

AGENDA
REGULAR BI-MONTHLY TOWN BOARD MEETING
Community Room, 1 Temple Dr., Tuxedo, NY 10987 and via Zoom
Monday, March 13, 2023 at 7:00pm

Call to Order
Pledge of Allegiance

Public Comment on Agenda Items

Agenda Items

1. Resolution to Approve and Authorize Supervisor to Sign 2023 Stop-DWI Intermunicipal Agreement with Orange County
2. Resolution to introduce Local Law entitled, "POLICE MUTUAL AID" and schedule Public Hearing

Monthly Reports
Department Updates
Supervisor's Update
Town Board Update
Minutes
Vouchers
Public Comments
Executive Session to discuss personnel matters
Other Business
Adjournment

**TOWN BOARD MEETING
TOWN OF TUXEDO
Tuxedo Town Hall
1 Temple Dr.
And via Zoom
March 13, 2023**

Call to Order

Supervisor English called to order the Town Board Meeting of March 13, 2023 at 7:02pm.

Pledge of Allegiance to the Flag

Public Comments on Agenda Items

Agenda Item #1 - Approving and Authorizing Supervisor to Sign 2023 Stop-DWI Intermunicipal Agreement with Orange County

WHEREAS, the Town of Tuxedo desires to enter into the annual agreement with the County of Orange, to provide enforcement patrol funding to the Town for March 12, 2023 through January 1, 2024; and

WHEREAS, the Town Board hereby approves and authorizes the Supervisor to sign the Agreement in the form annexed with the County of Orange, for the period of March 12, 2023 through January 1, 2024.

NOW, THEREFORE, BE IT RESOLVED:

On a motion made by Supervisor English seconded by Councilmember May the resolution was adopted on a vote of 4 Ayes, 0 Nays, 1 absent.

Agenda Item #2 - Resolution to introduce Local Law entitled, "POLICE MUTUAL AID" and schedule Public Hearing

Draft of Local Law:

***INTRODUCTORY LOCAL LAW
POLICE MUTUAL AID***

BE IT ENACTED by the Town Board of the Town of Tuxedo, County of Orange, State of New York, as follows:

Section 1. *The Code of the Town of Tuxedo is hereby amended to add a new article III to Chapter 21 to read as follows:*

*Article III
MUTUAL AID*

21-13 Pursuant to the authority granted by New York General Municipal Law 209-U (3), the Town hereby delegates to the Chief of the Tuxedo Police or the police officer in command of the police department or police force of the Town during the absence, illness or disability of the chief of police who is authorized to exercise the powers of the chief of police in emergency situations, the following mutual aid powers granted in GML 209-U.

- a. When the public interest so requires, to request another local government to detail, assign and make available for duty and use in the Town of Tuxedo, its police forces, equipment and supplies.*
- b. When the public interest so requires, to grant police assistance to another local government.*

21-14 The decisions as to whether the Town of Tuxedo shall assume and/or donate any resulting loss, damage, expense or cost for such equipment and supplies and services to the receiving local government shall remain a Town Board determination in each instance.

Section 2. *Severability.*

If a court of competent jurisdiction determines that any clause, sentence, paragraph,

subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 3. *Effective Date.*

This local law shall become operative and take effect immediately upon filing with the Secretary of State.

**RESOLUTION INTRODUCING LOCAL LAW
AND PROVIDING FOR PUBLIC
NOTICE AND HEARING**

BE IT RESOLVED that an introductory Local Law, entitled, "POLICE MUTUAL AID" be and it hereby is introduced by Supervisor English before the Town Board of the Town of Tuxedo in the County of Orange and State of New York, and

BE IT FURTHER RESOLVED that copies of the aforesaid proposed local law be laid upon the desk of each member of the Board, and

BE IT FURTHER RESOLVED that the Board hold a public hearing on said proposed local law at the Town Hall, One Temple Drive, Tuxedo, New York at 7:00 P.M. on March 27, 2023, and

BE IT FURTHER RESOLVED that the Clerk publish or cause to be published a public notice in the official newspaper of the Town of Tuxedo of said public hearing at least ten (10) days prior thereto.

On a motion by Supervisor English, seconded by Councilmember Murphy the resolution was adopted on a vote of 4 Ayes, 0 Nays, 1 Absent.

Monthly Reports:

Supervisor English is in receipt of the following monthly reports:

- Building Dept

Monthly Report February 2023

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

Administrative/Office Work is conducted on a daily basis and includes, but is not limited to: Plan Reviews, Research Calls, Callbacks, Emails, Inspection Updates, Violation Letters, Research, Office/Business Discussions, Meetings and Office Coverage as needed.

Issues of Importance

- 1 There was one Complaint this month concerning easement issues.
- 2 There were 4 Building Permit applications reviewed before the issuance of 4 Building Permits. Deborah's report lists the permit types.
- 3 There were 5 Violations this Month:
 - Work Without Permit- Mexican Restaurant (Resolved)
 - Property Encroachment- DeMarino Trucking (Ongoing)
 - Unregistered Vehicles- DeMarino Trucking (Ongoing)
 - Unregistered Vehicle – 249 Woodlands Drive (Ongoing)
 - Filling Without Permit- Stevens Lane (Ongoing from last Month- Waiting for State's Response)
- 4 In addition to my scheduled Building/Fire inspections, there were 6 on-site meetings this month including:
 - On Site Meeting with Tuxedo Square Representative regarding 3rd Third Floor Vacancy
 - On Site Meeting (2X) to confirm trees to be removed at 16 Sterling Mine Road
 - On Site Meeting (2X) to confirm Tree Removal at Related
 - On Site Meeting to discuss Unregistered Vehicle status on DeMarino Trucking Property
 - On Site Meeting regarding Drainage at Nursery Road Sub-Division
 - On Site regarding Site Plan Revival- Itsies
 - In Office Meeting with Howard regarding DeMarino Boundary Line Encroachment
 - At Office Meeting with Charlie Toal regarding Easement Issue
 - On Site Meeting at new Mexican Restaurant regarding process moving forward to open
 - On Site Meeting at Warwick Brook Road Sub-Division regarding Clearing Limit Line
 - On Site Meeting to Deliver/Discuss letter to DeMarino Trucking regarding Boundary Line
 - In Office Meeting with Skyview Skylights regarding Parking Lot Regulations
 - On Site Meeting at new Gas Station regarding Water Pressure Issue
 - In Office Meeting with resident of 12 Orange Turnpike regarding Addition requirements
 - On Site Meeting at new gas station regarding Boundary Confirmation and options
 - Meeting at Viola regarding Future Project and Permits
 - On Site Meeting with resident at 260 Woodlands regarding Expired Permit
 - On Site Meeting with resident at 54 Spice Bush regarding Expired Permit
 - On Site Meeting with resident at 46 Constitution regarding Shed Location

- Justice Court

Judge Brown

Justice Name	Shawn Brown
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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	
03/02/2023 09:45:25 AM / Shawn Brown / Town of Tuxedo / Submitted Document	

Report Certification	
Date Filed	03/02/2023
Report Period	02/2023
Report Amount	\$31,078.00
Date Check Sent to CFO	03/02/2023

Judge McCathern

Justice Name	Alyse McCathern
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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	
03/02/2023 11:14:02 AM / Alyse McCathern / Town of Tuxedo / Submitted Document	

Report Certification	
Date Filed	03/02/2023
Report Period	02/2023
Report Amount	\$40,346.00
Date Check Sent to CFO	03/02/2023

- Town Clerk

03/13/2023

Town Clerk Monthly Report Monthly Report
February 01, 2023 - February 28, 2023

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Account#	Account Description	Fee Description	Qty	Local Share
A 1255	Marriage Licenses	MARRIAGE LICENSE FEE	1	17.50
				Sub-Total: \$17.50
A 1603	Vital Statistic Fees	Vital Trans - Town	16	160.00
	Vital Trans - Genealogy Fee	Genealogy Copy	4	40.00
				Sub-Total: \$200.00
A.1720	Parking Lot and garages	Parking Permit	5	1,060.00
				Sub-Total: \$1,060.00
A1255	Conservation	Conservation	2	2.76
				Sub-Total: \$2.76
A2544	Dog Licensing	Female, Spayed	4	36.00
		Male, Neutered	2	18.00
		Male, Unneutered	2	34.00
				Sub-Total: \$88.00
				Total Local Shares Remitted: \$1,368.26
Amount paid to:	NYS Ag. & Mkts. for Surcharge			12.00
Amount paid to:	NYS Environmental Conservation			47.24
Amount paid to:	State Health Dept. for Marriage Licenses			22.50
Total State, County & Local Revenues:		\$1,450.00	Total Non-Local Revenues: \$81.74	

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.

Supervisor

Date

Marisa Dollbaum 3/1/2023
Town Clerk Date

Department Updates:

TOWN SUPERVISOR/TOWN BOARD UPDATE:

MINUTES

Motion made by Supervisor English, seconded by Councilmember Murphy to accept the Minutes of the Regular Bi-Monthly Town Board Meeting held on February 27, 2023.

VOUCHERS

Below are any vouchers exceeding \$5000:

2012921270	HERC Rentals	5,631.15	Rental- Bucket Truck
2012921276	Global Montello Group	6,366.18	February Fuel
2012921283	Jacobowitz & Gubits	9,171.46	January Legal Billing
2012921285	IBEW Local 363 Welfare Fund	13,440.00	Highway Health and Welfare February
2012921298	Rockland Paramedic Services, Inc	63,196.50	EMT Services- March 2023
2012921299	J.S. Braddock Agency	61,781.00	Town Insurance- Installment Billing
2012921301	Office of the State Comptroller	27,366.00	January 2023 Fines and Fees- State Portion
2012921303	New York State Insurance Fund	7,521.80	February 2023 Workers Comp

Motion made by Supervisor English, seconded by Councilmember May, that the following vouchers, having been audited by the Town Board, are hereby approved for payment:

Claim numbers: 2012921259 through 2012921320.

General Fund:	\$247,996.69
Part-Town Fund:	\$29,967.89
Highway Town Wide:	\$15,902.94
Highway Part Town	\$3,361.26
Hamlet Sewer District	\$2,184.29
Refuse and Garbage Disposal	\$0
Trust and Agency	\$0
Total Abstract Amount:	\$299,413.07

PUBLIC COMMENTS

Executive Session to discuss personnel matters

OTHER BUSINESS

ADJOURNMENT

RESOLVED, On a motion made by Supervisor English seconded by Councilmember May, to adjourn the meeting at 8:50pm.