

**VILLAGE OF TUXEDO PARK
BOARD OF TRUSTEES
REGULAR MEETING
APRIL 20, 2022
MINUTES**

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

Clerk: Elizabeth A. Doherty

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

Attendees: Building and Land Use Officer John Ledwith; Police Chief David Conklin; DPW Superintendent Jeff Voss; Town Councilmember Jay Reichgott; Lake Committee Chair Jim Hays; and about nine members via Zoom

Mayor McFadden called the regular monthly meeting of the Board of Trustees to order at 7:00 pm and led the Pledge of Allegiance. Roll call was taken. A moment of silence was observed for the people suffering in the Ukraine.

**Consent Agenda
Resolution 0420-01**

Be it resolved the Board of Trustees approve the Consent Agenda items (a) through (h).

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 March Minutes for both meetings;
- c. Approve Earth Day Community Shredding Event – Friday, April 22nd 8:30 am to 11:30AM;
- d. Approve usage of the Wee Wah Park for the 2022 fifth grade picnic for the students of George Grant Mason Elementary School;
- e. Approve Resignation & Payment Plan of Part-Time Police Officer Tyler Stark;
- f. Authorize the Mayor to sign the State Pollutant Elimination System (SPDES) permit for the Sewage Treatment Plant;
- g. Authorize the transfer of \$50,000 from the Water Fund account to the Capital Improvement Savings account;
- h. Authorize the Mayor to Renew the CDPHP dental plan; rates are the same as the previous year.

**IMA Summer Camp
Resolution 0420-02**

Be it resolved the Board of Trustees authorize the Mayor to sign the Inter-Municipal Agreement with the Town of Tuxedo for the Summer Camp to use the Wee Wah Park and present it to the Town for signature.

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

**Public Hearing – Use of Boats
Resolution 0420-03**

Be it resolved that the Board of Trustees schedule a Public Hearing on the use of boats on the Wee Wah Lake on May 18, 2022 at 6:50 pm at Village Hall.

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

SOLitude Lakes Management
Resolution 0420-04

Be it resolved that the Board of Trustees authorize the Mayor to sign the Solitude Lakes Management Agreement (with updated payment plan) for milfoil eradication.

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

Munistat
Resolution 0420-05

Be it resolved the Board of Trustees authorize the Mayor to sign the agreement with Munistat, a firm specializing in municipal finance and municipal government-related matters.

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

Wee Wah Park Donations
Resolution 0420-06

WHEREAS, various residents (“Donors”) have previously pledged or submitted donations specifically for the maintenance and care of Wee Wah Park in the Village; and

WHEREAS, in complying with best practices, the Village Board of Trustees desires to accept any such donations by Resolution of the Village Board; and

WHEREAS, Donors who have pledged or donated have been afforded the opportunity to withdraw such donations prior to this Resolution; and

WHEREAS, subsequent to passage of this Resolution, donations are not refundable without express permission of the Village Board in compliance with Village financial procedures, including the requirement for Board of Trustees approval.

NOW, THEREFORE, be it is resolved as follows:

Section 1. The above “WHEREAS” clauses are incorporated herein as if set forth in full.

Section 2. The Village Board hereby ratifies and accepts donations set forth in the annexed document(s) for the purposes of Wee Wah Park.

Section 3. Such donations shall not be subject to refund absent approval of the Village Board.

Section 4. Such donations shall not be directed to any other purpose without a written submission from the Donor indicating another purpose and approval of the Village Board.

Section 5. This Resolution shall be effective immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

	<u>Ayes</u>	<u>Noes</u>	<u>Abstain</u>	<u>Absent</u>
Mayor David McFadden	[]	[]	[X]	[]
Deputy Mayor Tinka Shaw	[X]	[]	[]	[]
Trustee Christopher Kasker	[X]	[]	[]	[]

Trustee Joshua Scherer	[X]	[]	[]	[]
Trustee Paul Brooke	[X]	[]	[]	[]

The Resolution was thereupon duly adopted.

Wee Wah Fishing Club Membership
Resolution 0420-07

Be it resolved that Board of Trustees approve the Wee Wah Fishing Club's request to go over the cap of eligibility.

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

Wee Wah Park Fundraiser
Resolution 0420-08

Be it resolved that the Board approve the Wee Wah Park Summer Fundraiser on Sunday, May 15th, at 2 pm.

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

Water Billing
Resolution 0420-09

Be it resolved that the Board of Trustees authorize the Water Department to bill the tenants at 7 Library Road, 2 School House Lane and 21 Augusta Place for water usage. This authorization in no way alleviates the property owners of the liability of the bill should the tenants not make the appropriate payments by the due date. Effective immediately.

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

Code Red
Resolution 0420-10

Be it resolved that the Board authorize the Mayor to sign an updated Code Red agreement to include Town of Tuxedo residents on the Village of Tuxedo Park water system of water main breaks, boil water notices and other department alerts.

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

June 14 Election
Resolution 0420-11

Be it resolved that the Board authorize the following people to work at the Village election on June 14, 2022:

- a. Machine Operators: Kurt Haug and James Pearson; Wendy Dulin will serve as an alternate in the event of a cancellation;

- b. Table Inspectors: Lori Guggino, Jean Haug and Desiree Hickey; Jennifer Weiss will serve as an alternate in the event of a cancellation.

The pay is \$250 for the day.

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

It is noted for the record that the audit of claims is as follows: General Fund - \$157,380.05, Water Fund - \$40,400.89 and Professional Fees - \$675.00.

Budget Transfers

There were no budget transfers.

Enter Executive Session Resolution 0420-11

Be it resolved that the Board of Trustees leave the public meeting and enter Executive Session to discuss a tax assessment issue, Village employees, legal matters, and PBA Negotiations at 7:43 pm.

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 0420-13

Be it resolved that the Board of Trustees exit Executive Session and re-enter the public meeting.

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

VRI Environmental Agreement
Resolution 0420-12

Be it resolved that that Board of Trustees authorize the Mayor to sign the VRI Environmental Agreement, services effective July 1, 2022.

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

Adjournment
Resolution 0420-14

Be it resolved that the Board of Trustees adjourn the meeting at 8:33 pm.

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

Respectfully submitted,

A handwritten signature in cursive script that reads "Elizabeth A. Doherty".

Elizabeth A. Doherty
Village Clerk-Treasurer