

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES
REGULAR MEETING
DECEMBER 20, 2023
MINUTES
Draft**

Present: Mayor Marc D. Citrin
Deputy Mayor Christopher Kasker
Trustee Paul Brooke
Trustee Anna (Tinka) Shaw

Clerk: Elizabeth A. Doherty

Absent: Trustee Joshua Scherer

Village Attorney: Jared A. Kasschau, Esq. (Harris Beach, PLLC) via Zoom

Attendees: Building and Land Use Officer John Ledwith, Police Chief David Conklin (via Zoom), Michele Lindsay (Chair of the Police Chief Search Committee), approximately two members of the public were in attendance at Village Hall and approximately ten members of the public attended via Zoom.

Mayor Citrin called the meeting to order at 7:00 p.m. The Pledge of Allegiance was said followed by roll call. Mayor Citrin began the meeting by presenting a Certificate of Appreciation to Deputy Mayor Kasker who was elected to the position of Town Councilmember in the November 7th election. This is Deputy Mayor Kasker's last meeting as a Village Trustee. The community is thankful for his service. He will be greatly missed!

**Reports to the Board
Resolution 1220-01**

Be it resolved that the Board add all written reports to the permanent record.

Motion made by Mayor Citrin, seconded by Deputy Mayor Kasker.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

Approval of Minutes
Resolution 1220-02

Be it resolved the Board of Trustees approve the minutes from the November 15, 2023 Regular Meeting.

Be it resolved that the Board add all written reports to the permanent record.

Motion made by Mayor Citrin, seconded by Deputy Mayor Kasker.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

Resolution Authorizing the Mayor to Execute the Contract
between Joe Cecconi’s Chrysler Complex and the Village for the Lease
and Option to Purchase One (1) 2022 Dodge Durango Pursuit Vehicle
Resolution 1220-03

WHEREAS, the Village of Tuxedo Park is leasing, with an option to purchase, a 2022 Dodge Durango Pursuit (VIN 1C4RDJFG4NC198772) (“Police Vehicle”) for its Police Department; and

WHEREAS, the Village proposes to finance the lease through an installment lease/purchase agreement; and

WHEREAS, the Village has investigated the costs of borrowing the funds for purchase of the said Police Vehicle as an alternative to the proposed installment purchase agreement; and

WHEREAS, the Village has investigated the costs of borrowing the funds for purchase of the said Police Vehicle as an alternative to the proposed installment purchase agreement and, further, the Village has completed an “Evaluation of Financing Alternative” (EFA) Form, a copy of which is attached hereto; and

WHEREAS, the Village has contacted multiple lending institutions and has determined that the cost of the proposed lease/purchase agreement is less than the cost of the financing through borrowing; and

WHEREAS, the Village Board of Trustees finds that the proposed installment purchase agreement with and to finance the purchase through a five (5) year installment purchase agreement with Joe Cecconi’s Chrysler Complex, 2380 Military Road, Niagara Falls, NY 14304 (“Joe Cecconi’s Chrysler”), complies with the requirements of General Municipal Law § 109-b;

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the Village Board of Trustees hereby approves the proposed purchase of the Police Vehicle subject to the submission of a contract in a form acceptable to the Village Attorney; and
2. That the Village Board of Trustees hereby determines and finds that execution and delivery of the installment purchase agreement with and to finance the purchase through a five (5) year installment purchase agreement with Joe Cecconi's Chrysler is in the best financial interests of the Village based on due consideration of the other available acquisition and financing alternatives as set forth in the EFA Form and on other administrative and management considerations with respect to the acquisition of the Police Vehicle; and
3. That the Village Board of Trustees hereby authorizes the Village Mayor to execute the said installment purchase agreement and such other and further documents as may be necessary to carry out the terms and conditions thereof.

Mayor Citrin presented the foregoing resolution which was seconded by Deputy Mayor Kasker.

The vote on the foregoing resolution was as follows:

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

Sale of Surplus Police Vehicle
Resolution 1220-04

Be it resolved that the Board of Trustees authorize Police Chief Conklin to list patrol vehicle 955 on the Auctions International website to sell to the highest bidder.

Motion made by Mayor Citrin, seconded by Deputy Mayor Kasker.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

Workers' Compensation Contract
Resolution 1220-05

Be it resolved that the Board of Trustees approve the renewal of PERMA third party administration services at the same rates as last year.

Motion made by Trustee Brooke, seconded by Trustee Shaw.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

Professional Fees
Resolution 1220-06

Be it resolved that the Board of Trustees authorize clerk Desiree Hickey to work up to 20 hours to update the Professional Fees billing. Her rate of pay will be \$20 per hour.

Motion made by Trustee Brooke, seconded by Trustee Shaw.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

Tree Advisory Board Terms
Resolution 1220-07

Be it resolved that the Board of Trustees approve the renewal of Jill Swirbul's term on the Tree Advisory Board (TAB) for another two years; and that the Board of Trustees approve a two-year term for Pamela Breeman. Pamela Breeman will replace Father Rick Robyn, whose term expires this year. The Board of Trustees would like to thank Father Robyn for his service on the Tree Advisory Board.

Motion made by Mayor Citrin, seconded by Deputy Mayor Kasker.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

**Disposal of Obsolete
Electronic Equipment
Resolution 1220-08**

Be it resolved that the Board of Trustees approve the disposal of a non-working 2001 IBM ThinkPad, three routers and a hard drive and transfer the same to New Windsor IT for disposition.

Motion made by Mayor Citrin, seconded by Deputy Mayor Kasker.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

**Tuxedo Historical Society
Water Rate
Resolution 1220-09**

Be it resolved that the Board of Trustees approve charging the Tuxedo Historical Society, St. Mary's Church and Calvary Chapel Grace Fellowship Church the residential water rate instead of the commercial water rate, on the condition that their water usage does not exceed 8,000 gallons per quarter. If this is exceeded the issue will be revisited by the Board of Trustees.

Motion made by Mayor Citrin, seconded by Deputy Mayor Kasker.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

**Cancellation of Bid
Resolution 1220-10**

Be it resolved that the Board of Trustees cancel the invitation to bid for harvesting services as provided by GEI Consultants.

Motion made by Mayor Citrin, seconded by Deputy Mayor Kasker.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

**Generator Purchase
Resolution 1220-11**

Be it resolved that the Board of Trustees authorize the Department of Public Works (DPW) to purchase a generator for up to \$1,299 from budget line 5110.4 – Street Maintenance Contractual.

Motion made by Trustee Brooke, seconded by Deputy Mayor Kasker.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

**Tuxedo Joint Fire District Appointment
Resolution 1220-12**

Be it resolved that the Board of Trustees authorize the Tuxedo Joint Fire District to reappoint Commissioner Edward “Benji” Brennan to a five-year term beginning January 1, 2024.

Motion made by Trustee Brooke, seconded by Deputy Mayor Kasker.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

Audit of Claims

Village Clerk-Treasurer Doherty noted for the record the audit of claims as follows: General Fund - \$48,031.42, Sewer Fund - \$2,059.78 and Water Fund - \$6,850.91.

**Budget Transfer
Resolution 1220-13**

Be it resolved that the Board of Trustees authorize Clerk-Treasurer Doherty to transfer \$500 from NYS Retirement 9010.8 to Assessor-Contractual 1355.4.

Motion made by Mayor Citrin, seconded by Deputy Mayor Kasker.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Aye
Trustee Scherer – Absent
Trustee Shaw – Aye

**Enter Executive Session
Resolution 1220-14**

Be it resolved that the Board of Trustees leave the Public Meeting and enter Executive Session at 8:25 p.m. to discuss personnel issues and litigation.

Motion made by Mayor Citrin, seconded by Deputy Mayor Kasker.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Absent
Trustee Scherer – Absent
Trustee Shaw – Aye

**Exit Executive Session
Resolution 1220-15**

Be it resolved that the Board of Trustees re-enter the Public Meeting at 8:49 p.m.

Motion made by Mayor Citrin, seconded by Deputy Mayor Kasker.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Absent
Trustee Scherer – Absent
Trustee Shaw – Aye

Adjournment
Resolution 1220-16

On a motion made by Mayor Citrin, seconded by Trustee Shaw, it was resolved to adjourn the meeting at 8:49 p.m.

Vote of the Board:

Mayor Citrin – Aye
Deputy Mayor Kasker – Aye
Trustee Brooke – Absent
Trustee Scherer – Aye
Trustee Shaw – Aye

Respectfully submitted,

Elizabeth A. Doherty
Village Clerk-Treasure