

**VILLAGE OF TUXEDO PARK  
BOARD OF TRUSTEES  
PUBLIC HEARING AND  
REGULAR MEETING  
JANUARY 26, 2022  
MINUTES  
Draft**

Present: Mayor David McFadden  
Deputy Mayor Anna (Tinka) Shaw (via Zoom)  
Trustee Paul Brooke  
Trustee Christopher Kasker  
Trustee Joshua Scherer (via Zoom)

Clerk: Elizabeth A. Doherty

Village Attorney: Brian Nugent, Esq. (Feerick Nugent MacCartney, PLLC) and, via Zoom,  
Robert Zitt, Esq. (Feerick Nugent MacCartney, PLLC)

Attendees: Building and Land Use Officer John Ledwith; Police Chief David Conklin;  
DPW Superintendent Jeff Voss; members of Emma Sullivan's family and  
about seven people at Village Hall and about 17 members of the public via  
Zoom

Mayor McFadden called the Public Hearing to order at 6:50 p.m. Roll call was taken.

**Resolution to Open the Public Hearing on Local Law #1 of 2022  
Resolution 0126-01**

Be it resolved the Board of Trustees open the Public Hearing to discuss Local Law #1 of 2022:  
A Local Law to amend Village law related to site plan approval.

Motion made by Mayor McFadden, seconded by Trustee Brooke.  
Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

**Resolution to Close the Public Hearing on Local Law #1 of 2022**  
**Resolution 0126-02**

Be it resolved that the Board of Trustees close the Public Hearing on Local Law #1 of 2022: A Local Law to amend Village Law related to site plan approval.

Motion made by Mayor McFadden, seconded by Deputy Mayor Shaw.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

**Resolution to Approve the Local Law**  
**Resolution 0126-03**

Be it resolved that the Board of Trustees approve Local Law #1 of 2022: A Local Law to amend Village Law related to site plan approval.

Motion made by Mayor McFadden, seconded by Deputy Mayor Shaw.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

The public hearing was adjourned at 6:54 p.m.

Mayor McFadden called the regular monthly meeting of the Board of Trustees to order at 7:01 p.m. and led the Pledge of Allegiance. Roll call was taken.

**Resolution to Hire Emma Sullivan**  
**Resolution 0126-04**

Be it resolved that the Board of Trustees approve the hiring of Emma Sullivan as Part-Time Police Officer to start immediately per the recommendation of Chief Conklin.

Motion made by Mayor McFadden, seconded by Trustee Brooke.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

Emma Sullivan was sworn in as a Part-Time Police Officer.

**Grievance Day**  
**Resolution 0126-05**

Be it resolved the Board of Trustees schedule the Board of Assessors meeting on Tuesday, February 15, 2022 between the hours of 4 p.m. and 8 p.m. to be held at the Village Hall for the purposes of completing such assessment roll and the hearing and determining of complaints in relation thereto on the application of any person considering himself aggrieved thereby.

Motion made by Mayor McFadden, seconded by Deputy Mayor Shaw.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

**Board of Assessors Meeting**  
**Resolution 0126-06**

Be it resolved that the Board of Assessors meet via Zoom on Monday, January 31, 2022 at 10 a.m. to review the recommendations of the Tentative Tax Roll.

Motion made by Mayor McFadden, seconded by Trustee Brooke.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

**Change of Club Representative on Police Reform Committee**  
**Resolution 0126-07**

Be it resolved that the Board of Trustees replace Trustee Scherer with the General Manager of the Tuxedo Club as the Club Representative on the Police Reform Committee.

Motion made by Mayor McFadden, seconded by Deputy Mayor Shaw.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

**Consent Agenda**  
**Resolution 0126-08**

Be it resolved the Board of Trustees accept the items on the consent agenda.

Motion made by Mayor McFadden, seconded by Trustee Brooke.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

**ITEMS ON THE CONSENT AGENDA**

- a. Add all written reports to the Permanent Record
- b. Approve the December Minutes
- c. Authorize the Mayor to sign:
  1. The PERMA TPA Agreement and,
  2. The Board to approve the PERMA invoice for Worker's Compensation and Employers Liability Coverage
- d. Accept letter of resignation from Part-Time Police Officer Thomas Bonkowski effective February 1, 2022. Mr. Bonkowski has accepted a full-time job with the Town of Ramapo Police Department
- f. (Item removed from Consent Agenda)

- g. Approve the rescinded resignation of Part-Time Police Officer Erik Johnson (his resignation was approved at the June meeting but within a week Officer Johnson asked to rescind it)
- h. Approve the reinstatement of Part-Time Police Officer Johnny Gonzalez who needed to earn more college credits to continue as a Part-Time Police Officer
- i. Accept the resignation of John Hochheim, DPW Mechanic, for retirement, effective March 6<sup>th</sup>. His last day of work will be January 31<sup>st</sup> and he will use his vacation and personal time through the month of February and into March.

**Local Law #2 of 2022**  
**Resolution 0126-09**

Be it resolved that the Board of Trustees schedule a public hearing for Draft Local Law No. 2 of 2022, a Local Law to further define Village of Tuxedo Park, NY Code – Chapter 78: Sewers and Sewage Disposal; §78-24: Sewer Rents or Charges for February 16, 2022 at 6:50 p.m.

Motion made by Mayor McFadden, seconded by Deputy Mayor Shaw.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

**Design Renderings from Treestone**  
**Resolution 0126-10**

Be it resolved that the Board of Trustees accept the recommendation of the Wee Wah Park Committee authorizing the Mayor to negotiate a fee arrangement acceptable to the Board of Trustees at the February regular meeting with Treestone to produce design renderings suitable for fund raising.

Motion made by Mayor McFadden, seconded by Deputy Mayor Shaw.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

**Audit of Claims**  
**Resolution 0126-11**

Be it resolved that the Board of Trustees authorize the Mayor to sign the audit of claims comprised of the General Fund - \$334,929.93, Water Fund - \$34,079.73 and Professional Fees - \$1,218.54.

Motion made by Mayor McFadden, seconded by Deputy Mayor Shaw.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

There were no budget transfers.

**Enter Executive Session**  
**Resolution 0126-12**

Be it resolved that the Board of Trustees temporarily exit the public meeting and enter Executive Session at 8:15 p.m. to discuss Village employees, the PBA collective bargaining agreement, contractor agreements, a water customer, and a legal matter.

Motion made by Mayor McFadden, seconded by Deputy Mayor Shaw.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

**Exit Executive Session**  
**Resolution 0126-13**

Be it resolved that the Board of Trustees exit Executive Session at 8:58 p.m. and re-enter the public meeting

Motion made by Mayor McFadden, seconded by Trustee Kasker.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

No resolutions were made during Executive Session.

**Adjournment**  
**Resolution 0126-14**

Be it resolved to adjourn the public meeting at 8:59 p.m.

Motion made by Mayor McFadden, seconded by Trustee Kasker.

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Aye  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Aye  
Mayor David C. McFadden – Did not vote

Respectfully submitted,

Elizabeth A. Doherty  
Village Clerk-Treasurer