

**CALL TO ORDER
REGULAR TOWN BOARD MEETING
TOWN OF TUXEDO
SEPTEMBER 14, 2020**

Call to Order

_____ called to order the Town Board Meeting of September 14, 2020 at _____ p.m.

Pledge of Allegiance to the Flag

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

**MONTHLY REPORTS
TUXEDO TOWN BOARD MEETING
TOWN OF TUXEDO
AUGUST 24, 2020**

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

- Code Enforcement
- Justice Dept.
- Town Clerk
- Police

Issues of Importance

- 1 Responded to a complaint regarding the hours of operation allowed for a backhoe on weekends. They are allowed to operate between the hours of 9AM -8PM on weekends.
- 2 Jim Von Helms (Tuxedo Auto Body) was scheduled to again appear in court on 3/18/20 for failing to comply with his agreement to submit a site plan for approval. He got sick and has since listed the property for sale. The court date was put on hold because of his sickness and then the virus hit. The court date has come up again but I put in for a 6 month extension because he has been cleaning up the property and has stopped selling cars which were two issues we wanted addressed on the Site Plan.
- 3 I responded to another complaint 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.
- 4 I also responded to another complaint 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.
- 5 I have met with the owners of the Gulf Station on several occasions to discuss the current and proposed Zoning at their property site. They have been interviewing potential buyers as the property is, "For Sale by Owner".
- 6 I responded to a complaint about too many recyclables at a residence on Nursury Road. They cleaned it up already by the time I got there. I met the owner and he stated he will better maintain his property as he wants to be a good neighbor.
- 7 Met with the new owner of the property where C&E was located. He is opening an Auto Body Business which is in line with the approved site plan on file. He plans on following the site plan requirements and applying for changes to the site plan after he is opened and operating for a while.
- 8 Responded to a complaint about storm water runoff from 51 Alexander on to 63 Aleander. It has been determined that this is not a Town enforced violation for two reasons. The storm water runoff is natural and has not been caused by work done on the property and the storm water runoff does not create a public nuisance. (Storm water runoff that creates a private nuisance needs to be addressed by the private individual)

Monthly Report August 2020**Number of Transaction and Activities Conducted for:**

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

<u>Transactions/Activities</u>	<u>Number</u>
Building Permits	5
Burn Permits	0
Burn Permit Site Inspections	0
Business Permits	4
Certificate of Compliances	1
Certificate of Occupancies	10
Clearing & Grading Inspections	0
Clearing and Grading Permits	0
Complaint Follow-ups	2
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	6
Fire Inspection Follow ups	3
Fire Safety Inspections	4
Fire Stopping Inspections	0
Footing Inspections	3
Framing Inspections	1
Gas Line Inspection	0
Gas Line Permit	0
Generator Inspections	1
Gravel under Slabs	0
HVAC Inspection	0
Insulation Inspection	0
Oil Tank Installations	0
Oil Tank Removals	1
Plan Reviews	5
Plan Review Meetings	2
Plumbing Final Inspections	0
Plumbing Rough-Ins	0
Plumbing under Slab	0
Pool Inspections	0
Pool Permit	0
Pre-Inspections	0
Propane Tank Installation	0
Rebar Under Slab	0
Roof Inspections	0
Septic Inspections	0
Septic Permit	0
Sheetrock Inspection	0
Sign Permits	0
Site Inspection	3
Site Plan Reviews	0
Solar Plan Reviews	0
Structure Fire Inspection	0
Trailer Permit	0
Violations Follow-ups	7
Violation Issued	0
Violation Searches	8
Wood Stove Inspections	0

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.



Monthly Report for August 2020

Storm ISAIS caused power outages, wires/trees down and road closures.

- Officers continue to attend "Procedural Justice" Police Training. The training focuses on the way police officers interact with the public and how these interactions influence crime rates, the public's view of police and willingness to obey the law.
- Officers were busy handling wires/trees down and road closures do to Storm ISAIS.
- PO Girard Shiloh investigated a Hit and Run accident where an 18 year old driver from the Bronx struck another car and then got into a third car and left the scene. Officer Shiloh was able to track down the 18 year old and make the arrest for leaving the scene of an accident with injuries.
- PO Andrew Markunas arrested a 24 year old from Hackensack for unlawful possession of marihuana with the aggregate weight of 28 grams.
- PO Kevin Bonkowski and PO Andrew Markunas arrested a 60 year old from Harriman for Driving While Intoxicated.
- PO Girard Shiloh assisted the Village of Tuxedo Park Police with an arrest.
- Sgt. Douglas Russell and PO William Hall investigated a complaint of Drug Sales in the Clinton Woods area.
- PO William Hall conducted a Community Outreach by attending the Tuxedo Summer Camp.
- Officers conducted several Traffic Details in the Eagle Valley area due to complaints of speeding vehicles.
- Po Girard Shiloh and William Hall assisted Ramapo PD with an Emotional Disturbed Person at the Heywards Deli Parking Lot.
- Lt. John Norton responded to a 911 Poll to assist Palisades Park Police with a fight at the Kanawauke Circle. No action taken.
- Sgt. Michael Eichengreen assisted Ramapo Police on a complaint of a white van taken pictures of female joggers in the Seven Lakes Drive area.

***Vehicle Information – Monthly total**

Vehicle #	Monthly Mileage	Total Mileage
970	3184	185976
962	137740	137740
963	4139	99189
964	In for repairs	N/A
965	New	356
966	New	304
967	892	98742
968	1477	88320
969	6336	87283

Monthly Statistics

See attached report

Respectfully submitted,



Arthur P. Abbott
Chief of Police

DEPARTMENTAL ACTIVITY REPORT

Activity From 08/01/2020 Thru 08/31/2020

Serial No.	Name	--- A R R E S T S ---					----- C A S E S -----					- CITATIONS -			EMRG ALRM	FLD INTV	TRAF ACC	AID CASE	VEH IMPD	-BLOTTER- Prim Asst	
		Fel	Misd	Othr	Totl	Asst	Fel	Misd	Othr	Totl	Asst	Park	Traf	Summ							
0005	BONKOSKI, KEVIN	0	1	0	1	0	0	1	0	1	0	0	0	0	0	0	0	0	0	18	0
0127	MARKUNAS, ANDREW	0	0	1	1	1	0	0	1	1	1	2	41	0	0	0	0	0	0	25	3
0143	WEEKS, CLIFFORD	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	12	1
1137	NORTON, JOHN	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	4	6
1292	RUSSELL, DOUGLAS	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	41	3
1407	CHRISTIAN, STEFAN	0	0	0	0	0	0	0	0	0	0	0	2	0	0	0	0	0	0	18	2
9706	SHILOH, GIRARD	0	0	0	0	0	0	0	0	0	1	0	5	0	0	3	0	0	0	36	6
9740	ETCHENGREEN, MICHAEL	0	0	0	0	0	0	0	1	1	0	2	1	0	0	3	0	1	1	36	7
9741	HALL, WILLIAM	0	0	0	0	0	0	0	0	0	0	0	3	0	0	3	0	0	0	50	3
9	Dept. Totals	0	1	1	2	1	0	1	2	3	2	4	52	0	0	9	0	1	1	242	31
	Dept. Averages	0	0	0	0	0	0	0	0	0	0	0	5	0	0	1	0	0	0	26	3

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
09/02/2020 11:16:53 AM / Alyse McCathern / Town of Tuxedo / Submitted Document

Report Certification	
Date Filed	09/02/2020
Report Period	08/2020
Report Amount	\$12,384.00
Date Check Sent to CFO	09/02/2020
AC-1030 Report File	AC200833.444

9/2/2020

Justice Court Fund Internet Reporting - Report Certification

Justice Information	
Municipal Name	Town of Tuxedo
Justice ID	3338400
Justice Number	407
Justice Name	Shawn Brown

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
09/02/2020 10:59:23 AM / Shawn Brown / Town of Tuxedo / Submitted Document

Report Certification	
Date Filed	09/02/2020
Report Period	08/2020
Report Amount	\$9,237.00
Date Check Sent to CFO	09/02/2020
AC-1030 Report File	AC200833.407

TOWN OF TUXEDO

TOWN JUSTICE SHAWN M BROWN

1 TEMPLE DR
TUXEDO, NY 10987

1251

DATE September 2, 2020

1-2-210

PAY
TO THE
ORDER OF

KENNETH ENGLISH

\$ 9,237.00

Nine thousand two hundred & thirty seven

DOLLARS

JPMorgan Chase Bank, N.A.
www.Chase.com

FOR AC-REPORT SHAWN BROWN AUG. 2020

⑈001251⑈ ⑈021000021⑈

837210111⑈

MP

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	18	180.00
Sub-Total:				\$180.00
A2544	Dog Licensing	Female, Spayed	3	27.00
		Male, Neutered	2	18.00
		Male, Unneutered	1	17.00
Sub-Total:				\$62.00

Total Local Shares Remitted:	\$277.00
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Amount paid to: NYS Ag. & Mkts. for Surcharge	8.00
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Amount paid to: State Health Dept. for Marriage Licenses	45.00
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Total State, County & Local Revenues:	\$330.00
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Total Non-Local Revenues:	\$53.00
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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, Donna Matthews, 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



Town Clerk

9-1-2020

Date

**MINUTES
REGULAR TOWN BOARD MEETING
TOWN OF TUXEDO
SEPTEMBER 14, 2020**

Resolution Accepting Minutes

Motion made by _____, seconded by _____ to accept the Minutes of the Regular Bi-Monthly Town Board Meeting held on August 24, 2020

ON ROLL-CALL VOTE:

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

**Regular Town Board Meeting
Town of Tuxedo Town Board
This meeting was held virtually through WebEx
August 24, 2020
Page 1 of 6**

The Regular Town Board Meeting of the Town of Tuxedo was held on Monday, August 24, 2020 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:	Ms. Maria May	Councilmember
	Mr. David McMillen	Councilmember
	Mr. Jay Reichgott	Councilmember
	Mrs. Michele Lindsay	Deputy Supervisor
	Mr. Ken English	Supervisor

Town Board Members Absent: None

Recording Secretary: Donna Matthews Town Clerk

Other Town Officials Present:

Mr. Howard Protter, Esq.; Mr. Robert Dollbaum, Superintendent of Highways; Mr. Brian Sullivan, Bookkeeper

**CONTINUATION PUBLIC HEARING: Changes to Park Rules and Regulations Amendments
Local Law**

Public Hearing

Supervisor English opened the Public Hearing to hear comments regarding Park Rules and Regulations Amendments at 7:06 PM

Dorothy Ziegelbauer: Had a question in regards to annual permits. Would the Board consider automatically issuing permits to residents and mailing them out to each tax paying resident and/or make the permits valid for a 2 or 3 year term?

The Town Hall is only open limited hours, and many people (like her) who use the town parks also work, and are not available during those hours to go to Town Hall.

She understands and appreciates the desire to restrict access to non-township residents who are trashing the parks, but at the same time she thinks it would be unfair to Town Residents to put a system in place that essentially bars use of the parks to residents who pay taxes for their upkeep, but are unable to go to Town Hall to request a permit and/or force Town residents to go through a time consuming permit process annually.

Lt. John Norton: He stated he thought the Town would have it stated within the law "Residents Only"

Allison Taylor: She is concerned about including a language/speech prohibition as what constitutes profane or aggressive language seems subjective. If it's not and there are specifics about what constitutes each, that should be included.

Kristy Apostoldes: She had a question regarding permits. She states it says that a permit is required for gatherings of more than 25 people. The way it is written that would mean that every little league game, for example, needs a permit. Does that happen normally? Do they have to get permits for each game? She went on to write that she knows this is nit-picky, but it seems nuts and maybe there should be something written into the law that allows organized sport teams with ongoing schedules to obtain a permit for use for the entire season. Also, since she is sure the facilities get more use during baseball season than any other time of year, do we charge little league for example fees for the regular cleaning and maintenance of the bathrooms for example? She feels like we should, so that we could hire someone to clean them if it doesn't currently fall under any current job descriptions. This should include Ms. Apostoldes thinks, a permit fee for the operating of the Farmers Market even though it wouldn't fall under this law, so those bathrooms could remain open and regularly cleaned on the weekends the Farmers' Market operates at the very least. She wrote I'll admit my ignorance about how this is done, but I feel like having those facilities just locked all the time is not a great solution either.

Irene DeNero: Asked if the Town rents our park/fields to outside baseball organizations? How much does the Town charge? Is it by season or by the game day use? Who is responsible for the cleanup? There have

Regular Town Board Meeting
Town of Tuxedo Town Board
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been times where Quarry Field has been filthy with garbage and plastic bottles all over. Is it possible for the Town to place a container or garbage cans to collect only plastics so that we can recycle the plastics from the rest of the garbage?

Gary Phelps: "Mr. Phelps wrote, twice this year I have requested signs regarding people not cleaning up their dog waste. Town Codes (43-13 & 43-14). He would like to know why there are no sign yet? It has been going on 3 months since gross defacing of skate park equipment. Nothing has been done yet. Why?

Sign with park rules state no motorized vehicles permitted. Gate has large cut-out to allow quads. Really? FYI – someone on a quad several weeks ago drove thru the skating area leaving a mud trail on the skating area. Is this a liability issue for the Town if a child on a skate falls and s injured because the Town allowed this and did not clean up surface?

He noted that Councilman McMillen has picture of this.

Two notes- since gate installed removing hiker parking, there has been almost no litter. It does keep out fishermen – I do not know if there is a solution. The park rules sign is on a fence inside the park. A better location might be on the gate.

RESOLVED, motion made by Supervisor English, seconded by Deputy Supervisor Lindsay that, all persons desiring to be heard, having been heard, the Public Hearing regarding Park Rules and Regulations Amendments Local Law be closed at 7:10 pm.

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

MINUTES:

RESOLVED, motion made by Supervisor English, seconded by Councilmember May to accept the minutes of the Regular Town Board Meeting held on August 10, 2020.

Minutes

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

MONTHLY REPORTS:

Monthly Reports

Supervisor English acknowledges he is in receipt of monthly reports for the month of July from the Police Department.

SUPERVISOR UPDATE:

Supervisor Update

Supervisor English stated there are a few big projects happening. The Town Board, Town Counsel and the Town Engineer attended the Tuxedo LDC meeting. Via Webex on August 11, 2020. Three Town Board Members sit on the Board, Jay Reichgott, Michele Lindsay and Ken English. This was an open meeting determining the process to bring the new waste water treatment plant online. There was a meeting on the 20th with H2M, Harris Beach, Howard Protter, Town Attorney, Ken English, Town Supervisor, Rob Dollbaum, Highway Superintendent. On September 10th the Annual meeting of the LDC will take place. They will iron out how to bring the new sewer plant online.

Next Supervisor English spoke of the long standing project, the consent order of the Long Meadow Road property. The Highway staff continues to screen materials testing contaminants, separating and sorting materials. Highway Superintendent Dollbaum noted they rented an excavator, a screen loader. They have 2 highway employees working full time going through 2- 3000 yards a day separating viable materials. The new monitor is pleased with the progress the guys are making. Supervisor noted that Watchtower is considering helping the Town in the cleanup. Supervisor English is very encouraged with the progress we are making.

**Regular Town Board Meeting
Town of Tuxedo Town Board
This meeting was held virtually through WebEx
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Concerning Powerhouse Park, Supervisor English has been making visits to the park since July. He is working with the Police Department to enforce code. He stated it has been much better. He said he wants to continue to welcome people to come to Tuxedo for those who come here for the right reasons. He stated at least 85% of the trash left at Powerhouse Park has been removed.

Lastly Supervisor English said they are preparing for the upcoming Police negotiations. The goal is to have the contract in place by December 2020.

Next Supervisor English asked the Board for any updates:

Deputy Supervisor Lindsay said that she has been in touch with the Orange County Board of Tourism regarding new graphics for the Billboard on the Quarry Field property on Route 17. OC Board of Tourism took over filming promotions of Orange County. Councilmember May and Deputy Supervisor Lindsay attended a presentation and Deputy Supervisor Lindsay invited them for a tour of potential filming sites in Tuxedo.

Councilmember May has filled out a questionnaire to see if she can get additional funds for the Website.

Councilmember McMillen currently has no new updates

Councilmember Reichgott stated the ADA improvement project is in the paperwork phase.

PUBLIC COMMENTS ON AGENDA ITEMS:

There were none.

AGENDA ITEMS:

1. Resolution to Settle Tax Certiorari Claim Hume R. Steyer

At a meeting of the Town Board of the Town of Tuxedo, County of Orange, State of New York, held at Town Hall in said Town on the 24th day of August, 2020;

WHEREAS, HUME R. STEYER, has commenced a tax certiorari proceeding against the Town of Tuxedo in the Supreme Court of the State of New York, County of Orange for the 2019-20 tax assessment year bearing Orange County Index # EF005315-2019;

WHEREAS, it appears from the recommendation of the Town Assessor and Kara J. Cavallo, Esq., of Jacobowitz and Gubits, counsel for the Town of Tuxedo in the aforesaid proceedings, upon a thorough investigation of the claims that further proceedings and litigation by the Town would involve considerable expense with the attendant uncertainty of the outcome and that the settlement of the above matter as more fully set forth below is reasonable and in the best interests of the Town; and

WHEREAS, HUME R. STEYER, is willing to settle these proceedings without interest, costs or disbursement, in the following manner;

(1) That the proceeding for the 2019-20 tax year be compromised and settled by the assessment being reduced from \$364,500 to a total assessment of \$289,625 for tax map no. 107-1-19;

(2) That petitioner(s) real property taxes for the 2019-20 School taxes and the 2020 County and Town taxes be adjusted accordingly and that petitioner(s) be reimbursed for any overpayment without interest, if paid within sixty (60) days of notice of entry, or be credited with the corresponding decrease in taxes, as the case may be;

NOW, BE IT THEREFORE RESOLVED, that the proposed settlement as set forth and described above is hereby accepted pursuant to § 68 of the Town Law, and it is further;

RESOLVED, that Jim Davies, Assessor of the Town of Tuxedo and Kara J. Cavallo, Esq. on behalf of Jacobowitz and Gubits, LLP be and they hereby are designated as the officers of the Town who shall apply for such approval pursuant to the aforesaid section and law and be it further;

On a motion by Supervisor English, seconded by Councilperson McMillen, the foregoing resolution was adopted to a vote of 5 Ayes, 0 Nays.

Public Comments

Tax Certiorari

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

2. Resolution Approving Special Sign Permit to Maskers Orchards:

Sign Permit

Motion made by Supervisor English, seconded by Councilmember McMillen, that the Town Board hereby issues a special sign permit to Maskers Orchards, 45 Ball Road, Warwick, New York, for a maximum of seven (7) directional signs measuring 14" X 22", to be placed at the below listed locations for a period commencing August 24, 2020 and ending no later than November 27, 2020, at which time all signs must be removed:

On Route 17, just up from Tuxedo's southern boarder
On Route 1, near the turn to Rte. 17A
At the base of the ramp on Route 17A
At the top of the ramp on route 17A
On Route 17A across from top of ramp (by parking lot)
On Route 17A just before the Renaissance Faire
On Route 17A by Benjamin Meadow Rd.

Maskers Orchard will remit a total of \$175.00 for the permit to the Town Clerk.

The Board stipulated that Maskers Orchard do not move signs around, leaving them to where they are approved for as stated above.

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

3. Acknowledgment of Resignation – Animal Control Officer

Resignation Animal Control

The Board acknowledged they received the resignation of Mr. Tom Murphy, the Animal Control Officer. Mr. Murphy has been an employee of The Town of Tuxedo as Animal Control Officer since November 8, 2004. The Board thanked Mr. Murphy for his service and acknowledged his resignation will be effective on August 27, 2020.

4. Resolution to Award Cleaning Contract:

Cleaning Contract

RESOLVED, motion made by Supervisor English, seconded by Councilmember Reichgott, To award the cleaning bid contract to Cleaning Services of the Hudson Valley, Inc., not to exceed \$24,300.00 for the year 2020-2021 and \$25,500.00 for the year 2021-2022, with extension options as follows: (1) \$27,000.00 for the year 2022-2023; (2) \$28,500.00 for the year 2023-2024; and (3) \$30,000.00 for the year 2024-2025.

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

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5. Resolution to approve Re-Appraisal of State Lands Contract to Beckman:

Beckman Approval

To authorize the engagement of Beckman Appraisals pursuant to their proposal dated 8-24-2020, to appraise New York State owned lands within the Town of Tuxedo to bring the assessment values current at a cost not to exceed \$40,000.00.

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

WORKSHOP – SPECIAL USE PERMITS FOR ZONING CODE.

This was tabled

DEPARTMENT UPDATES:

**Department
updates**

Highway Superintendent Dollbaum asked what the requirements for the Dog Control Officer was as one of his men may be interested. He went on to say his department is cleaning up still from the storm. They are also striping and paving. Lastly he noted they are starting to get the trucks ready for the winter season.

Town Clerk Matthews said that Deputy Town Clerk Dollbaum is getting the records rooms in order. She stated the Town Hall is open fully and running smoothly.

People are complying with the rules wearing masks, signing in, taking their temperatures etc.

Planning Board Chair Banyo said the Echo Dam Lake and Bridge applicants appeared at the last Planning Board meeting. It was primarily for information for them as to what the applicants would need to modify. The applicant was asked to submit their modifications by September 1, 2020. The Planning Board will post on the website so the public can view. The applicants are, for the Dam the Arden Homestead Association and for the Bridge, the Orange County Historical Society.

The next thing Mr. Banyo spoke of was the Jehovah Witness project on Sterling Mine Rd. The vast majority of the property is in Ramapo. There is a sliver of 7 acres out to the 249 acres total located in Tuxedo. The planning Boards role in this is to issue special wet lands permit a well as a driveway permit.

PUBLIC COMMENTS:

Public Comments

A caller asked who audits the personal use of take home vehicles. How does the Town Prevent abuses. Jerry Mottola had 3 comments, 1-concerning the illegal dirt pile by the new sewer plant. Wondered when it would be moved 2- He had seen in the Times Herald Record that the Town of Monroe tranquilized a bear up in a tree and moved it. Why can't Tuxedo do this?. Councilmember McMillen answered the Police removed the bear. He then commented to Mr. Mottola that he should call the police if he feels his safety is in jeopardy. The 3rd was concerning the November Vote. He asked that procedures to get an absentee ballot be noted.

VOUCHERS

Vouchers

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

Claim numbers: 2012917203 through 2012917290

**Regular Town Board Meeting
Town of Tuxedo Town Board
This meeting was held virtually through WebEx
August 24, 2020
Page 6 of 6**

General Fund :	\$88,554.09
Part-Town Fund:	63,051.73
Highway Town Wide :	47,467.34
Highway Part Town:	14,194.91
Refuse and Garbage Disposal:	22,511.64
Hamlet Sewer District:	16,271.19
Trust and Agency:	69,829.62
Total Abstract Amount:	\$321,880.52

ADJOURNMENT:

Adjournment

RESOLVED, motion made by Supervisor English, seconded by Councilmember May to adjourn from to the regular Town Board meeting at 9:24 pm

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

The meeting was adjourned

Respectively Submitted,



Donna Matthews
Town Clerk

**TOWN SUPERVISOR/TOWN BOARD UPDATE
TUXEDO TOWN BOARD MEETING
TOWN OF TUXEDO
SEPTEMBER 14, 2020**

TOWN SUPERVISOR/TOWN BOARD UPDATE

DISCUSSION ITEMS:

- Recycling Clarification
- Sign Application Review
- Guidance for upcoming Halloween Events
- Hamlet Sewer Update

**PUBLIC COMMENTS ON AGENDA ITEMS
TUXEDO TOWN BOARD MEETING
TOWN OF TUXEDO
SEPTEMBER 14, 2020**

PUBLIC COMMENTS ON AGENDA ITEMS:

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

**AGENDA ITEM #1
RESOLUTION TO ADOPT GOVERNMENT RETENTION SCHEDULE
TUXEDO TOWN BOARD MEETING
TOWN OF TUXEDO
SEPTEMBER 14, 2020**

1. RESOLUTION TO ADOPT GOVERNMENT RETENTION SCHEDULE:

Motion made by _____ seconded by _____, that *Retention and Disposition Schedule for New York Local Government Records* (LGS-1), issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless record listed therein,

FURTHER RESOLVED, that in accordance with Article 57-A:

- (a) only those records will be disposed of that are described in *Retention and Disposition Schedule for New York Local Government Records* (LGS-1), after they have met then minimum retention period described therein;
- (b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal or historical value to merit retention beyond established legal minimum periods.

ON ROLL-CALL VOTE:

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

**AGENDA ITEM #2
2020-21 TAX CERTIORARI PROCEEDINGS
TUXEDO TOWN BOARD MEETING
TOWN OF TUXEDO
AUGUST 24, 2020**

2. RESOLUTION SETTLING 2020-21 TAX CERTIORARI PROCEEDINGS:

Motion made by _____, seconded by _____,

WHEREAS, the following tax certiorari proceeding has been commenced against the Town of Tuxedo to contest the 2020-21 tax roll:

<u>Name</u>	<u>Index No.</u>
JP Morgan Chase Bank	EF003240-2020
The Tuxedo Club, Inc.	EF003790-2020
Millennium Pipeline Company LLC	9052020-20 (Special Franchise)

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Tuxedo, Orange County, New York, that the firm of Jacobowitz and Gubits, LLP, is hereby authorized to defend the Town in the above mentioned cases.

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

**OTHER BUSINESS
TUXEDO TOWN BOARD MEETING
TOWN OF TUXEDO
SEPTEMBER 14, 2020**

**DEPARTMENT UPDATES
TUXEDO TOWN BOARD MEETING
TOWN OF TUXEDO
SEPTEMBER 14, 2020**

DEPARTMENT UPDATES

**PUBLIC COMMENTS
TUXEDO TOWN BOARD MEETING
TOWN OF TUXEDO
SEPTEMBER 14, 2020**

PUBLIC COMMENTS

**VOUCHERS
TUXEDO TOWN BOARD MEETING
TOWN OF TUXEDO
SEPTEMBER 14, 2020**

VOUCHERS

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

Claim numbers: 2012917291 through 2012917377

Voucher #2012917237 deleted. Expense was not the Town's

General Fund :	\$ 199,849.39
Part-Town Fund:	46,423.73
Highway Town Wide :	41,249.45
Highway Part Town:	5,981.65
Refuse And Garbage Disposal:	22,773.25
Hamlet Sewer District:	6,758.34
Trust and Agency	11,579.22
<u>Total Abstract Amount:</u>	<u>\$ 334,615.03</u>

ON ROLL-CALL VOTE:

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

**ADJOURNMENT
TUXEDO TOWN BOARD MEETING
TOWN OF TUXEDO
SEPTEMBER 14, 2020**

ADJOURNMENT

RESOLVED, motion made by _____, seconded by Councilmember _____, to adjourn the meeting at _____ p.m.

ON ROLL-CALL VOTE:

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

