

**CALL TO ORDER/PLEDGE  
TOWN BOARD MEETING  
TOWN OF TUXEDO  
July 26, 2021**

**Call to Order**

Supervisor English called to order the Town Board Meeting of July 26, 2021 at 7:05p.m.

**Pledge of Allegiance to the Flag**

Please rise and join me in reciting the Pledge of Allegiance.

**Public Hearings:**

**1. Cannabis Opt-Out**

**Open Public Hearing:**

A Public Hearing regarding “Opt-Out of Allowing Cannabis Retail Dispensaries and On-Site Cannabis Consumption Establishments,” “Opt-Out of Allowing Cannabis Retail Dispensaries,” and “Opt-Out of Allowing On-Site Cannabis Consumption Establishments,” was called to order by Supervisor English at 7:12pm.

**Close Public Hearing:**

Motion made by Supervisor English, seconded by Deputy Supervisor Lindsay, that all persons desiring to be heard, having been heard, the Public Hearing regarding “Opt-Out of Allowing Cannabis Retail Dispensaries and On-Site Cannabis Consumption Establishments,” “Opt-Out of Allowing Cannabis Retail Dispensaries,” and “Opt-Out of Allowing On-Site Cannabis Consumption Establishments,” be closed at 7:43pm.

Aye x 4, DM absent

**TOWN OF TUXEDO**  
**RESOLUTION OF ADOPTION**  
**LOCAL LAW NO. 4 OF 2021**  
***OPT-OUT OF ALLOWING ON-SITE CONSUMPTION***  
***ESTABLISHMENTS***

WHEREAS, an introductory Local Law, entitled “Opt-Out of Allowing On-Site Consumption Establishments” was introduced before the Town Board of the Town of Tuxedo on July 12, 2021, and upon notice duly published and posted, a hearing was held on July 26, 2021, before the Town Board, and

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

NOW, THEREFORE,

BE IT RESOLVED, that the adoption of the introductory Local Law entitled “Opt-Out of Allowing On-Site Consumption Establishments” is an Unlisted action under the New York State Environmental Quality Review Act and is hereby determined not to have a significant adverse effect on the environment.

BE IT FURTHER RESOLVED, the Town Board, upon its own motion, hereby submits the local law to a referendum be held at the November 2, 2021 general election; and

BE IT FURTHER RESOLVED, that the Board directs the Clerk submit or cause to be submitted the referendum ballot language to the Orange County Board of Elections on or before August 2, 2021 in compliance with New York State Election Law § 4-108; and

BE IT FURTHER RESOLVED, that the introductory Local Law entitled “Opt-Out of Allowing On-Site Consumption Establishments” of the Town of Tuxedo be and hereby is adopted as Local Law #4 of 2021 of the Town of Tuxedo on July 26, 2021, subject, however, to approval of this local law at the referendum.

On the motion of Councilmember Reichgott, seconded by Councilmember May, the foregoing resolution was adopted on a vote of 3 Ayes, 1 Nays, 1 Absent.

The Supervisor declared the resolution adopted.

## 2. Police Reform Reinvention Report

### Open Public Hearing:

A Public Hearing regarding the report entitled “Tuxedo NY Police Reform and Revitalization Collaborative” was called to order by Supervisor English at 8:15pm.

1. Gary Heavner
2. Chief Abbott
3. Sue Scherr

### Close Public Hearing:

Motion made by Supervisor English, seconded by Councilmember Reichgott, that all persons desiring to be heard, having been heard, the Public Hearing regarding the report entitled, “Tuxedo NY Police Reform and Revitalization Collaborative” be closed at 8:24pm.

Aye x 4, DM Absent

### **TOWN OF TUXEDO RESOLUTION OF ADOPTION Tuxedo NY Police Reform and Revitalization Collaborative**

Whereas pursuant to Governor Como’s Executive Order 203, each local government entity which has a police department must perform a comprehensive review of current police force deployments, strategies, policies, procedures, and practices, and develop a plan to improve such deployments, strategies, policies, procedures, and practices, for the purposes of addressing the particular needs of the communities served by such police agency and promote community engagement to foster trust, fairness, and legitimacy, and to address any racial bias and disproportionate policing of communities of color; and

Whereas the Town Supervisor convened the Police Chief and stakeholders in the community to develop such plan, which shall consider evidence-based policing strategies, including but not limited to, use of force policies, procedural justice; any studies addressing systemic racial bias or racial justice in policing; implicit bias awareness training; de-escalation training and practices; law enforcement assisted diversion programs; restorative justice practices; community-based

outreach and conflict resolution; problem-oriented policing; hot spots policing; focused deterrence; crime prevention through environmental design; violence prevention and reduction interventions; model policies and guidelines promulgated by the New York State Municipal Police Training Council; and standards promulgated by the New York State Law Enforcement Accreditation Program; and

Whereas the Town is in Receipt of the Report from the Tuxedo Community Police Reform and Revitalization Collaborative Committee dated July 2021, entitled “Tuxedo NY Police Reform and Revitalization Collaborative” which was the subject of a public hearing on July 26th, soliciting public comments on the report at which time the public was heard;

Now therefore be it resolved that the report is hereby adopted as the official report of the Town of Tuxedo and the town clerk is directed to transmit and file the report with the state.

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

The Supervisor declared the resolution adopted.

**Public Comments on Agenda Item  
TOWN BOARD MEETING  
TOWN OF TUXEDO  
July 26, 2021**

**Public Comments on Agenda Item**

**There were no public comments on the agenda item.**

**Agenda Item #1  
TOWN BOARD MEETING  
TOWN OF TUXEDO  
July 26, 2021**

**1. Resolution Determining the Validity of a Petition for a Proposition to increase the Budgetary Allocation for the Tuxedo Park Library to be included on the November 2021 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 2, 2021.

3. The Proposition shall read:

**SHALL THE ANNUAL CONTRIBUTION OF THE TOWN OF TUXEDO FOR THE OPERATING BUDGET OF THE TUXEDO PARK LIBRARY BE INCREASED BY SIXTEEN THOUSAND SIX HUNDRED SEVENTY DOLLARS (\$16,670) TO THE SUM OF FIVE HUNDRED EIGHTY-TWO THOUSAND EIGHT HUNDRED THIRTY FOUR DOLLARS (\$582,834) ANNUALLY?**

4. 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).
5. The Town Clerk shall publish and post notice of the election at least 10 days prior thereto.

6. The Town Supervisor and Town Clerk are authorized to take all actions necessary and proper to carry out such election under law.

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

**DEPARTMENT UPDATES  
TOWN BOARD MEETING  
TOWN OF TUXEDO  
July 26, 2021**

Chief Abbott, Officer Hall had a save with Narcan, attended annual sexual harassment training, NYS de-escalation training and firearm training led by Sgt. Russell. Supervisor English read a letter from a woman thanking Officer Shiloh for helping her daughter that walked into to Tuxedo Police Department with a manic episode.

Robert Dollbaum, road markings are complete, will begin patching, next project is to repair a stairway by the train station to make it safer, culvert repairs and replacements to help with water issues, trimming side of roads, continuation of work at the dirt pile with the Watchtower group, mulch, compost and stone is available at Quarry Field.

Marisa Dollbaum, back ramp is completed, posted pictures on website for Town events Plein Air Art and Fishing Derby, Local Law #3 is filed with the Department of State, next volunteer date at the Pollinator Meadow is August 11<sup>th</sup> at 11am. Email [tuxedobutterflies@gmail.com](mailto:tuxedobutterflies@gmail.com). RFP for solar project has been posted and the sealed bids will be opened on August 23<sup>rd</sup>.

**MONTHLY REPORT  
TOWN BOARD MEETING  
TOWN OF TUXEDO  
July 26, 2021**

**Supervisor English is in receipt of the following monthly report:**

- **Police Department**



**TOWN SUPERVISOR/TOWN BOARD UPDATE  
TOWN BOARD MEETING  
TOWN OF TUXEDO  
July 26, 2021**

**TOWN SUPERVISOR/TOWN BOARD UPDATE:**

Supervisor English Fishing Derby, Summer Day Camp, Tuxedo Farms LDC meeting, sewer plant to open in beginning of December, in process of hiring a F/T officer

Michele Lindsay, Town is working on getting certification

Maria May working with IWS on a solution for recycling glass

Jay Reichgott working on preparation for first public hearing on the zoning code amendments on August 9<sup>th</sup>, also working on a comparison chart of old and new zoning

**OTHER BUSINESS  
TOWN BOARD MEETING  
TOWN OF TUXEDO  
July 26, 2021**

**1. Resolution to Approve Surplus Vehicle Bids:**

Motion made by Supervisor English seconded by Deputy Supervisor Lindsay, that the Town of Tuxedo accepts the following bid awards for a total of \$15,558.50

|                            |            |
|----------------------------|------------|
| 1. 2009 Johnston Sweeper   | \$8,300.00 |
| 2. 2008 Ford Expedition    | \$2,600.00 |
| 3. 2010 Crown Vic          | \$610.00   |
| 4. 2010 Crown Vic          | \$900.00   |
| 5. 2013 Ford Taurus        | \$2,425.00 |
| 6. Briggs generator        | \$87.50    |
| 7. DEK generator           | \$105.00   |
| 8. Generac generator       | \$300.00   |
| 9. Sears amp               | \$21.00    |
| 10. Troy-Built snow blower | \$210.00   |

|                           |                                    |        |
|---------------------------|------------------------------------|--------|
| <b>ON ROLL-CALL VOTE:</b> | Councilmember David McMillen       | Absent |
|                           | Councilmember Maria May            | _____  |
|                           | Councilmember Jay Reichgott        | _____  |
|                           | Deputy Supervisor Michelle Lindsay | _____  |
|                           | Supervisor Kenneth English         | _____  |

**2. Resolution for Town Clerk to put Town Vehicles and Equipment out to Surplus:**

Motion made by Supervisor English, seconded by Councilmember Reichgott, that the Town Board of the Town of Tuxedo hereby declares the following as surplus and authorizes the Town Clerk to put them out to bid with Auction International:

Highway Department

2000 International 5600i dump truck  
1995 International 4900 dump truck

|                           |                                    |       |
|---------------------------|------------------------------------|-------|
| <b>ON ROLL-CALL VOTE:</b> | Councilmember David McMillen       | _____ |
|                           | Councilmember Maria May            | _____ |
|                           | Councilmember Jay Reichgott        | _____ |
|                           | Deputy Supervisor Michelle Lindsay | _____ |
|                           | Supervisor Kenneth English         | _____ |

**Request for moratorium – 10 alexander dr.**

**Motion made by Supervisor English, seconded by Councilmember Reichgott**

**MINUTES  
TOWN BOARD MEETING  
TOWN OF TUXEDO  
July 26, 2021**

**Resolution Accepting Minutes**

Motion made by Deputy Supervisor Lindsay, seconded by Councilmember Mayto accept the Minutes of the Regular Bi-Monthly Town Board Meeting held on July 12th.

**ON ROLL-CALL VOTE:**

Councilmember David McMillen  
Councilmember Maria May  
Councilmember Jay Reichgott  
Deputy Supervisor Michelle Lindsay  
Supervisor Kenneth English

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**4 x Ayes, 1 absent**

**VOUCHERS  
TOWN BOARD MEETING  
TOWN OF TUXEDO  
July 26, 2021**

**VOUCHERS**

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

Claim numbers: 2012918707 through 2012918778

|                               |                     |
|-------------------------------|---------------------|
| General Fund :                | \$183,285.95        |
| Part-Town Fund:               | \$10,452.21         |
| Highway Town Wide :           | \$7,019.89          |
| Highway Part Town             | \$104,839.50        |
| Hamlet Sewer District         | \$464.40            |
| Refuse and Garbage            | \$30,349.61         |
|                               |                     |
| <b>Total Abstract Amount:</b> | <b>\$336,411.56</b> |

**ON ROLL-CALL VOTE:**

Councilmember David McMillen  
Councilmember Maria May  
Councilmember Jay Reichgott  
Deputy Supervisor Michelle Lindsay  
Supervisor Kenneth English

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**PUBLIC COMMENTS  
TOWN BOARD MEETING  
TOWN OF TUXEDO  
July 26, 2021**

**PUBLIC COMMENTS**

Sue Sherr

Jerry Mottola

Gary Lee Heaver

**ADJOURNMENT  
TOWN BOARD MEETING  
TOWN OF TUXEDO  
July 26, 2021**

**ADJOURNMENT**

Motion made by Supervisor English seconded by Councilmember Deputy Supervisor Lindsay, to adjourn the meeting at 9:15 p.m.

**ON ROLL-CALL VOTE:**

|                                    |       |
|------------------------------------|-------|
| Councilmember David McMillen       | _____ |
| Councilmember Maria May            | _____ |
| Councilmember Jay Reichgott        | _____ |
| Deputy Supervisor Michelle Lindsay | _____ |
| Supervisor Kenneth English         | _____ |