CALL TO ORDER TOWN BOARD MEETING TOWN OF TUXEDO January 11, 2021

Call to Order		
	called to order the Town Board Meeting of January 11, 2021 at	_p.m.
Pledge of Alles	giance to the Flag	
Please rise and	join me in reciting the Pledge of Allegiance.	

MONTHLY REPORTS TOWN BOARD MEETING TOWN OF TUXEDO January 11, 2021

Supervisor English is in receipt of monthly reports for the Month of December from:

- $\label{eq:Justice McCathern} \textbf{Justice McCathern}$
- Building Inspector Police Department
- Town Clerk

Justice Information				
Municipal Name	Town of Tuxedo			
Justice ID	3338400			
Justice Number	444			
Justice Name	Alyse McCathern			

Thank you for submitting your monthly Justice Report. You will receive an email with the status of your report. Please print and retain this page for your records as confirmation of your filing.

Submission Log

01/05/2021 12:31:20 PM / Alyse McCathern / Town of Tuxedo / Submitted Document

Report Certification				
Date Filed	01/05/2021			
Report Period	12/2020			
Report Amount	\$28,675.00			
Date Check Sent to CFO	01/05/2021			
AC-1030 Report File	AC201233.444	,		

Monthly Report December 2020 Issues of Importance

David Maikisch- Building Inspector/ Fire Inspector/Code Enforcement Office

Issues of Importance

- 1 The complaints continue about a neighbor's spot lights facing their home and remaining on all night. I informed them that there is no local law addressing the issue but the Town Board is aware of it and may make a new law to address it. This is an issue that I'm hoping can be regulated. The safety of residents or business property would not be affected if lights were required to turn on with motion after 10 or 11 PM. There are residents and businesses that leave very bright lights on all night and it is very annoying to neighbors and residents. If an ordinance was added, it would only be enforced following a complaint. This is an on-going issue.
- 2 The complaints continue about garbage cans being left in the street and how it looks bad. I informed them that there is no local law addressing the issue but the Town Board is aware of it and may make a new law to address it. This is an on-going issue.
- The Building Department still receives permit applications for work that was previously completed without permits. The town loses money on the additional taxes that might have been added and collected with the improvements that were completed in the past without permits. As previously discussed, a fee for an as-built permit should be \$1500-\$2500. This is an on-going issue.
- 4 The fees charged by the Town via the Building Department should be discussed and updated as they are outdated.
- 5 There are several Towns that charge a "Vacant Building Fee) for buldings that remain vacant. Some Towns charge up to \$500 per month.
- The new owner of the Auto Body property in Southfields (C&E) went in front of the TAC but was stopped short of proceeding do to the fact that they need Moratorium Relief from the Town Board. They have applied to do so.
- 7 The owner of the "Tuxedo Auto Body" has passed. I don't know who's in charge but there has been a cleanup going on with a lot junk leaving the property in addition to several vehicles.
- An update on the unregistered vehicles in Southfields: As of 1/4/21; The situation started with a collection of 44 vehicles, there remains 29 on the property with 5 remaining unregistered. The owner plans on removing another 15 from the property which will leave 14 registered vehicles on his property.

Monthly Report December 2020 Number of Transaction and Activities Conducted for: David Maikisch- Building Inspector/ Fire Inspector/Code Enforcement Office

_	
Transactions/Activities	Number
Building Permits	6
Burn Permits	0
Burn Permit Site Inspections	0
Business Permits	0
Certificate of Compliances	3
Certificate of Occupancies	5
Clearing & Grading Inspections	0
Clearing and Grading Permits	0
Complaint Follow-ups	0
Court Appearances	0
Deck Inspection	0
Demolition Inspection	0
Electrical Permits	0
Elevation Certificates Issued	0
Elevator Inspections	0
Fence Location Inspection	0
Final Inspections	0
Fire Inspection Follow ups	0
Fire Safety Inspections	10
Fire Stopping Inspections	0
Footing Inspections	0
Framing Inspections	0
Gas Line Inspection	0
Gas Line Permit	0
Generator Inspections	0
Gravel under Slabs	0
HVAC Inspection	0
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Plan Reviews	5
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Summary of Activities

I performed routine patrols this month, which involved driving to different areas of Town looking for violations set forth in the Tuxedo Code or the New York State Property Maintenance Code.

The violations I looked for included any work being performed without a permit, unsafe or dangerous buildings or homes, illegal or dangerous situations, unregistered vehicles, illegal trailers, illegal boats, or illegal commercial vehicles. I also looked for illegal signs, prohibited signs, the proper maintenance of signs, illegal landscaping and proper property maintenance, including improper disposal of garbage, debris, fill and/or dumping. (During the summer season, I also look for illegal pools and the proper installation of temporary pools).

When I found violations, I wrote and issued compliance orders and I issued Stop Work Orders if I found that the work being conducted required a permit. If the violation was not corrected, I issued an Order to Remedy, which included enforcement penalties. If that was ignored, I pursued the administrative enforcement action. (That includes writing and issuing an Appearance Ticket where I eventually meet the violator in court and explain to the judge what the violation is and what the fines are. The judge then deals with them through fines or whatever else he deems necessary.

I reviewed and investigated any complaints that were received either verbally or in writing this month to the Building department or myself. I inspected the conditions or activities alleged in the complaint and determined whether they were legit violations. If they were, I contacted the appropriate people involved with the violations and provided them with an opportunity to abate or correct the violations. (A personal call or visit usually diffuses the complaint) If ignored, the violation procedure as described above was followed.

I reviewed all building permit applications received this month and the plan specifications and /or the construction documents submitted with the application. They were reviewed to ascertain whether the proposed work was in compliance with the applicable requirements of the New York State Uniform and Energy Code. If they were approved, the permit was issued. If they were denied, the applicant was provided with the reasons for denial. (Before a few of the permits were issued, I visited the worksite to assure the property was flagged in accordance with the approved site plan) I conducted inspections for plan compliance and safety. (Inspections include the following when called for: Footings and foundation, preparation for concrete slab, framing, underground and rough-in building systems, fire-resistant penetrations, solid fuel burning heating appliances, chimneys, energy code compliance, and a final inspection when the authorized work is complete). I issued Certificates of Compliances or Certificates of Occupancies when the final inspections passed. I issued Stop Work Orders when the work was determined to be contrary to the approved plans or the NYS Uniform or Energy Codes. I also issued them if the work was being conducted in a dangerous or unsafe manner.

I administered and enforced the NYS Fire Prevention Code this month by inspecting all the 3 or more family dwellings that were due for an annual inspection for compliance with the NYS Fire and Maintenance Codes. I also inspected all businesses that were due for the annual inspection of compliance with these same codes and issued Business Permits to any new businesses in Town and revoked them for non-compliance with the NYS Fire Prevention Code. (75 Business Permits are in force at this time)

I inspected any buildings and structures that were involved in any fires, explosions accidents or weather related issues. I inspected them for structural damage and deemed them unsafe or fit for occupancy. I approved emergency repairs as needed. I also reviewed any applications for sign permits and took on the duties of the Flood Damage Control Administrator by reviewing applications and granting or denying them in accordance with the Flood Damage Prevention section in the Tuxedo Town Code.

Throughout this month I also kept current with the New York Department of State Bulletins, Fire Inspection Law Bulletins, National Fire Protection Association Journals and updates, pertinent publications including Buildings, Legal Briefings for Building Inspectors and all materials involved with researching current subjects. I also attended Town Board meetings, Technical Advisory Meetings and Planning /Zoning Board meetings as needed. Also, as needed, I consulted with Attorneys, Engineers, Architects, Town Board Members, Planning Board Members, Zoning Board Members, Office Personnel, Police Department Personnel, Business Owners and Residents.

I also attended any required continuing education courses that are needed to maintain the NYS State License and the NYS DEC Erosion and Sediment Control License.



TUXEDO PARK POLICE DEPARTMENT

1 Tuxedo Road – Tuxedo Park, NY 10987 Main: 845-351-4741 Fax: 845-351-4009 E-Mail: police@tuxedopark-ny.gov



December 9, 2020

Arthur Abbott Chief of Police Town of Tuxedo Police Department 1075 Route 17 Tuxedo, NY 10987

Dear Chief Abbott,

I am writing to commend Police Officers Shilo and Hall for their assistance with a Domestic call we had on December 5, 2020. The call was received by this department and was transmitted over the police radio as the suspect possibly being armed with a firearm. Police Officer's Shilo and Hall immediately responded to provide back-up to my officer.

Once on the scene, Officer's Shilo and Hall assisted my officer and controlled the scene. My officer on the scene is a new officer who recently graduated from the Rockland Police Academy and had just completed the Field Training Program. Officer's Shilo and Hall assisted my officer and in essence gave him on the job training as they advised him how to proceed with this call. The suspect was subsequently transported to Nyack Hospital for a Mental Health evaluation and was arrested the next day by our department for criminal charges.

I want to thank you for the mutual aid your department provided and I would like to thank Officer's Shilo and Hall for their professional assistance with this call.

Sincerely,

David Conklin Chief of Police

David Contlor

cc. John Norton, Lieutenant



Monthly Report for December 2020

PO Girard Shiloh and PO William Hall receive a Letter of Commendation from Chief David Conklin of the Village of Tuxedo Park Police Department

- PO Girard Shiloh and PO William Hall assisted Tuxedo Park Police with a mental health issue involving a 27 year old. The subject agreed to go to Nyack Hospital in the ambulance. Shortly after leaving the subject jumped out of the ambulance, stripped naked, again, and ran around Tuxedo Park. After a while, the subject ran up to PO Shiloh and asked for a ride, PO Shiloh complied and secured the subject in the rear of the police vehicle. The subject was transported in the police vehicle to Nyack Hospital with the Ambulance following.
- Lt. John Norton and Det. Stefan Christian investigated an unattended death of a 59 year old resident. Orange County Medical Examiner's Office assisted in the investigation.
- PO Andrew Markunas attempted to stop a vehicle for speeding in the Hamlet. The vehicle sped off
 south on Route 17. Town of Ramapo Police assisted with attempting to stop the vehicle until the vehicle
 traveled into New Jersey. New Jersey Police agencies pursued the vehicle to the area of the Lincoln
 Tunnel. The vehicle was stolen and the person was wanted.
- Sgt. Michael Eichengreen patrol vehicle was struck by a deer on County Route 72. Estimated \$750 worth of damage. Even the police are not immune to car vs deer accidents.
- Lt. John Norton and Det. Stefan Christian responded to a 33 year old drinking, on anxiety and antidepression medication. Officers deescalated the situation.
- Det. Stefan Christian responded to check the welfare on a 75 year old resident. The resident had falling and could not get up; she was transported to Good Samaritan Hospital.
- Det. Stefan Christian and PO Girard Shiloh responded to a 21 mental health incident. The subject caused damage throughout the house and threatened suicide. The subject was transported to Nyack Hospital by Spring Hill Ambulance.
- Sgt. Michael Eichengreen and PO William Hall assisted Ramapo Police with a Domestic Incident in Sloatsburg.
- Det. Stefan Christian and PO William Hall investigated an unattended death of an 85 year old resident. Orange County Medical Examiner's Office assisted in the investigation.
- PO Andrew Markunas assisted Woodbury Police with a vehicle refusing to stop. Both Woodbury and Tuxedo Police terminated the pursuit. The vehicle eventually crashed in Sloatsburg. Ramapo Police arrested the driver for Driving Under the Influence of Drugs.
- PO Girard Shiloh assisted the Village Park Police with a traffic stop.
- Det. Stefan Christian responded to a 34 year old unconscious person. Upon arrival the person was deceased. Town of Warwick, State Police and New York Park Police responded due to question of jurisdictions. New York State Police took the case.

$\underline{\hbox{*Vehicle Information}-Monthly total}$

Vehicle #	Monthly Mileage	Total Mileage
970	N/A	N/A
962	913	143753
963	2182	105714
964	924	176884
965	523	2774
966	1724	5562
967	952	101437
968	1448	92250
969	1475	92825

Monthly Statistics

See attached report

Respectfully submitted,

Arthur P. Abbott Chief of Police Printed: 01/09/2021

DEPARTMENTAL ACTIVITY REPORT

Activity From 12/01/2020 Thru 12/31/2020

Serial			ARF	ESI	· s			с і	A S E	s	-	- CI	MOITAT	s -	EMRG	FLD	TRAF	AID	VEH	-BLOT	TER-
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0005	BONKOSKI, KEVIN	o	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	15	:
0125	EIRAND, BRENDAN	0	0	0	0	0	0	0	0	0	0	٥	0	0	0	0	0	0	0	5	,
0127	MARKUNAS, ANDREW	0	0	0	0	0	1	0	0	1	0	0	38	0	0	0	1	0	0	27	(
0143	WEEKS, CLIFFORD	0	0	0	0	0	0	0	0	0	0	a	ō	0	a	ō	0	0	ō	9	
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9740	EICHENGREEN, MICHAEL	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	15	
9741	HALL, WILLIAM	0	0	0	0	0	0	0	1	1	0	0	0	0	0	0	1	0	0	39	ŧ
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\$50.00

Account#	Account Description	Fee Description	Qty	Local Share
A 1255	Marriage Licenses	MARRIAGE LICENSE FEE	2	35.00
			Sub-Total:	\$35.00
A 1603	Vital Statistic Fees	Vital Trans - Town	66	660.00
			Sub-Total:	\$660.00
A2544	Dog Licensing	Female, Spayed	2	18.00
		Male, Unneutered	1	17.00
			Sub-Total:	\$35.00
		Total Local S	hares Remitted:	\$730.00

Total State, County & Local Revenues:

NYS Ag. & Mkts. for Surcharge

State Health Dept. for Marriage Licenses

Amount paid to:

Amount paid to:

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Marisa Dollbaum, Town Clerk, Town of Tuxedo, during the period stated above, in connection with my office, excepting only such fees and monies the application of which are otherwise provided for by law.

Total Non-Local Revenues:

\$780.00

Supervisor	Date	Town Clerk	Date

MINUTES TOWN BOARD MEETING TOWN OF TUXEDO January 11, 2021

Resolution Accepting Min	<u>utes</u>		
Motion made by		to accept the Minutes of the Regular Bi-Monthly Town Bo	ard
ON ROLL-CALL VOTE:	Councilmemb Councilmemb	er Jay Reichgott risor Michelle Lindsay	

The Regular Town Board Meeting of the Town of Tuxedo was held on Monday, December 28th, via WebEx, and called to order by Supervisor English at 7:02 pm.

A recording of the meeting will be available on the Tuxedo YouTube site.

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

Town Board Members Present:

Mr. David McMillen Ms. Maria May Mr. Jay Reichgott Mrs. Michele Lindsay

Mr. Kenneth English

Councilmember

Councilmember Councilmember Deputy Supervisor

Supervisor

Town Board Members Absent:

None

Recording Secretary: Marisa Dollbaum

Town Clerk

Other Town Officials Present:

Mr. Howard Protter, Esq.; Mr. Brian Sullivan, Bookkeeper; Mr. Robert Dollbaum, Highway Superintendent; Mr. Frank Peverly, Zoning Board Chairman; Sean Hoffman, Town Engineer

MINUTES:

RESOLVED, motion made by Supervisor English, seconded by Councilmember McMillen to accept the minutes of the Regular Town Board Meeting held on December 14th.

ON ROLL-CALL VOTE;

Councilmember:

Maria May

Aye

Councilmember: Deputy Supervisor: Jay Reichgott Michele Lindsay Kenneth English Aye Aye

Supervisor: Councilmember:

David McMillen

Aye Aye

VOUCHERS:

A voucher only meeting is scheduled for Thursday, December 31st at 9:30am.

TOWN SUPERVISOR UPDATE

• Kenneth English stated the masonry repairs have been completed at the sewer plant, including the installation of cyclone fencing and guard rails. He reported that the Tuxedo Farms LDC sent correspondence to Andrew Dance to help with the completion and activation of the new sewer plant. Supervisor English mentioned that there is an executive order from Gov. Cuomo called the Police Reform and Reinvention Collaborative, which he hopes will bring together a diverse group to talk about how the community responds to policing and public safety concerns. He will be working with the Town Board and inviting residents to participate.

TOWN BOARD UPDATES

- Michele Lindsay, Deputy Town Supervisor, stated the DEC announced the Green Innovation Grant Program. This program is to help improve water quality and flood mitigation. There is a webinar on January 13th that she will attend and said February 12th is the deadline for grant applications.
- Maria May, Councilmember, said she has received comments and suggestions for the new Town website. She mentioned that the Town will continue to bring transparency by posting information on the website.
- Jay Reichgott, Councilmember, will follow up with Verizon regarding an upgrade to cell service on the Route 17 corridor.
- David McMillen, Councilmember, recognized his colleagues, Town Hall employees and First Responders for their hard work throughout COVID.

MONTHLY REPORTS:

Supervisor English acknowledges he is in receipt of monthly reports for the month of November:

Justice Department

DEPARTMENT UPDATES

• Marisa Dollbaum, Town Clerk, stated the Town is now reinstated with the DEC to be able to provide hunting and fishing licenses to residents. She gave a reminder that the 2021 Town/County tax bills were mailed on December 28th. She encouraged residents to utilize the secure drop box or mail to reduce foot traffic in Town Hall.

DISCUSSION ITEMS:

1. Long Meadow Road cleanup

The Town of Tuxedo has been under a consent order at the Long Meadow property from the DEC since 2011 according to Sean Hoffman, Town Engineer. The Town has been working to clean up the site and has made progress on the compliance milestones that were given by the DEC. The Town received an estimate for cleanup from HydroEnvironmental Solutions, Inc. after a site visit was conducted at the property on December 9, 2020. The Highway Department has worked to separate contents of the dirt pile and the material has to be characterized before it is moved. The proposal has two phases and the Board discussed getting additional quotes from other companies and to also get a more accurate volume of the dirt pile.

2. Town Reorganization

Supervisor English stated the Board is working on the Town Reorganization for the upcoming January meeting. The goals for the reorganization are to align the Town with civil service classifications. Michael Richardson, Labor Consultant, gave a presentation on Town positions.

Public Comments on Agenda Items:

• Resident Evelyn David commented that the LED streetlights are very bright.

AGENDA ITEMS:

1. LED Streetlight Conversion Program

Discussion: The Board discussed different light colors and lumens. It was determined by Orange and Rockland that the Town is eligible for six free lights to be converted to LED. The price per light has increased from last year so the Board agreed to convert the remaining fifty six lights at \$355.00 per light.

RESOLVED, Motion made by Supervisor English seconded by Councilmember May, to approve the O&R LED street light conversion for up to 56 lights at \$355.00 per light for a total of \$19,880.00.

ON ROLL-CALL VOTE:	Councilmember David McMillen	Aye
	Councilmember Maria May	Aye
	Councilmember Jay Reichgott	Aye
	Deputy Supervisor Michelle Lindsay	Aye
	Supervisor Kenneth English	Aye

Supervisor English made a motion to enter an Executive Session, with a second from Councilmember May, for an Attorney Client meeting regarding a matter under litigation and ongoing lease negotiations for Town property.

2. Petition of Relief from Moratorium Local Law - Mr. Spiegel & Sons Oil Corp.

Discussion:

Supervisor English stated that this resolution is to allow the project to go before the Planning Board and that the Town Board is not approving the proposed project.

Motion made by Deputy Supervisor Lindsay, seconded by Councilmember McMillen to grant to M. Spiegel & Son Oil Corp, d/b/a SOS Fuels, a non-transferable exception to the present land use moratorium imposed by Local Law 3 of 2020, allowing it to proceed before the Planning Board with its present proposed plan for a commercial improvement of the Tuxedo Gulf Gas Station located at 191 NY-17, Tuxedo, New York. This Local Law 3 Section 3(A)(3) exception is based upon a determination that the plan as proposed is consistent with the Town's Comprehensive Plan and zoning requirements. This exception, to remain consistent with the Town's Comprehensive Plan and zoning requirements, is specifically contingent upon (i) the architecture of the plan being complementary to the historical buildings in the Hamlet Business Zoning District, (ii) site plan conditions mitigating the impacts of lighting and gasoline odors to neighboring residential properties, and (iii) addressing the increased traffic and vehicle circulation on the site that will necessarily accompany an expanded utilization of the site as proposed.

ON ROLL-CALL VOTE:	Councilmember David McMillen	Aye
	Councilmember Maria May	Aye
	Councilmember Jay Reichgott	Aye
	Deputy Supervisor Michelle Lindsay	Aye
	Supervisor Kenneth English	Aye

PUBLIC COMMENTS

- Resident Hallie Gaines stated that this is an important time to work on the Police Reform and Reinvention Collaboration and offered her assistance.
- Resident Sue Scher is a Social Worker and also offered her assistance with the Police Reform and Reinvention Collaboration.

ADJOURNMENT

RESOLVED, motion made by Supervisor English, seconded by Councilmember May to adjourn the meeting at 11:15p.m.

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

Respectfully submitted,

Marisa Dollbaum Town Clerk Town of Tuxedo

VOUCHERS

Claim numbers: 2012917851 to 2012917888

General Fund :	\$69,187.80
Part-Town Fund:	\$8,037.42
Highway Town Wide:	\$9,810.10
Hamlet Sewer District:	\$11,185.36
Trust and Agency	\$11,458.02
Total Abstract Amount:	\$98,220.68

Motion made by Town Board, are hereby appro		vouchers,	having been	audited	by the
ON ROLL-CALL VOTE:	Councilmember David McMillen Councilmember Maria May Councilmember Jay Reichgott Deputy Supervisor Michelle Lindsay Supervisor Kenneth English				

TOWN SUPERVISOR/TOWN BOARD UPDATE
TOWN BOARD MEETING
TOWN OF TUXEDO
January 11, 2021

TOWN SUPERVISOR/TOWN BOARD UPDATE:

PUBLIC COMMENTS ON AGENDA ITEMS TOWN BOARD MEETING TOWN OF TUXEDO January 11, 2021

PUBLIC COMMENTS ON AGENDA ITEMS:

Ask Members Of The Public If They Have Any Questions Or Comments On Agenda Items.

AGENDA ITEM #1
TOWN REORGANIZATION
TOWN BOARD MEETING
TOWN OF TUXEDO
January 11, 2021

1. Town Reorganization

ON ROLL-CALL VOTE:	Councilmember David McMillen	
	Councilmember Maria May	
	Councilmember Jay Reichgott	
	Deputy Supervisor Michelle Lindsay	
	Supervisor Kenneth English	

OTHER BUSINESS TOWN BOARD MEETING TOWN OF TUXEDO DECEMBER 28, 2020

DEPARTMENT UPDATES TOWN BOARD MEETING TOWN OF TUXEDO DECEMBER 28, 2020

DEPARTMENT UPDATES

PUBLIC COMMENTS TOWN BOARD MEETING TOWN OF TUXEDO DECEMBER 28, 2020

PUBLIC COMMENTS

ADJOURNMENT TOWN BOARD MEETING TOWN OF TUXEDO January 11, 2021

<u>ADJOURNMENT</u>		
RESOLVED, motion made byp.m.	, seconded by Councilmember	, to adjourn the meeting at
ON ROLL-CALL VOTE:	Councilmember David McMillen Councilmember Maria May Councilmember Jay Reichgott Deputy Supervisor Michelle Lindsay Supervisor Kenneth English	