

Supervisor David P. Kelly opened the Regular Meeting of the Town Board of the Town of Pawling at 7:30 PM February 17, 2010 at Pawling Town Hall, 160 Charles Colman Blvd., Pawling, New York. Present were Councilmen Johnson, Upham, Watson, Mayer and approximately 13 interested citizens. This meeting was rescheduled due to inclement weather from February 10, 2010.

Supervisor Kelly led the Pledge of Allegiance to the Flag and then introduced Douglas Boomer who played "A Tribute to America" on his viola.

Supervisor Kelly said the Town Justices were not able to make it tonight to present their budgets but they have submitted their budgets and the Board can review them and make comments.

**TOWN JUSTICES  
BUDGETS**

Supervisor Kelly opened the meeting for public comment on agenda items and there was none.

**PUBLIC  
COMMENT ON  
AGENDA ITEMS**

The motion to approve the minutes of January 4, 2010, January 13, 2010 and January 20, 2010 was made by Councilman Johnson, seconded by Councilman Watson, motion passed unanimously.

**MINUTES**

Supervisor Kelly read the titles of the resolutions in the consent agenda.

**CONSENT  
AGENDA  
RESOLUTIONS**

The motion to accept all resolutions included in the consent agenda was made by Councilman Johnson, seconded by Councilman Watson, motion passed unanimously. Resolutions contained in the consent agenda are below.

**Resolution 201063  
Resolution In Support of Shared Services**

Whereas, the current economic crisis at state and local levels makes collaboration and shared services a high priority and necessity for continued operations, especially when such efforts and initiatives lead to cost savings, economies of scale, and reduced burdens on the taxpayer, and

Whereas, Town of LaGrange and the Town of Pawling in the County of Dutchess share interest in studying how a regional approach to service delivery would lead to savings and other efficiencies yet to be demonstrated and have participated in several meetings to discuss the issue of shared services given current and projected needs; and

Whereas, Pattern for Progress, the regional planning agency has facilitated meetings in which the Town of Pawling has been represented to explore regional collaboration among neighboring municipalities in which reducing costs through collaboration and sharing has emerged as a top priority, and

Whereas, the Supervisor has requested that the Town of Pawling be authorized to submit a grant application to the New York State Department of State's 2009-2010 Local Government Efficiency Grant Program for multi-municipal, general efficiency planning grant and for (Municipality) to commit to share equally among participating municipalities, the ten (10%) percent required cash match.

Now therefore, be it resolved, that the Supervisor, on behalf of the Town of Pawling is hereby authorized to apply for a grant from the New York State Department of State for the Local Government Efficiency Grant program in the General Efficiency Planning Grant category for the purpose of funding a study of cost savings and economies of scale resulting from shared services.

Be it further resolved that the Town of Pawling will share equally with other participating municipalities in the required ten (10%) percent cash match for the project and commits to a local contribution.

And further resolved that the Supervisor is hereby authorized to execute any and all other paper and agreements required in connection with such application subject to the review thereof by the Town of Pawling attorney for the purposes of form and content.

**Resolution 201064**  
**Resolution Regarding Draft Comprehensive Plan Review**

CONSENT  
AGENDA  
RESOLUTIONS  
CONTINUED

Whereas, the Ad Hoc Comprehensive Plan Committee submitted the Draft Comprehensive Plan to the Town of Pawling on January 20, 2010 for their review, and

Whereas, the Draft Comprehensive Plan will need to be vetted to the public, and

Whereas, the Town Board would like to have the Draft Plan reviewed by a Planner /Engineering Firm to compare the Draft Plan against the current plan, now, therefore be it

Resolved, that the Town Board hereby authorizes the Supervisor to employ the professional services of a Planner/Engineering firm to review said plan, and be it further

Resolved, that the Town Board hereby authorizes the expenditure of funds not to exceed \$5000.00, and be it further

Resolved, that a copy of the review report shall be delivered to the Supervisors Office no later than April 15, 2010.

Decrease budget line: \_\_\_\_\_ by \$ \_\_\_\_\_

**Resolution 201066**  
**Resolution Regarding Redesign of Town Web Site**

Whereas, the Town of Pawling maintains a website with Virtual Town Hall of Maynard, Ma, and

Whereas, this website has not had a redesign and or update from the original launch of said website, now therefore be it

Resolved, that the Town Board hereby authorizes the Supervisor to sign the attached agreement with Virtual Town Hall, "Contract For Additional Services" and, further be it

Resolved, that Brenda Colberg, Susan Macura and Robert Reilly are hereby appointed by the Town Board to reconstruct and design a new Town website and return a "Ghost" draft before April 15, 2010.

**Resolution 201067**  
**Resolution Regarding Designation of Emergency Interim Successors**

Whereas, Dutchess County Emergency Response has notified the Town of Pawling's Supervisor's Office that the Designation of Emergency Interim Successors needs to be updated with their office, and

Whereas, the Town has complied with its request in the past, now, therefore be it

Resolved, that the names of William Johnson (Deputy Supervisor), Councilman Paul Upham and Councilman David Watson are hereby appointed Emergency Interim Successors for the Town of Pawling, and further be it

Resolved, that copies of the attached forms be submitted to the Dutchess County Department of Emergency Response and the second copy remain on file with the Town Clerks Office for review.

**Resolution 201068**  
**Resolution Regarding Town Owned Property**

Whereas, The Town of Pawling is the owner of various property within its borders, and

Whereas, requests for information on town owned properties has been recognized, now therefore be it

Resolved, that the Town Board of the Town of Pawling hereby wishes to develop a Request for Information on all Town owned property for the potential of a lease or sale of said lands, and further be it

Resolved, that the Town Board shall investigate recent calls and inquires regarding said town owned lands within the Town of Pawling.

**Resolution 201071  
Resolution Regarding Appointments to the Ethics Board**

Whereas, Robert Marvin, Jerry Locasico, Ed Grippe, Terrell Muller and Kathy Scherer have been appointed by the Town Board of the Town of Pawling as the Ethics Board Nominating Committee (the Committee), and

Whereas, the Committee has met on several occasions in an effort to identify five (5) persons to nominate as members of the Ethics Committee, and

Whereas, in the course of such meetings, the committee interviewed a number of potential candidates and has selected five (5) persons to nominate to the Town Board to become the initial Ethics Committee, now therefore be it

Resolved, that the following persons are hereby nominated and their term of service to constitute the initial Ethics Board for the Town of Pawling:

Christopher Meagher, 15 Old Route 55 (3 years)

Ed Grippe, 117 Lakeside Drive (5 years)

Scott Ferguson, 582 North Quaker Hill Road (4 years)

Larry O'Neill, 4 Paddock Court (1 year)

Judith Pisano, 7 Mallow Court (2 years)

And be it further,

Resolved, that the attached resolution from the Ethics Board Nominating Committee voted in favor of each appointment and recommends its passage.

**Resolution 201073  
Resolution Regarding Procurement Policy for Supervisor of Buildings and Grounds**

Whereas, the Town of Pawling is committed to timely maintenance and improvement of its Properties and

Whereas, the Town of Pawling has hired a Supervisor of Buildings and Grounds to manage the maintenance and improvement of its facilities and properties and

Whereas, the current Town procurement policies only permits the maintenance department to approve purchase orders up to \$3,000, but the state permits procurements up to \$10,000 with 3 written bids, therefore, be it

Resolved, that the Town of Pawling modifies its procurement policy to allow the Supervisor of Buildings and Grounds to place purchase orders for projects that have been approved on a single basis by the Town Board for up to the state limit of \$10,000 with a minimum of three written bids.

**Resolution 201076  
Resolution Regarding Position of Maintenance Worker**

Whereas, the Town of Pawling has an unfilled position of Maintenance Worker in its Buildings and Grounds Department and,

Whereas, the Town of Pawling has a policy of promoting its employees, per Employee handbook section 303 and,

Whereas, the advice and evaluation of the Supervisor of Buildings and



Councilman Watson "AYE"

Councilman Mayer "AYE"

Supervisor Kelly "AYE"

**Resolution 201080**  
**Resolution Regarding Attendance at Association of Towns**  
**Conference NYC - February 2010**

Whereas, the Town of Pawling is a member of the Association of Towns of the State New York (AOT), and

Whereas, the AOT offers training for its members at various times of the year in various location around the state, and

Whereas, the Annual Training for the AOT is held in February of each year in New York City, and

Whereas, The Town Board authorizes the Supervisor to approve certain employees of the town to attend such training, and

Whereas, training is a valuable tool for the betterment of its employees, now therefore be it

Resolved, the Town Board hereby authorizes the Supervisor to approve certain Town employee's request to attend AOT training sessions in New York City in the month of February 2010 and for the cost to the Town not to exceed \$500.00 per employee.

Decrease Budget Line: \_\_\_\_\_  
Encumber: \$ \_\_\_\_\_

The motion to accept the above resolution, Resolution 201080 was made by Councilman Johnson, seconded by Councilman Upham.

Councilman Johnson felt that expenses should be reimbursed and the Board should plan to attempt to get more people to attend next year as it is a good thing for the Town and community and he would not have an issue finding money for that.

Councilman Mayer felt people who went received \$500.00 in these economic times and he disagreed with Councilman Johnson.

Supervisor Kelly attended the conference and stayed at a hotel and including the registration the fee was approximately \$650.00. Training is important for the Board and members of the staff. He felt it was good for the Town for everyone to be trained.

Councilman Watson said there is a total of \$3,000.00 for the Town Board and an additional \$2,500.00 for the Town Supervisor in the budget. He did not know how much money for training was in the individual department budgets. He didn't want to see the training monies all spent and none left for important training later in the year.

Following further discussion, Councilman Johnson amended the resolution to say, "To cover the expenses of the participants that attended the conference", seconded by Supervisor Kelly and passed with the following roll call vote:

Councilman Johnson "AYE"

Councilman Upham "AYE"

Councilman Watson "AYE"

Councilman Mayer "NAY"

Supervisor Kelly "AYE"

**ROLL CALL VOTE ON RESOLUTION:**

Councilman Johnson "AYE"

Councilman Upham "AYE"

Councilman Watson "AYE"

Councilman Mayer "NAY"

Supervisor Kelly "AYE"

**Resolution 201081  
Billing for Pawling Water District #1**

NON-CONSENT  
AGENDA  
RESOLUTIONS  
CONTINUED

Whereas, Pawling Water District #1 Bills need to be approved by the Pawling Town Board, and

Whereas, the bills have been prepared and submitted in the amount of \$2,468.75 for the period of November 2009 through January 2010 by the Water District Clerk, now therefore, be it

Resolved, that the Pawling Town Board hereby accepts the Billing as recommendation for Pawling Water District #1.

MOTION: Councilman Johnson  
SECOND: Councilman Upham

ROLL CALL VOTE:

Councilman Johnson	“AYE”	Councilman Upham	“AYE”
Councilman Watson	“AYE”	Councilman Mayer	“AYE”
Supervisor Kelly “AYE”			

**Resolution 201079  
Resolution Setting Golf Course Fees 2010**

Whereas, the Town Board of the Town of Pawling set the Green Fees for the Dutcher Golf Course, and

Whereas, upon the recommendation of the membership of Golf Commission, now therefore be it

Resolved, the Town Board authorizes Deputy Supervisor Johnson to set fees for the 2010 season.

**The Dutcher Golf Course  
2009 Course Fees**

<b>SEASON PASS FEE</b>	<b>RESIDENT</b>	<b>NON-RESIDENT</b>
Senior Individual (62 and over)	\$300	\$500
Senior Family (2 Persons)	\$400	\$600
Individual	\$350	\$550
Family (limit 2; ages over 19)	\$500	\$700
Junior (18 and under)	\$75	\$150

<b>WEEKDAYS</b>	<b>RESIDENT</b>	<b>NON-RESIDENT</b>
Regular	\$12/\$15	\$15/20
Junior	\$10/\$12	\$12/\$14
League	\$12/\$14	\$14/\$16

<b>WEEKEND / HOLIDAYS</b>	<b>RESIDENT</b>	<b>NON-RESIDENT</b>
Regular	\$15/\$18	\$18/\$23
Junior	\$12/\$14	\$14/\$16

**CART FEES:**

9 Holes: \$16  
18 Holes: \$20  
Pull Cart: \$2

*Must have valid drivers license to operate golf carts*



Be it further resolved, that the Superintendent of Highways is hereby directed to provide written notice to the affected employee whose position is hereby abolished.

MOTION: Supervisor Kelly  
SECOND: Councilman Mayer

ROLL CALL VOTE:

Councilman Johnson "AYE" Councilman Upham "AYE"

Councilman Watson "AYE" Councilman Mayer "AYE"

Supervisor Kelly "AYE"

**Resolution 201083  
Regarding Retirement Benefits Payments**

Whereas, the Town of Pawling has a written policy for the retirees of the Town, and

Whereas, the Town of Pawling pays the cost of medical coverage under such written plan, now, therefore be it

Resolved, the Town Board of the Town of Pawling hereby authorizes payments to Dutchess County Risk Management to cover the Town's cost of Ron Wozniak's retirement, and be it further

Resolved, the Town Board congratulates Mr. Wozniak on his thirty plus years of public service and wishes him their best wishes in all of his further endeavors.

MOTION: Supervisor Kelly  
SECOND: Councilman Johnson

Councilman Upham amended the resolution to add the word "Town's" in front of costs, seconded by Supervisor Kelly, motion passed unanimously.

ROLL CALL VOTE ON RESOLUTION:

Councilman Johnson "AYE" Councilman Upham "AYE"

Councilman Watson "AYE" Councilman Mayer "AYE"

Supervisor Kelly "AYE"

**Resolution 201084  
Regarding Town Prosecutor Addition Duties**

Whereas, certain matters came before the Town of Pawling Justice Court that are violations of the law, but not involving traffic infractions; and

Whereas, said matters include, but may not be limited to, harassment second and trespass; and

Whereas, as these matters are not normally handled by the Dutchess County District Attorney's office, it would be prudent for the Town of Pawling Prosecutor to handle these matters in addition to those already assigned to him/her, though this is not intended to include matters of this type over which the District Attorney's office indicates that it will maintain control and jurisdiction; and

Whereas, the Town Board of the Town of Pawling wishes to authorize the Town of Pawling Prosecutor to handle violations that come before the Town of Pawling Justice Court that are violations of the law beyond traffic violations at an increased salary amount to be determined by annual motion of the Town Board.

Now, Therefore, Be it Resolved, that the Town Board of the Town of Pawling Hereby authorizes the Town of Pawling Prosecutor to handle violations of the law that come before the Town of Pawling Justice Court that are violations of the law beyond traffic violations at an increased salary amount to be determined by annual motion of the Town Board.



The motion for the Supervisor of Buildings and Grounds to release a revised RFP for cottage row based on the Town Attorney's decision to award two separate bids was made by Councilman Watson, seconded by Councilman Mayer, motion passed unanimously.

Supervisor Kelly opened the meeting for public comment.

Vinny De Marco thanked Mr. Kelly for the serenade of Mr. Boomer at the beginning of the meeting. He congratulated the new Town prosecutor and wished her the best. Regarding the Teen Center and cottage row, he was willing to volunteer his time to help with the projects providing the Town provides the materials.

Glenn Carey said in relation to the abatement and demolition issues with cottage row, he asked if the people bidding submitted one number or was the bid broken apart.

Councilman Watson said it was two different numbers.

Steven Solozzo said he was very happy with the new ballfields and felt progress was being made but he was concerned with the other four fields and felt they needed to be brought up to the standards that they should be. As it stands now, there is only one regulation field, which is at Murrow Park.

Supervisor Kelly said he would like to set up a meeting with Mr. Solozzo, Councilman Johnson and himself to discuss the ballfields.

There was no further public comment.

The motion to adjourn was made by Councilman Johnson at 8:30 PM, seconded by Councilman Mayer, motion passed unanimously.

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Town Clerk