

Regular Town Board Meeting
Town of Tuxedo
1 Temple Dr., Tuxedo, NY 10987
And via Zoom
January 8, 2025

Supervisor McMillen called to order the Town Board Meeting of January 8, 2025 at 7:00pm.

The meeting was opened by a pledge of allegiance to the flag.

Town Board Members Present:	Mr. Dave McMillen	Supervisor
	Mr. Deirdre Murphy	Deputy Supervisor
	Mr. Chris Kasker	Councilmember
	Mr. Chris Dollbaum	Councilmember

Town Board Member Absent: None

Recording Secretary: Marisa Dollbaum Town Clerk

Other Town Officials Present in person:

Mr. James Horan, Town Attorney; Richard L. Marsh, Chief of Police

Department Updates

- Police Chief Marsh said his department issued 77 traffic tickets and responded to 543 service calls in the month of December.

Public Comment(s) on Agenda Items

There were no public comments.

Agenda Item #1 – Resolution to Change Name of Private Road

On a Motion made by Supervisor McMillen and seconded by Councilmember Dollbaum, the Town Board of the Town of Tuxedo approves the name change of a private road from Sister Servants Lane to Stone Bridge Road.

The foregoing resolution was adopted on a vote of 4 ayes and 0 nays.

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Agenda Item #2 – Resolution to Reduce Bond (Nursery Road LLC)

On a Motion made by Supervisor McMillen and seconded by Councilmember Dollbaum, the Town Board, pursuant to recommendations received from the Town Highway Superintendent, the Town Engineer and Town Counsel, does hereby approve the return of \$43,920, which is a portion of the maintenance bond provided by Violet Associates/Nursery Road LLC.

*\$4,880.00 still being held as a maintenance bond for a period of one year.

The foregoing resolution was adopted on a vote of 4 ayes and 0 nays.

Agenda Item #3 – Resolution Settling Tax Certiorari

Settling of Tax Certiorari Claim

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 8th day of January, 2025;

WHEREAS, SUSAN MAGNANI, AND ALL OF THE PETITIONERS, have commenced a tax certiorari proceeding against the Town of Tuxedo in the Supreme Court of the State of New York, County of Orange for:

2024-25 tax assessment year bearing Index No. EF006356-2024

WHEREAS, it appears from the recommendation of the Town Assessor and Kara J. Cavallo, Esq., of J&G Law, LLP, 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, SUSAN MAGNANI and ALL OF THE PETITIONERS are willing to settle this proceeding without interest, costs or disbursements, in the following manner:

- (1) That the proceeding for the 2024-25 tax year be compromised and settled by the assessment being reduced from \$66,400 to a total assessment of \$61,000 for a total reduction in assessment of \$5,400 for tax map no. 226-1-57;
- (2) That the proceeding for the 2024-25 tax year be compromised and settled by the assessment being reduced from \$66,400 to a total assessment of \$61,000 for a total reduction in assessment of \$5,400 for tax map no. 226-1-21;

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- (3) That the proceeding for the 2024-25 tax year be compromised and settled with no reduction in the assessment of \$380,700 for tax map no. 107-1-100;
- (4) That the proceeding for the 2024-25 tax year be compromised and settled by the assessment being reduced from \$284,600 to a total assessment of \$270,000 for a total reduction in assessment of \$14,600 for tax map no. 106-1-75.2;
- (5) That the Petitioners' real property taxes on said parcel above described for the 2024-25 School taxes and for the 2025 County and Town taxes be adjusted accordingly and the Petitioners be reimbursed for any overpayment or be credited with the corresponding decrease in taxes, as the case may be;
- (6) That Real Property Tax Law §727 shall apply to this proceeding.

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 J&G Law, 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 McMillen and seconded by Councilperson Kasker, the foregoing resolution was adopted to a vote of 4 Ayes, 0 Nays.

Agenda Item #4 - Resolution to Accept Greenway Grant for Riverwalk

On a Motion made by Deputy Supervisor Murphy and seconded by Supervisor McMillen, the Town Board of the Town of Tuxedo Accepts the Greenway Grant to construct a Riverwalk at Powerhouse Park and allow Town Supervisor to sign the MOU

*\$75, 000.00 matching grant with \$37,500.00 of Town's responsibility

The foregoing resolution was adopted on a vote of 4 ayes and 0 nays.

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Agenda Item #5 - Resolution to Approve Towing Licenses

On a Motion made by Supervisor McMillen and seconded by Deputy Supervisor Murphy, the Town Board of the Town of Tuxedo approved the Applications for Towing Licenses submitted by the following business, having received approval of Detective Gerard Shiloh, are hereby approved beginning January 1, 2025 through December 31, 2025.

NJV Auto Center, Inc. Sloatsburg, NY (\$500.00 fee paid)
Apple Auto Body, Monroe, NY (\$500.00 fee paid)
Loyal Tire and Auto, Monroe, NY (\$500.00 fee paid)
Itzy's Collision, Southfields, NY (\$500.00 fee paid)
ISM Car Rental, Inc. dba Itzy's Collision, NY (\$500.00 fee paid)
Freeman's Auto Service, Harriman, NY (\$500.00 fee paid)

The foregoing resolution was adopted on a vote of 4 ayes and 0 nays.

Agenda Item #6 - Resolution to Appoint Part-Time Police Officer

RESOLVED, On a Motion made by Supervisor McMillen and seconded by Councilmember Dollbaum that the Town Board of the Town of Tuxedo appointed Part-Time Police Officer James Giannettino, pending Civil Service approval (hourly rate \$33.63).

The foregoing resolution was adopted on a vote of 4 ayes and 0 nays.

Agenda Item #7 – Resolution to Appoint Part-Time Dispatcher

RESOLVED, On a Motion made by Supervisor McMillen and seconded by Councilmember Dollbaum, the Town Board of the Town of Tuxedo appointed Part-Time Michael Loughlin, pending Civil Service approval (Hourly rate \$20.00).

The foregoing resolution was adopted on a vote of 4 ayes and 0 nays.

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Other Business

1. Accept Resignation from Part-Time Court Clerk

RESOLVED, On a Motion made by Supervisor McMillen and seconded by Councilmember Dollbaum, the Town Board of the Town of Tuxedo accepted Tracy Peplowski's resignation as Part-Time Court Clerk effective January 7, 2025.

The foregoing resolution was adopted on a vote of 4 ayes and 0 nays.

Minutes

RESOLVED, On a Motion made by Supervisor McMillen and seconded by Councilmember Dollbaum, the Town Board of the Town of Tuxedo accepted the Minutes of the Regular Bi-Monthly Town Board Meeting held on December 11, 2024.

The foregoing resolution was adopted on a vote of 4 ayes and 0 nays.

VOUCHERS

Below are the vouchers totaling \$5000 or greater:

2012924164	Global Montello	\$5,642.39	Fuel Delivery #2/2 November 2024
2012924168	Office of the State Comptroller	\$59,139.00	Oct & Nov Court Fines & Fees
2012924203	Town of New Windsor- NWIT	\$7,813.37	Nov 2024 IT Services
2012924212	IWS of New York	\$34,478.82	Nov 2024 Garbage and Recycling Pickup
2012924219	J.S. Braddock Agency	\$73,624.70	2025 Insurance Policy Renewal
2012924220	J.S. Braddock Agency	\$7,445.00	Professional Liability Ins Renewal 2025
2012924231	Benistar	\$7,586.55	January 2025 Retiree Health Insurance
2012924235	MVP Healthcare	\$5,170.99	Jan 2025 Town Hall & Elected Health Insurance
2012924239	Global Montello Group Corp	\$8,003.09	December 2024 Fuel Delivery #1/2
2012924240	Gridless Power	\$44,819.98	Camera Equipment- LETGrant
2012924241	Paul Cangelosi Trailer Sales	\$8,512.00	Trailer for ATV- LETGrant
2012924242	Unmanned Vehicle Technologies	\$13,919.58	Drone/Battery LETGrant

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On a motion made by Supervisor McMillen, seconded by Councilmember Dollbaum, the following vouchers, having been audited by the Town Board, are hereby approved for payment:

Claim numbers: 2012924155 through 2012924242

2 vouchers pending additional approval from department heads that are not included:

2012924221- \$8,000 (Edmunds GovTech- Building Software)

2012924066- \$1000 (Lynn Forte- Refund of Road Open Permit)

*3 Checks were printed off cycle with Supervisor approval:

Check # 39363- Lease Servicing Center- One Time Documentation Fee for Tandem- \$500.00

Check # 39364- Rockland Paramedics- Prepayment of 2025 Ambulance Contract (ARPA)- \$142,586

Check #39365- Locomotion Powersports- Polaris Ranger ATV- (LETG)- \$31,930.27

General Fund:	\$167,671.16
Part-Town Fund:	\$116,839.07
Highway Town Wide:	\$14,308.58
Highway Part Town	\$1,64520
Refuse and Garbage	\$34,478.82
Hamlet Sewer District	\$284.96
Trust and Agency	\$0
<u>Total Abstract Amount:</u>	\$335,227.79

The foregoing resolution was adopted on a vote of 4 ayes and 0 nays.

PUBLIC COMMENTS

Resident Jerry Mottola said there was a naming convention in Tuxedo somewhere in the 1990's that stipulated rules to be able to change names of roads. Attorney Horan stated he will look into the Town code on the matter.

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Executive Session

RESOLVED, On a Motion made by Supervisor McMillen and seconded by Councilmember Dollbaum, the Town Board of the Town of Tuxedo entered into an Executive Session to discuss a personnel matter at 7:30pm.

The foregoing resolution was adopted on a vote of 4 ayes and 0 nays.

RESOLVED, On a Motion made by Supervisor McMillen and seconded by Deputy Supervisor Murphy the Town Board of the Town of Tuxedo left the Executive Session and re-entered the Public Meeting at 9:10pm.

The foregoing resolution was adopted on a vote of 4 ayes and 0 nays.

No action was taken.

ADJOURNMENT

RESOLVED, On a Motion made by Supervisor McMillen seconded by Councilmember Dollbaum, the Town Board of the Town of Tuxedo adjourned the meeting at 9:10pm.

The foregoing resolution was adopted on a vote of 4 ayes and 0 nays.

Respectfully submitted,

Marisa Dollbaum

Town Clerk
Town of Tuxedo