

**VILLAGE OF TUXEDO PARK  
BOARD OF TRUSTEES  
REGULAR MEETING  
AUGUST 30, 2023  
MINUTES**

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

Absent: Trustee Joshua Scherer

Clerk: Elizabeth A. Doherty

Village Attorney: Jared A. Kaschau, Esq. and Brian S. Stolar, Esq. (Harris Beach, PLLC)

Attendees: Building and Land Use Officer John Ledwith, Police Chief David Conklin (via Zoom), Department of Public Works Supervisor Jeff Voss, thirteen members of the public were in attendance at Village Hall and approximately eight members of the public via Zoom.

This is the rescheduled monthly Board of Trustees meeting from August 16, 2023.

Mayor McFadden called the meeting to order at 7:00 p.m. with the Pledge of Allegiance. Roll call was taken.

**Consent Agenda  
Resolution 0830-01**

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

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 – Absent  
Mayor David C. McFadden – Did not vote

**ITEMS ON THE CONSENT AGENDA**

- a. Add all written reports to the permanent record and approve minutes from July 26
- b. Accept Resignation of Part-Time Police Officer Jaymie Ruiz
- c. Accept Resignation of Part-Time Police Officer Antonio Esposito
- d. Authorize Police Department to Hire Part-Time Police Officer Richard Marsh
- e. Allow 2023 Tuxedo Park Tunnel to Towers Charity Run/Walk/Bike Event at Wee Wah Park
- f. Renew Ameritas Dental and Eye Care Plan, budget code 9060.8 Health Insurance; the plans show an increase of 4% in costs
- g. Approval to Pay Election Inspectors \$75 each for three and a half hours of work on August 10<sup>th</sup> to be paid from budget code 1450.4 (Elections-Contractual)
- h. Permission for Village Clerk to attend an all-day class hosed by New York State Retirement on September 7<sup>th</sup>; Mileage reimbursement to be allocated to 1325.4 - Treasurer-Contractual

**Fish Stocking  
Resolution 0830-02**

Be it resolved, the Board of Trustees approve Beaverkill Trout Hatchery, Ltd. to stock Tuxedo Lake with brown and rainbow trout during August 2023 for \$18,300 as recommended to the Board by Mr. Peter Van Zandt and A. J. Reyes, Lakes Manager, expensed budget line 1989.4 (Lake Management and Watershed Study); furthermore the Board agreed that an existing hardship supports an exemption of the three vendor bid requirement in the Village procurement policy; furthermore, the Board will seek contributions from the Tuxedo Club and the Village Boat Club; furthermore, without the contributions the Mayor is authorized to cancel the order; furthermore, the Trustees provide the Mayor with the authority to accept a lower bid than the bid discussed above.

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 – Absent  
Mayor David C. McFadden – Did not vote

**Harris Beach  
Resolution 0830-03**

Be it resolved, the Board of Trustees authorizes Harris Beach to conduct a comprehensive review of essential policies, including those related to sexual harassment, procurement, investment, ethics, gifts policy and being on the National Register of Historic Places. Additionally, Harris Beach will examine potential conflicts of interest that may arise. Furthermore, Harris Beach will assess the status of required state training and compliance, promptly informing the Board and appointed boards of any identified gaps or lapses. This proactive measure will ensure our community's

operations align with legal mandates and ethical standards. The goal is to strengthen our commitment to transparency, accountability, and adherence to state-mandated regulations across various facets of governance.

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 – Absent  
Mayor David C. McFadden – Did not vote

**Webmaster**  
**Resolution 0830-04**

Be it resolved, the Board of Trustees approve a formal search and bid process for a webmaster vendor to fill the vacancy left by the mayor's resignation as the full-time village webmaster on August 24, 2023. Furthermore, the Village Treasurer will recommend a solution for this unanticipated and unallocated expense estimated at \$20,000 - \$30,000.

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 – Absent  
Mayor David C. McFadden – Did not vote

**Abandoned Property Return**  
**Resolution 0830-05**

Be it resolved, the Board of Trustees has authorized the return of abandoned property in the amount of \$1,452.70 from HSBC by Village Clerk Elizabeth Doherty.

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 – Absent  
Mayor David C. McFadden – Did not vote

**BAR Review for Property Improvements**  
**Resolution 0830-06**

Be it resolved, the Board of Trustees authorizes the proprietor of 47 Clubhouse Road to participate in an informal review before the Board of Architectural Review (BAR) pertaining exclusively to the Village-owned property commonly referred to as the “100 Steps.” The BAR’s assessment will encompass an evaluation of the selection of the materials and the proposed arrangement and design layout of the intended alterations and enhancements. Upon receipt of the BAR’s recommendations, the proprietor may present them to the Board of Trustees for final approval.

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

Vote of the Board:

Deputy Mayor Tinka Shaw – Aye  
Trustee Brooke – Abstain  
Trustee Christopher Kasker – Aye  
Trustee Scherer – Absent  
Mayor David C. McFadden – Aye

**Audit of Claims**

Village Clerk-Treasurer Doherty noted for the record the audit of claims as follows: General Fund - \$480,844.43, Sewer Fund - \$5,794.65 and Water Fund - \$145,199.65. Village Clerk-Treasurer Doherty explained that the numbers for the General Fund and Water Fund are a little higher than normal because in August payments are due for certain debt obligations.

**Enter Executive Session**  
**Resolution 0830-07**

Be it resolved that the Board of Trustees leave the public meeting and enter Executive Session to discuss legal matters and candidates for the open Planning Board seats and a discussion of a particular employee at 8:48 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 – Absent  
Mayor David C. McFadden – Did not vote

**Exit Executive Session**  
**Resolution 0830-08**

Be it resolved to exit Executive Session to re-enter the public meeting at 9:49 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 – Absent  
Mayor David C. McFadden – Did not vote

**Adjournment**  
**Resolution 0830-09**

Be it resolved to exit Executive Session to re-enter the public meeting at 9:50 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 – Absent  
Mayor David C. McFadden – Did not vote

Respectfully submitted,



Elizabeth A. Doherty  
Village Clerk-Treasurer