

J. Schmitt: Right. Thank you. Good evening, everybody, and thank you for joining us for our first annual, 2021, January 6, Town Board meeting. I hope everyone had a great holiday season, and was safe getting through this pandemic. Our first reorganizational meeting, and I thank you all for being here. Councilman DeRosa is not present tonight. He is dialed in over the phone, so he will be weighing in. He's quarantining right now. And before we start the meeting, I just want to say with all the actions we've seen today at our nation's capital, it's a sad day for America to see this kind of stuff happening, and we hope that everyone is safe, and we hope that people that are going to choose to protest can find a way to do it in a peaceful manner without destructing personal property, and of course without destructing our nation's capital. So if any other board members wanted to say something quickly in regards to that as well before we move on with our meeting.

B. Johnson: I mean, James, you've said it all. It's very disturbing to actually see it. It's almost hard to believe.

J. Schmitt: Yeah. It's a sad day.

J. McCarthy: I would agree. It is a sad day.

C. Snow: I would agree, just extremely sad.

J. Schmitt: So let's hope for the best, and hope that tomorrow is a better day than today. So with that being said, could you please... Oh, Councilman DeRosa.

P. DeRosa: I would agree also. Yeah. There's a lag between me and you guys, so just give me a chance. I agree also with everything you said that this part is a sad day.

J. Schmitt: Thank you Councilman DeRosa. Clerk, could you please read the roll call.

Speaker 3: Councilman Phil Johnson.

B. Johnson: Here.

Speaker 3: Councilman Jim McCarthy.

J. McCarthy: Here.

Speaker 3: Councilman DeRosa is absent. Councilwoman Coleen Snow.

C. Snow: Here.

Speaker 3: And supervisor Schmidt.

J. Schmitt: Here. Please [crosstalk 00:01:58].

P. DeRosa: I'm not absent. I don't think I'm absent.

Speaker 3: Councilman DeRosa is on the phone.

Board members: I pledge my allegiance to the flag of the United States of America, and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

J. Schmitt: I can't think of a time where the pledge of allegiance felt better to say than a day like today, honestly. You wish a lot more people would be looking at that flag and thinking that.

J. McCarthy: It also felt good to say it in person.

J. Schmitt: Yeah. It was good to have you guys all back here too for sure. We're taking as many safety precautions as possible. As you can see, we have the [Dais 00:02:42] outfitted with protective glass and keeping us all separated, and everyone in the common areas is wearing their masks and whatnot when they were moving around, but it's definitely beneficial to have the board together. And it's great to have the audio/video system that we had done this year, so we can stream these meeting to everyone. We get a lot more participation, and people viewing in and watching, and following along, and it seems that we're [inaudible 00:03:04] so we'll continue to do it for as long as we can.

J. Schmitt: So moving right along to the resolutions. We have a few that we're going to pass tonight, and I'll read those once in their entirety. But with the reorg, we're going to run through because we do have 47 resolutions tonight. So what we'll do is we'll read the resolution number, and we will read the bold title to the resolution. The agenda is available online. Everyone can follow along if they'd like. It's there for your reading, and we'll run through these, reorgs, and then we'll read the ones in entirety that we're going to be passing this evening. Let me just see. How many are we going to go through? If you guys want to pass... You want me to run through all these and move all these at one time?

J. McCarthy: Yeah. Why don't you do that?

P. DeRosa: Why don't we ask if anybody has any discussion on any of them?

J. Schmitt: Yes. I'll read through them Phil, and then if we have any discussions, we'll note them.

P. DeRosa: I have three of them that I have discussion on if you want their numbers.

J. Schmitt: Give me their numbers now.

P. DeRosa: 1003, 1026, that's the last four numbers. 1040.

J. Schmitt: 1040. What were the first two, Phil? 1003?

P. DeRosa: 1003, 1026.

J. Schmitt: 1026. Okay, so I'll read them through, and then when we get to those three that you have, we'll discuss them. If anyone else comes across one that they want, we can discuss those as well. Resolution 1, Standard Workday; Resolution 2, Designation of Official Newspaper; Resolution 3, Setting Meeting Dates For The Town Board; Resolution 4...

P. DeRosa: That's one I'd like to discuss.

J. Schmitt: Okay, Setting Meeting Dates for Planning and Zoning Boards of Appeals. You want to have that discussion right now, Councilman DeRosa, as we come across them?

P. DeRosa: Yes. I figure it'd be easier. 103, and on the Town Board meetings.

J. Schmitt: Yes, sure.

P. DeRosa: I feel that last summer, I don't know, how many special meetings a month, or this and that. I feel that we should really have the two meetings a month during the summer just like our Planning Board does and our ZBA does, and that would avoid maybe some of those special meetings and stuff. I've felt that for years and I just want to make that comment.

J. Schmitt: Thank you. Resolution 4, Setting the Meeting Dates for the Planning Board and Zoning Board, what is your concern with that resolution?

P. DeRosa: I don't have one with that. Is that 1026? No.

J. Schmitt: [crosstalk 00:05:52] 40, okay. I'm sorry I crossed out that number. Thank you. Resolution 5, Setting Compensation For Elected Officials; Resolution 6, Appointment of Dog Control Officer; Resolution 7, Appointment of Public Information Officer, Media; Resolution 8, Grievance Day; Resolution 9, Setting Banking Depositories; Resolution 10, Setting Petty Cash Accounts; Resolution 11, Setting Reimbursable Mileage Rate; Resolution 12, Attendance, Conference, Meetings, And Training; Resolution 13, Delegate The Owner To The Association of Town 2021; Resolution 14, Appointment of Town Attorney; Resolution 15, Legal Counsel, Litigation, Tax [Inaudible 00:06:41]; Resolution 16, Appointing A Town Court Special Prosecutor; Resolution 17, Appointments of Constables; Resolution 18, Appointment of Chief Constable; Resolution 19, Appointment of Fire Marshal; Resolution 20, Appointment of Water District Clerk; Resolution 21, Appointment of Engineering Services; Resolution 22, Appointment of Engineering Services; Resolution 23, Appointment of Engineering Services.

J. Schmitt: And just in case anyone is wondering back home why we have three consecutive resolutions for Engineering Services, it's because we keep three different engineers working with the town year round, and it gives us the ability to get the strongest number and get competitive bids on projects. So they come out and rather than having one appointed engineer, we choose to go with three. It enables to have multiple projects going at once. It enables to get multiple bids at a time as well. Resolution 24, Voted Delegate DCMS4; Resolution 25, Appointment of Secretary to the Planning Board; Resolution 26, is one that Councilman DeRosa wants to talk about, Appointment of The Planning Board. Councilman DeRosa, what is it you wanted to add to Resolution 26?

P. DeRosa: Well, I know we need a member for the Planning Board, but I'm not happy without reappointing [Bill Vollmer 00:08:09] to the Planning Board. Bill has a lot of experience. He takes a lot of classes. He's a very good architect. He even drew the plans to the house that I live in right now that I built. Bill, sometimes he's a quiet guy, and there's nothing against or bad about quiet guys. I think I'm too loud sometimes, and I just want to support Bill and thank him for all the work he's done with the Planning Board, and I support him. I would like him to be one of those two re-appointments.

J. Schmitt: Okay. Thank you for that Councilman DeRosa, so we did go through a bunch of interviews. I think we had six interviews this year for the Planning Board, and we had two seats that were coming to the end of their term. We're always looking to improve in any way we can, which is why we make sure we open up the Planning Board and Zoning Board seats as they come available. We don't just reappoint. We see what other people are out there, what other talent is out there, and we also look at the Planning Board member's attendance, how well they interact during meetings. As you said, Bill is sometimes a little bit quieter during meetings, training, etc. And it's no doubt Bill has a lot of knowledge and he's done well. He's also the building inspector in our village right now, but we had some strong candidates this year.

J. Schmitt: One of them is [Jay Ericson 00:09:45] who was formally on our Planning Board, and then had taken a work leave overseas somewhere, and he came back and showed interest in getting back involved. Mark Freedman came and interviewed very well. We did go through these interview process with myself, the chairman of the Planning Board, and the secretary of the Planning Board, and that's where the two recommendations came from. The three of us collectively going through the interviews, and we hope that moving forward we can keep bill involved in some way if he'd like to be. I know he's working in the village right now, but the whole point of interviewing is to find the strongest candidates possible. It's just the three of us who conducted the interviews felt really strongly about Jay Ericson and Mark Freedman, so that's how we came up with those choices for Resolution 26.

P. DeRosa: Well, let me just say that as a 16 year member of the Planning Board, and I was one that put Jay Ericson on the Planning Board along with Bill Vollmer. Bill Vollmer has a very strong presence. It isn't going to be easy to replace him, and I

wasn't at all part of any of those interviews. I wasn't offered any of those interviews with the new [inaudible 00:11:02]. I know Jay. I just feel that way, and I think we're losing a good board member by not reappointing Bill Vollmer.

J. Schmitt: Thank you. Okay. Anyone else for Resolution 26 or we move on to the next one?

C. Snow: I just wanted to echo what you said, James, just so people understand. I think by understanding where this is at, there was process, and the process was you, and George Brehm, and JoAnne forming a committee, if you will, of the interviews for that. I firmly support that when we have a committee that's doing interviews, and the recommendation comes to us, while I think it's always good to have discussion, I think it is also important that we support the people that this committee has brought to the Town Board. I just wanted to add that to what you said, James, and also that there was a process. I do think it's important that we do have process in any interviewing process, when we're putting somebody, whether it's on the Planning Board, or any other board.

J. McCarthy: Or Zoning Board, yeah.

J. Schmitt: Yeah. We're lucky to have this [crosstalk 00:12:13].

P. DeRosa: [crosstalk 00:12:13] A lot of times when we interview, it's more than one board member. We could have two board members at the end of use or something. And I would just like to be offered the opportunity to go with that. That committee wasn't formally formed by the board. That was just a discussion that the supervisor had with the chair and the secretary of the committee. I just don't feel the process was done properly.

J. Schmitt: I mean, I don't know if I'd say it wasn't done properly because, just for starters, Councilman DeRosa it was never done at all in the past. In the past the board just...

P. DeRosa: Don't tell me it wasn't done at all. I interviewed a lot of people for those boards. Don't tell me it wasn't done before.

J. Schmitt: Now, boards are usually just reappointed from my understanding, which when I spoke with the chairman and-

P. DeRosa: That's not the understanding. As a long time member of the Planning Board, and as a board member for many years now, it wasn't done that way in the past. I was the liaison to that Planning and Building Department until last year. I don't think there's anybody on the board that has more experience with me, with the planning and the zoning and the actual people on the board. I was part of the board that was the first one in the county that was ever certified by the education, as a whole board, was the Pawling Planning Board. That's my point.

J. Schmitt: [crosstalk 00:13:40]. I don't recall. The interviews were done in the past, Councilman DeRosa? Because my first year in, I don't recall any interviews being done at all. The reorg agenda was just put together, and all the names were on there. Was there interviews conducted three years ago for the Planning Board, or were all the current seats just reappointed?

P. DeRosa: No. When we had to put someone on the Planning Board, we interviewed him. Of course, we did. Just like we interviewed the building inspectors and all that stuff to be processed.

J. Schmitt: [crosstalk 00:14:10].

P. DeRosa: And we had recommendations from people on the Planning Board for the people or from people in the public.

J. Schmitt: We did a pretty good interviewing process this year. Like I said, we had six candidates come out in total. If you'd like to add more Town Board members to the interview process, we could add one more if you like. I thought it was sufficient having myself, the Planning Board chairman, and the Planning Board secretary there.

P. DeRosa: But we usually add the liaison to the Planning Board there also. Was he invited?

J. Schmitt: And I did [crosstalk 00:14:44].

P. DeRosa: Were they invited?

J. Schmitt: I also followed up with the town attorney, [Michael Gorey 00:14:48], who is the attorney to the Planning Board. I followed up on him, what he felt about some of the interviews, and I told some of the-

P. DeRosa: But that's not what I asked. I asked about the liaison to the Planning Board. Were they notified of the interviews?

B. Johnson: No, I was not, Phil. I'm not faulting anyone for this. I too disagree with the selection. I think it's a crime to unseat someone that is taking all of the training, has all the knowledge, and the resume that Bill Vollmer has. I would have liked to perhaps have been involved, at least with some of the input, with the decision-making process. I'm certainly thrilled that we had as many people interested in being involved in Pawling. That's a positive thing. Many years that I've been on this board, you're begging people to please serve, and come, and do stuff. We have a lot of important things going on. What I think we should set our sights on, let's turn this into a positive conversation, and I'm happy to work on this. I think we need to have on both the ZBA and the Planning Board an alternate seat. That allows that if someone has to leave, if someone's sick, or someone can't make it, that person could attend meetings, not contribute to the meetings unless they were actually a member of the group that was there.

B. Johnson: It also enables new people to get the training, watch how the process unfolds, and then you have a constant supply of good people to be there, and I think that would be a wise decision. I'm not going to disagree with the decisions that were made here. I would have made different ones, but I'm certainly going to support Mark and Jay, and welcome them back to the Planning Board, but I do think that we should work on forming an alternate position for both of those boards.

J. Schmitt: We can definitely sit down with the chairman and the secretary of that board, and see if that's something that they feel would be resourceful moving forward. But it's important to remember that it's our job to appoint this board, but that's the chairman and the secretary that has to work with that board on a daily basis. So these are the people that have the day-to-day contact with their board. I sit on Planning Board meetings as much as I can. These are people that are involved on everything that's going on there. So if they make a recommendation to us, I think it is important that we strongly consider the recommendation. And this is not a knock against Bill Vollmer and everything he's done on the Planning Board. But the whole reason for interviewing and opening it back up as seats become available was to see what else is out there, and to see how we can make changes to the board.

J. Schmitt: I hope that Bill Vollmer comes back in the interviews next year when there's more seats available. Because as seats become available, we want to keep the best team in place that we can. So if it means shifting things around and having people with different strengths and different weaknesses, that's what makes a really good board. At this point, we feel that this will be... The strongest board we could put forward would be adding Jay Ericson and Mark Freedman. Bill has done a good job, and I know now he's working within the village. And a short while, he was actually Planning Board chairman, chairman of the Village Planning Board, so he's got a lot going on. And hopefully moving forward, Bill takes the opportunity to reinterview. Like I said, while I'm here, I think it's important that any time a seat becomes available, we're going to make sure we open it up, and we advertise for it, and we interview for that seat for any potential candidates and the current candidates that are sitting in that seat.

P. DeRosa: Just to follow up on that alternate discussion. I brought that up, I forget, maybe three or four years ago. I don't know if you were on the board then, James, or not. And we brought that up and discussed it, and because they would have to do training, and attend the meetings, even though they can't speak on it, they would sit in the audience, so they could keep up on the projects, so that if they get called in, they would know where the project is at. They would have to be paid something, so I don't know if they would be paid the same as a regular board member or not, but we would have to have that discussion. So it was brought up before, alternates, and the Planning Board chair and the secretary was in favor of it, and the ZBA too.

J. Schmitt: Well, it definitely sounds like a good idea. We could definitely start working on that. If you want, we can set some meetings up with the chairman. Councilman Johnson, we can work on that and see how are the communities doing that and

how effective it is. You're essentially asking someone to be part of the board, but not be part of the board, right? So they're going to sit in the meetings but they may [crosstalk 00:19:44].

P. DeRosa: That's how it works in other towns, yes. I'd be happy to help to organize that.

J. Schmitt: Sure. Well, that's something we can definitely work on because we want to keep the most talented people we can involved, so that's not a bad thing to work on moving forward. All right, moving along. Resolution 27, Appointment: Chair Planning Board; Resolution 28, Appointment: Zoning Board of Appeals; Resolution 29, Appointment: Chair Zoning Board of Appeals; Resolution 30, Transfer Station Manager; Resolution 31, Payroll Schedule 2021; Resolution 32, Consultant Stormwater Management Program MS4; Resolution 33, Approval of Flex Time; Resolution 34, Legal Counsel: Labor; Resolution 35, Holiday Schedule 2021; Resolution 36, Appointment of the Bookkeeper, who is here tonight. [Christine 00:20:47], thank you so much for being here as always. Resolution 37, Appointment of Deputy Supervisor; Resolution 38, Financial Advisor; Resolution 39, Setting Recreational Fees for 2021; Resolution 40, Building Inspector, Code Enforcement Officer, and Zoning Administrator Appointment.

J. McCarthy: That's the one that Phil also wants to talk about, James.

J. Schmitt: [inaudible 00:21:15].

J. McCarthy: Number 40.

J. Schmitt: Oh, Phil, you want to talk about Resolution number 40?

P. DeRosa: Yes. When we approved that last year, so the six months at the end of the year, we also had the limitations on the hours. And I didn't see that in this resolution, and I would like to see that in there, in this resolution. The same limits that we had set last time.

J. Schmitt: You know what we did, Councilman DeRosa, and Christine is here tonight? We just came up with a budget number, and we met with [Gary Beck 00:21:50] from Z3 Consultants, and what we thought he could operate under this year, given everything he's done here already and some of the projects, and some of the time lines that things that are going on, and what it's taking. We didn't have an hour in here because he has our city work schedule going forward now with us, and we just had a budget number that was approved in the budget for that department this year. He knows that he has to operate obviously within that number, pending something changing, it would have to come in front of the board obviously, if we're going to make changes to the increased hours, or decreased hours, or excess spending, or anything like that. That would be a board decision at that time.

J. Schmitt: But that's why there wasn't an hourly in here because we're moving forward with the same timelines that we've already in the past. And I know we're actively trying to find another system to work with. Christine downstairs who also is budgeted this year in our budget to split time between bookkeeping and the Building Department. In Kelly's absence, or in case of a heavy workload, we have someone that can bounce back and forth between the two buildings to help out with the administrative work.

P. DeRosa: Just to follow up on this conversation, I think it should be a person separately just for the Building Department. I know we've had this discussion before, and the amount that's put in there for the budget is for the whole department. I just want to see a limit on that because we have another fire marshal building inspector, Ron Gallagher, and some of the work can be given to Ron. And there's a lot of work for the clerk to do, just to organize the operating permits, inspections, and the Airbnb stuff that's lagging behind. [inaudible 00:23:37] like it, and I want to see the limits on the hourly, like we had in the last resolution from last year in this resolution too, not the budget number.

J. Schmitt: Thank you for that, Councilman DeRosa. I'll go back through and hit the three resolutions that Phil had. Was there any other resolutions that any other board member wanted additional discussion on? Because what I'll do is I'll go back, and we'll vote on these three that we've had discussion on individually, and then I'll run through those numbers again, and we'll vote on the rest as a bundle.

J. McCarthy: Are we passing the whole agenda [inaudible 00:24:15] for next till next week?

J. Schmitt: Well, do you want-

J. McCarthy: I thought you had four or five that you needed to pass.

J. Schmitt: Yeah. They're in the workshop agenda. There are 41.

J. McCarthy: Okay then, wouldn't all these just be-

P. DeRosa: Put on [inaudible 00:24:26] agenda.

J. Schmitt: We could, right.

C. Snow: It needs pass tonight. The reorg [crosstalk 00:24:30].

J. Schmitt: We need to pass them tonight?

J. McCarthy: Yeah.

J. Schmitt: Okay.

C. Snow: Are we still having discussion on any of them?

J. Schmitt: Yeah. We can, yeah. If you have any particular ones.

C. Snow: Well, just to add, so I know the only paper we have for the [inaudible 00:24:42] paper is the Poughkeepsie Journal, but if we can add that to the best we can we would be in touch with, even just the PawlingBeet, they've just been really helpful being about... It's not a legal newspaper.

J. Schmitt: Yeah, it's not a legal newspaper.

C. Snow: Okay.

J. Schmitt: Legalized notice for that though, unfortunately.

C. Snow: All right, so we can't even say that we would give them information at this point. Okay.

J. Schmitt: But the good thing is they always get it, and they always post it.

C. Snow: That's fine just... I'm still learning, just wanted to ask.

J. Schmitt: No, that's great.

C. Snow: The other thing is... Only because people may not have the agenda in front of them, if we could just announce when Grievance Day is this year. That might be-

J. Schmitt: Sure. Yeah. So in which resolution is that Coleen?

C. Snow: Where did I have it? Sorry.

J. Schmitt: Here it is. Number 8.

C. Snow: Yep.

J. Schmitt: So Grievance Day... I'll read that resolution. "We as the Town of Pawling, as required by New York State law, hold a day in which property owners can grieve their property taxes. Therefore, be it resolved that the Town of Pawling will hold Grievance Day, Wednesday, following the fourth Tuesday in May." It sounds very confusing but it's May 26th, 2021, so your Grievance Day will be May 26, 2021

C. Snow: Okay. Thank you.

B. Johnson: James, I think if none of the rest of us have opposition to these, you could make one resolution to pass [crosstalk 00:25:55].

J. Schmitt: Sure, yes. We had discussion on them all, so then I'll just make a resolution to pass the consent agenda.

B. Johnson: Second.

J. Schmitt: We've had discussion on all of them so far. All in favor?

Board members: Aye.

P. DeRosa: No.

J. Schmitt: No, on all them, Councilman DeRosa?

P. DeRosa: Well, is my trio included in there, right?

J. Schmitt: Yeah. All right, thank you.

P. DeRosa: Yeah. Well, if my trio is included in that, I vote no.

J. Schmitt: Okay. Thank you. Okay, moving along to the workshop agenda, there's a couple that we have to pass in there as well outside of the reorg, and Resolution 41, The Pawling Joint Sewer Commission, Project for 2021. "We as the Town of Pawling received a request from the Pawling Joint Sewer Commission to approve the budget, and we as the Pawling Town Board have reviewed the budget attached to this resolution. Now therefore be it resolve that the Pawling Town Board hereby approves the Pawling Joint Sewer Commission budget as follows. Revenues in the amount of \$1,049,516, appropriations of \$705,193, and bonding costs of \$344,323 for a total budget of \$1,049,516." I will make a motion to approve Resolution 41.

B. Johnson: Second, for discussion. It's a sickening number to look at, but you don't have much...

J. Schmitt: Well, it's a big number. We got a big sewer plant there, and we got a lot going on, and we hope that it keeps adding more to users, and hopefully keep getting better all the time over there. All in favor of resolution 41?

Board members: Aye.

P. DeRosa: Aye.

J. Schmitt: Okay. Resolution 42, Payment of Bills for the Town of Pawling. That one does not have to be passed tonight. That is posted online. We'll be voting on that resolution next week. Resolution 43, Billing for Water District #2. It's also available online on the agenda, and we'll be voting on Resolution 43 next week. Resolution 44, Approval for Transfer Station Permit, "Whereas from time to time, the Town Board approval is needed for certain residents to obtain a

transfer station permit, therefore, be it resolved that the following individuals are hereby approved to obtain a 2021 Transfer Station permit by the Town Board of the Town of Pawling, Dan McNamara." I will make a motion for Dan McNamara.

B. Johnson: Second.

J. Schmitt: All in favor?

Board members: Aye.

J. Schmitt: Thank you.

P. DeRosa: Aye.

J. Schmitt: All right. I keep forgetting you're a couple of seconds behind there, Phil. Sorry about that.

P. DeRosa: Yeah. That's all right. When you get to my age, you'll appreciate being a couple of seconds behind.

J. Schmitt: Okay. Resolution 45, Waivers for Transfer Station, "We as the Town of Pawling Transfer Station is to be used for individual domestic, household debris, brushing and recycling only. Therefore, the rules and regulations of the Town of Pawling Transfer Station prohibit the issuance of annual permits for any applicant whose vehicle registration is in the name of a corporation, limited liability company, DBA, or other commercial business entity. We as the Town Board previously established a waiver procedure to authorize issuance of a permit to applicants with a vehicle registered to a corporation, DBA, or other commercial business entity, so long as that vehicle only transports individual domestic household debris to the transfer station.

J. Schmitt: Whereas applicants who have previously received a waiver for the issuance of an annual transfer station permit should not need to request a waiver upon each annual renewal of the permit, unless such applicant is in violation of the rules and regulations of the transfer station or has had their current year permit revoked. Now therefore, be it resolved that the Town Board of the Town of Pawling authorizes the town clerk to issue annual renewals of transfer station permits to applicants who have previously received a waiver from the Town Board, with the exception of applicants who are in violation of rules, regulations of the transfer station, or have had their current transfer station permits revoked." I'll make a motion for Resolution 45. Can I have a second?

J. McCarthy: I'll second it.

J. Schmitt: Cool. All in favor?

Board members: Aye.

P. DeRosa: Aye.

J. Schmitt: Thank you. Resolution 46, Approval of Truck Purchase, "Whereas the supervisor of buildings and grounds seeks the approval of the Town Board for the purchase of a 2021 Ford F-350 Super Duty, single rear wheel 4x4, with a snow plow from Hempstead Lincoln, Mercury's Motor Corp. Whereas this truck will be replacing a 2008 Chevy Silverado 2500 HD. Whereas a bid was noticed on December 21st, 2020 in the Poughkeepsie journal, according to general municipal law section 103D. Whereas Hempstead Lincoln Mercury Motors Corp submitted the lowest bid, in the amount of \$41,561. Therefore, be it resolved that the Town Board hereby approves the purchase of a 2021 Ford F-350 Super Duty, single rear wheel 4x4 with a snow plow for \$41,561 from Hempstead Lincoln Mercury Motors Corp using funds from A1620.2. I'll make a motion for that. Could I have a second?

J. McCarthy: Second.

J. Schmitt: All in favor?

Board members: Aye.

P. DeRosa: Aye.

J. Schmitt: Thank you very much. And lastly, Resolution number 47, Approval of Network Support Contract for [Sullivan 00:31:28] Data. "Whereas the Town of Pawling retains the services of a data management company to oversee all IT needs including security, service maintenance, IT equipment, and network support. Whereas Sullivan Data Management has occupied this role for the Town of Pawling for many years, and whereas the Town of Pawling has been well served by Sullivan Data Management, therefore be it resolved that the Town of Pawling hereby renews its contract with Sullivan Data Management for the year of 2021 in the amount of \$16,500. I'll make a motion for Resolution 47. Can I have a second?

J. McCarthy: Second.

C. Snow: Second.

J. Schmitt: All in favor?

Board members: Aye.

P. DeRosa: Aye.

J. Schmitt: Thank you very much. That covers our resolutions, and we're going to move into discussion for Town Board members. I'll start with Councilman DeRosa because I don't want to forget about you, having you up on the screen there. Councilman DeRosa, do you have any discussion for the board?

P. DeRosa: Yeah. I'm used to going last, so you caught me off guard. Yes, again, I just want to wish everybody a happy new year and stuff, and thank God we're into 2021. It doesn't look like any ice fishing yet on the lake. The lake is free of ice and hopefully, I can get out there ice fishing this year. We haven't been ice fishing in two years. That's all I have.

J. Schmitt: Hopefully, there's lots more fish surviving, so when you get out there, you should have some big ones out there though.

P. DeRosa: Okay.

J. Schmitt: Councilwoman Snow.

C. Snow: Just that, maybe next meeting I was hoping that we might be able to just refresh people for the liaisons. Also, I didn't get a check to look, but I know last year when I came on, we had talked about each year the board has goals, and maybe just updating that, and seeing where we're at with different goals that we set last year.

J. Schmitt: Yeah. Last year we were on some pretty good goals coming in, and we got sidetracked pretty good. We did our best to get through the year, and we did a heck of a job, and everyone here in the building did a heck of a job. But I agree, next week we'll go over the liaisons. I want to confirm all the liaisons with everybody again, and we'll go through that, and some goals, and things we're looking to accomplish as a board. Next week it would be great to have out there for the people for sure.

C. Snow: And I just wanted to add the village nominated Lauri Taylor as the mayor, so just wishing Lauri congratulations. We all look forward to working with her, and continue to work with the board, but the best of luck to Lauri.

J. Schmitt: Yeah. And the village, they are posting out today. They are taking applications. I think you've got to reach out to Jen Osborn, is it? I think, is taking the applications for, I have it right here, for Village Board and Village Planning Board. So they are looking for candidates for both their Planning Board and the Village Board. And the applicants must be residents of the village to sit on either one of the boards, and should submit a letter of interest to Jennifer Osborn, the village clerk, at 9 Memorial Avenue in the Village Pawling. So anyone residing in the village, looking to be involved in the planning or the village trustees, they are looking for members right now. So thank you for that Coleen as well. Anything else?

C. Snow: Nothing, I can think of. Thank you.

J. Schmitt: Councilman McCarthy?

J. McCarthy: Ah, yes. Received an email from Jamie, in regard to the [Agen 00:35:04] Market law that we've been putting on hold for a while. The final draft has been sent to Agen Market, and it's taken them some time to get back to us. We're hoping some time in the next month or so, so hopefully in February, we can adopt that law. But as soon as this comes out, we'll pass it on to all the board members and [inaudible 00:35:21] it online. But that's why that has been held up.

J. Schmitt: Great. Thank you for [inaudible 00:35:25]. Councilman Johnson.

B. Johnson: We, as a board, received a letter from [Amil Figoral 00:35:30] over in Water District 2, asking about the recent water being trucked in, and they had a period of brown water. And I did answer him, and I copied all of you, Amil. The well head or the well pump head clogged from the excessive amount of iron that's in the water there. We had it replaced. The water production came right back up, and we're back to functioning. In going forward, and one of the things that was a goal for last year, James and I started out the year meeting with, the Dutchess County Board of Health, was drilling a new well in the Water District.

B. Johnson: Zoom and emails is just not the same as meeting an engineer on site and talking about it. So I'm going to get going. I'll wind up with an engineer proposal. I'll bring back to the board. It's my hopes that we can drill the well on the Water District's property, right next to the plant up on the hill, which will enable us to also connect the generator to that well, which will save us quite a bit of money on not trucking in water. That, we're doing.

B. Johnson: I would also like to get the board's approval to work with Phil and set up a dam maintenance schedule with Windell because I anticipate here... As soon as we have the final sign off from DEC that everything is done, the Town Board needs to clean its hands of any physical activities and have our maintenance department working on that, whether it has to involve high way also. But I also think, as an idea that I'll float out there, is an emergency response team from the community also. You've got our chief, red lights is over there. One of our chiefs at our other stations. He's a chief, right? Or is he an assistant chief?

J. McCarthy: He's not now. He's a commissioner.

B. Johnson: Well, he's past chief.

J. McCarthy: He's past, yes. But he's past chief.

B. Johnson: So anyway, he has access to [inaudible 00:37:24] things happen, and Bill [Coldberg 00:37:27] and other people over there that are always willing to help, have equipment. In an emergency we need to... And if we have a little bit of a

committee formed like that, that covers them in the event that they do need to do something. It's time to do that. And lastly, again, I just truly want to thank Bill Vollmer for his service. Being on a planning board or a zoning board, I don't think people realize. They think they've come to a meeting, and they vote yes and they vote no. There's countless hours of research. There's training. There's site visits.

J. McCarthy: There's site visits.

B. Johnson: And I truly thank him enough, and I hope that Bill will come back to us when the opportunity presents itself. That, and happy new year, and that's all I have.

J. Schmitt: Yeah, and just again to echo that Bill Vollmer has been always here helping out. Like I said, working with the village, and helping out the village whenever they needed him. As seats become available, and we post for them, I hope that he stays involved. And I reached out to [Eric Paulsen 00:38:23] and told him the same thing. Some of the projects coming up this year, we may be forming subcommittees. And when things like that come up, these are all great people that already have experience inside the building here, and they're involved in the community. So if we can get them involved maybe in subcommittees and other things they're working on, it's another good thing as well.

J. Schmitt: I just want to congratulate Councilman McCarthy. Today we appointed him as our deputy supervisor. Jim's worked awfully hard, being on the board, and it's the first time in what... Bill, is it 16 years you've been deputy supervisor?

B. Johnson: On and off.

J. Schmitt: Yeah. I don't know if there's been a longer serving deputy supervisor than Councilman Johnson, so I want to say thank you for all the years of doing that. I know I leaned on you an awful lot the last three years, probably more than you'd like. But thank you for all the help, and thank you for those years of carrying that burden as a deputy supervisor job, and running the meetings in my absence, and in other supervisors' absence in the past. I believe you were deputy supervisor for three different supervisors.

B. Johnson: You might still need my help during hay season.

J. McCarthy: I will need your help, trust me. I'll need all of your help.

J. Schmitt: Thank you for all those years of that, and I look forward to working with Jim McCarthy, so we got a Jim and Jim up here right now. It's pretty great. It should be wonderful, and we'll get another year done, set some really good goals like Councilwoman Snow said, and see what we can accomplish this year for the community. But I just wanted to really point that one out, thank Bill for all those years of doing that. And thank you, Jim, for accepting the role of deputy supervisor this year.

- J. McCarthy: Thank you. Thank you, Bill for everything. I have big shoes to fill.
- B. Johnson: Don't spend it all in one place.
- P. DeRosa: I'd just like to add to that, Bill. You were the deputy supervisor for all the years I previously sat on this board, and I want to thank you for your efforts and doing that job. You did a good job.
- B. Johnson: Thank you very much.
- J. Schmitt: So as always we take emails and questions from the community as much as we can, and we try to answer them during the meetings, and get them out to everybody. I mean, I know we had one from the Water District, which Councilman Johnson responded to, and already spoke about, and I know we've been dealing directly with that resident. I'm glad we're getting that worked out. We had a break there and we made the proper repairs, and that's what took a little while to get the water cleaned up. I do have one other email that came through. It came through to Councilwoman Snow, and it was forwarded over to us. I'll read this one tonight. It is from Jamie and Alex [Sanborn 00:41:02]. And they are residents, I believe, of Mount Tom Road. Yes, so it says, "Hi Coleen. Hope you are well. I wanted to reach out to a Pawling resident who lives at 17 Mount Tom Road with the concern about the proposed Dutcher Avenue, West Main Street, Mount Tom Project.
- J. Schmitt: While I need to learn a lot more about the project before having a fully informed opinion, I am very concerned to hear that part of the proposal includes access from Mount Tom Road, currently a dead end. Beyond our interest in having a house on a quiet Road, the corner of Mount Tom Road in Harmony Hill is very dangerous, with an almost blind left turn with traffic driving fast up the hill, perhaps a separate issue that should be explored by the planning committee. It's made twice as dangerous by the left turn from Harmony Hill onto Route 55, where you have to cross two lanes of traffic and often can't see the oncoming traffic. I believe this was the site of a fatal accident last year. I would encourage the board to drive and assess these two intersections before considering the access point and could allow for so much more additional traffic to intersect. Thank you for your consideration. Jamie and Alex Sanborn."
- J. Schmitt: So this is a product that just came briefly in front of the board. I know they've been in front of the Village Board as well. They're in front of the Sewer Committee. They're doing all the early reconnaissance and legwork that a project like this would have to do. Jamie and Alex, I looked over what you submitted to us today. So far we have... It's very early on and there'll be traffic studies and environmental impact studies, but there is nothing in the plan that we've seen so far that actually shows any access off of Mount Tom Road. The latest thing that I saw showed Dutcher Avenue, the County road down there running through the village and West Main Street. So there's nothing in the proposal so far to show any sort of access off of Mount Tom Road onto this

project. I think that's a lot due to the slopes and the hillside, and I did look back at that earlier today.

J. Schmitt: Again, this is way early in the project. There's so many other things that got to be done. But just to answer your concern, there's nothing in there that shows any kind of entranceway off of Mount Tom Road, and it doesn't even show development near Mount Tom Road. All the development is down towards the bottom of the hill, more along, I guess, that would be the West Main Street and that area, but nothing up top by Mount Tom, and definitely no vehicle access through Mount Tom. But this just project will be... I'm sure we'll be hearing about it more and more. Like I said, they've been in front of the village. I think they were in front of the village again, was it Monday?

C. Snow: On Monday night.

J. Schmitt: I think Monday. So they're doing their due diligence, and they're keeping the boards involved, and they're keeping everyone up to date on what they're doing and what they're trying to accomplish. There is a lot of hurdles to get through, but so far, don't be concerned about a roadway coming through Mount Tom because, as everything that I've seen so far, we don't have any kind of access point up there at all. Do we have any other comments coming through on Facebook?

Lorraine Maggio: Can I make a comment?

J. Schmitt: Of course.

Lorraine Maggio: Okay. I'm on Mount Tom, and we are very concerned about this project in that our wells are very deep into the ground. And if they're going to put more wells on that property, that we might, how do you say, run out of water?

J. Schmitt: Sure, could you give us your name and address for the record to-

Lorraine Maggio: Sure. Lorraine Maggio, 90 Mount Tom Road. I'm the last house up there.

J. Schmitt: Thank you. So again, the project is very early on. They'll be going through all that. The process, I mean, they'll have to prove out water, and environmental impacts, and a lot of things. It'll be on, whenever it comes in front of the boards, it will be on the agenda, so everyone will be notified about it. Anytime it deals with the Town Board or the Village Board, it's got to deal with both boards because the project would potentially sit in both entities. But your concern about water is a valid concern, and that's something that the developer would have to prove out before they moved forward.

Lorraine Maggio: Okay, and why can... Let's say this has always been an R, R2, or R3 zone, and next door to me, which is 89 Mount Tom Road only had a permit for one house on that property because of the sloping and other environmental concerns. So

for a project with 400 units, it's pretty massive. I can't see it just sitting at the bottom of the village.

J. Schmitt: Mm-hmm (affirmative). Well, I can only tell you what they've submitted us so far, obviously. We just take it as the engineers and the developers bring it to us. But like I said, this is still very early on. So as it comes through, all the information that we get will be made public as the project progresses.

Loraine Maggio: Okay, we appreciate that.

J. Schmitt: Thank you very much.

P. DeRosa: Mr Supervisor, can I just add something, as an experienced Planning Board member? One of the things that they'll have to prove out will be called a natural restraints map on that property. But what I mean is like when you subdivide a property, anything over 25 acres, you have to map out the steep slopes, the natural features, rock outcroppings, and wetlands, and the setbacks. So things like that would have to be mapped and investigated first. So just to try to give you a little easement. But we're very early in the process, and that happens down the road.

J. Schmitt: And Councilman DeRosa, thanks for speaking up. I keep forgetting because you're not sitting here next to us. But there's nobody on that Town Board with more planning and zoning experience than you. There's no doubt about that. Councilman DeRosa has worked a lot of years with the Planning Board and on the Town Board, and now working even with the county currently, correct Phil?

P. DeRosa: Yes, I sit on the County Planning Board and I also sit on the Dutchess County Planning Federation Board of Directors, which sets up all the training for the planning and zoning boards throughout the county.

J. Schmitt: So again, as we get information, it will be made available as it comes in. Things will be put on the agenda, and everyone will be able to get their questions and concerns in to us. And as we get information about water, traffic, traffic flows, everything that pertains to DEC, steep slopes, all that stuff will be talked about publicly, in a public setting, at a meeting, and everyone's questions and concerns will be addressed at that time.

Loraine Maggio: Mm-hmm (affirmative).

J. Schmitt: We do have one more question on Facebook from [Heather Becker 00:48:05]. "Any updates regarding the cell service in Pawling? With the Christmas power outage people couldn't call NYSEG." Cell service is constantly a problem in Pawling. We all know it. We all suffer through it. I know the village is currently... The Village Planning Board, I don't know if they've completed it yet, but they are very far along in the process to proving a small cell antenna on the roof of the

plastics factory. It used to be the [Patrika 00:48:35] factory in the village of Pawling. Now, is it-

B. Johnson:

Hudson Valley Plastics.

J. Schmitt:

Hudson Valley Plastics, and that's the large plastic factory that's down by the train station. I think they're very close to approving it, if they haven't already because that is in the village, but it's a nine-foot tall cellular tower for Verizon that would go on a roof of that building. And because of the height of the building currently, they figure that they could put a small antenna up there, and that would help increase cell service. Immediately, it would impact the village for sure, which is wonderful, but it would also hopefully pick up other parts of Pawling. I know we've had questions. We've had people talk to us about the cell tower itself on old 55, but that's a AT&T tower is on that one right now.

J. Schmitt:

There's been talk about how do we get Verizon to go on there? We can't force Verizon to go on there. We would love to. I wish we had better service, especially on Route 55. Like you said, people lost power on Christmas Day. I drove around myself from house to house trying to make sure power is on and communicating with the NYSEG people, and with some of the elderly residents that we have. And it'd be great to have better cell service here. But with better cell service, comes cell towers, and those are met with opposition as well. We do have the one on 55. We can reach out to Verizon again. But I know that conversation has been had recently because Verizon is working with the village on this smaller antenna, and they don't have the interest right now.

B. Johnson:

Is that something that we have the ability to implement in the planning process, and when people are applying for permits to do cell towers? Could we say, "Yes, but you're required to carry multiple carriers?"

J. Schmitt:

Well, that would be a question for our attorney. I don't know that you could force a cell tower to use multiple providers. Nancy, is that something that the town could do? Take your time.

Nancy:

Sitting here, I don't know the answer to that, but I know that most cell providers do favor having colocation because then they get money [crosstalk 00:50:40] towards the lease. Yeah, but I'll look into that and get back to you.

J. Schmitt:

Thank you. So what we [crosstalk 00:50:45]. Go ahead councilman-

P. DeRosa:

If I could just add something to that. Yeah, how it works with cell towers is, by the FCC rules, you can't really stop cell towers if they can prove that there's a lack of service in the area, you can't really stop them. If they can prove that there's a lack of service. And the cell tower, if it meets our codes for cell towers, can be placed there. But you can't stop them. You can ask them to look at another area that will supply the same service and replace a service that doesn't exist. But you can't force them to put onto another cell tower. But like Nancy

says, usually they want to do that because the structure is there and it increases the service in that area. That's the main goal. If they can prove that there is a lack of service and they can supply the service with that location, it's hard to stop them.

J. Schmitt: You know what I'll do also, I'll reach out to... Steve Goldberg is the chairman of the Village Planning Board and he's been working on this project, involved with Verizon and this cellular antenna that's going up on top of the plastic factory. So we'll get ahold of him and see if we can get some more answers. I don't know how big an area it's expected to impact.

B. Johnson: Pretty much just the village.

J. Schmitt: Just the village? So that impact helps the service elsewhere because it takes some of the people to get the service to be bouncing off that antenna. I'm not an expert in cellular communications by no means. But I know Steve has been working on this and he's been pretty diligent in the process, so we will get ahold of Steve Goldberg and get some information out there for Heather Becker, and anyone else in Pawling. The cell service, as we know, is not great, but if there's anything we can do to improve it, we're going to try awfully hard. I'm a Verizon user myself and it's tough. If you go from here to [inaudible 00:52:58], you really can't plan on making phone calls because across 55, forget it, you're [inaudible 00:53:02] the whole way. But we will look into that, Heather and get you some more information as well. I don't think I see any other comments. Is there another?

B. Johnson: Yes.

C. Snow: Yes, I think-

J. Schmitt: Oh yeah, they're coming through right now. There we go. Okay, so Marty Mygan. Marty, I hope you had a great holiday, by the way. Thank you for always being involved. Marty has a question. "I have a question about tax implications of the proposed development on Mount Tom Road property. With that many units, will it give our residents tax relief? That would be a plus." So again, it's really early on in the potential project right now, Marty. But what they did tell us was that it was going to be a development that was not going to have kids... There was no impact on schools and it was not going to be looking for a pilot program, and for those not aware of that, there are some of these [inaudible 00:54:04] projects that come through and other projects that they apply for a pilot, which is a payment in lieu of taxes and they get a discounted rate to operate.

J. Schmitt: So this property has told us that if it does prove out and move forward, that they would be paying property taxes and that they would not have an impact in the school district and they were going to also be hooking into the village sewer system, which is a brand new sewage treatment plant. It has a lot of capacity. I

sit on the Sewer Commission and we have more than enough capacity for it. And it would be paying into the debt that the District has now. So that would be a plus for it as well.

J. Schmitt: So I hope that answers your question, Marty. Again, they'll be lots of discussion on this, and all those discussions, we'll make sure, they'll be public between the Town Board and the Village Board, the Town Planning Board and the Village Planning Board. It's just a bunch of hurdles to get through, but thank you for your question. As things come through, we'll get the information out to you as well. What have we got? Tom Forzano. "Put a tower or antenna on every building." I guess, that wasn't really a question. Thank you for that, Tom. I don't see any other questions. If no other board member has anything, I will make a motion for adjournment.

J. McCarthy: Second.

J. Schmitt: All in favor?

Board members: Aye.

J. Schmitt: Thank you all. See you next week.