new gas lines. The next roads that will be chipped seal are Benjamin Meadow and Warwick Brook Rd. They are screening material on the dirt pile on Long Meadow Rd.

MINUTES

Minutes will be approved at the meeting on Thursday, July 14th at 5:00pm.

VOUCHERS

Voucher meeting will be scheduled on Thursday, July 14th at 5:00pm.

RESOLVED, Motion made by Supervisor English, seconded by Councilmember Reichgott, that the Town Board of the Town of Tuxedo hereby schedule a Special Town Board meeting to approve vouchers and minutes on Thursday, July 14, 2022 at 5:00pm.

ON ROLL-CALL VOTE;	Supervisor:	Kenneth English	Aye
	Deputy Supervisor:	Michele Lindsay	Aye
	Councilmember:	Maria May	Aye
	Councilmember:	Jay Reichgott	Aye
	Councilmember:	Deirdre Murphy	Aye

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PUBLIC COMMENTS

- Resident Evelyn David suggested the board look at Warwick's code on short-term rentals.

Attorney Client Consultation

Motion made by Supervisor English, seconded by Councilmember May to enter into an attorney/client consultation to discuss possible litigation matters at 8:29pm.

Supervisor English made a motion to return to the public meeting at 9:39pm. No action was taken.

ADJOURNMENT

RESOLVED, Motion made by Supervisor English, seconded by Councilmember May, to adjourn the meeting at 9:39pm.

ON ROLL-CALL VOTE;	Supervisor:	Kenneth English	Aye
	Deputy Supervisor:	Michele Lindsay	Aye
	Councilmember:	Maria May	Aye
	Councilmember:	Jay Reichgott	Aye
	Councilmember:	Deirdre Murphy	Aye

Respectfully submitted,



Marisa Dollbaum
Town Clerk
Town of Tuxedo