

Supervisor David P. Kelly opened the Regular Meeting of the Town Board of the Town of Pawling at 7:30 PM November 10, 2010 at Pawling Town Hall, 160 Charles Colman Blvd., Pawling, New York. Present were Councilmen Johnson, Upham, Mayer and approximately 20 interested citizens. Councilman Watson was absent.

Councilman Upham led the Pledge of Allegiance in honor of Veteran's Day as he is a Veteran.

Supervisor Kelly dedicated the meeting in honor of all Veteran's who served and are currently serving.

The motion to approve the minutes of October 6, 2010, October 13, 2010, October 20, 2010 and October 27, 2010 was made by Councilman Upham, seconded by Councilman Johnson, motion passed unanimously.

MINUTES

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

PUBLIC
COMMENT ON
AGENDA ITEMS

The motion to approve the Resolutions in the consent agenda was made by Councilman Johnson, seconded by Councilman Upham, motion passed unanimously. Resolutions included in the consent agenda are below.

CONSENT
AGENDA
RESOLUTIONS

Resolution 2010190

Public Hearing: on Local Law # __ of 2010 which amends Local Law # 3 of 1982, and revised Local Law #2 of 1996, Chapter 65 , Animals

Whereas, the 2010 -2011 New York State Budget eliminated the Department of Agriculture and Markets dog License responsibilities, including dog tag procurement, issuance of license renewals, and the agency's centralized Dog License System (DLS), and

Whereas the Town Clerk of the Town of Pawling will assume the full function as mentioned above, now, therefore, be it

Resolved, that the Town Board will hold a Public Hearing on December 1, 2010 at 7:30pm on Local Law Number __ of 2010.

Resolution 2010191

Escrow Account: Scarz Development Group

Whereas, the Scarz Development Group has responded to the Town of Pawling's RFI in 2009 for Lakeside Park, and

Whereas, the Town Board has reviewed the plans of the Scarz Group and continues to meet to discuss potential projects with the Town at Lakeside Park, and

Whereas, during the discussion, references were made about the availability of a Topographic Map of Lakeside Park, and

Whereas, Scarz Development Group agreed to provide the funding to complete a Topographic Map of a small section of the Northeast corner of the Park to further allow for the discussion of the development of Lakeside Park, now, therefore, be it

Resolved, that the Town Board hereby authorizes the acceptance of an Escrow account in the name of Scarz Development group in the amount of \$5000.00 for the purpose of employing the Town Engineer of providing a Topographic map of a certain section of the northeast corner of Lakeside Park, and, be it, further

Resolved, that the Town of Pawling will reimburse the Scarz Development Group the cost of the Topographic Map if the Town of Pawling fails to move forward with any part of the RFI submittal with the Scarz Development Group.

Resolution 2010192

Wavier Application Fee – Planning Department

Whereas, the Planning Board at a meeting held on September 7, 2010 discussed an Application of a three lot subdivision, and

Whereas, this proposed subdivision is in actually a modification of the original eleven lot(s) subdivision, and

Whereas, a request is hereby made by the Planning Board to allow for the prior fees collected on the eleven lot(s) subdivision by the Town and to waive the new application fees for the reduced number of lot(s), now, therefore, be it

Resolved, that the Town Board hereby waives the new application fee for the Smith subdivision and accepts the prior fees collected by the Town, and be it further

Resolved, that the Town does hereby require that all fees, permits associated with this subdivision along with any and all escrow account(s) remain current and in good standing prior to the scheduling of future Planning Board meetings on such subdivision.

Supervisor Kelly moved to the non-consent agenda.

**Resolution 2010186
Billing for Pawling Water District #1**

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 \$ 2,463.15 for the period of August 2010 through October 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: Supervisor Kelly

Supervisor Kelly offered an amendment for the amount of the water billing to be \$2,463.15 for the period of August 2010 through October 2010, seconded by Councilman Johnson, motion passed unanimously.

ROLL CALL VOTE ON THE RESOLUTION:

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

**Resolution 2010187
Regarding the Payment of Bills for the Town of Pawling**

Whereas, the Town of Pawling Bookkeeper has reviewed and prepared the vouchers for payment in November of 2010 and has offered them for review, and

Whereas, the vouchers have been numbered 1365 through 1476, now therefore, be it

Resolved, that the Pawling Town Board hereby accepts the vouchers as prepared and on the recommendation of the Bookkeeper, the Town Board hereby authorizes payment of said vouchers in the amount of \$132,440.61.

MOTION: Councilman Johnson
SECOND: Supervisor Kelly

Supervisor Kelly offered an amendment to add vouchers numbers 1365 through 1476 in the amount of \$132,440.61, seconded by Councilman Johnson, passed unanimously.

ROLL CALL VOTE ON THE RESOLUTION:

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

NON-CONSENT
AGENDA
RESOLUTIONS
CONTINUED

Resolution 21010188
Assessment Board of Review – F. Leonard Turner, III

Whereas, F. Leonard Turner, III has been a member of the Assessment Board of Review of the Town of Pawling, and

Whereas, the term of membership has expired on September 30, 2010 and he has expressed the interest in continuing for a new term of five years, now, therefore, be it

Resolved, that the Town Board hereby reappoints F. Leonard Turner to the Assessment Board of Review for a term of October 1, 2010 to September 30, 2015.

MOTION: Supervisor Kelly
SECOND: Councilman Johnson

ROLL CALL VOTE:

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

Resolution 2010189
Facility Use Policy

Whereas, the Town Board of the Town of Pawling approves and adopts a Policy for Use and Fee’s for the rental of facilities and land of Town owned property, and

Whereas, the Recreation Department has met with members of the Town Board and has recommended to revised the policy for Use of the Town owned Facilities, now, therefore, be it

Resolved, that the Town Board hereby accepts and adopts the “Policy for Use and Fee’s – Town Owned Facilities and Property”.

The motion to table Resolution 2010189 for further discussion was made by Supervisor Kelly, seconded by Councilman Upham, motion passed unanimously.

Resolution 2010193
Transfer Station Permit Fees – 2011

Whereas, the Town of Pawling operates a Solid Waste Transfer Station in coordination with the Superintendent of Highways, and

Whereas, the Town Board must set the fees for each year, now, therefore, be it

Resolved, that the Town Board hereby sets the Transfer Station Fees for 2011 at \$280.00 per first vehicle and \$10.00 for each additional vehicle.

MOTION: Supervisor Kelly
SECOND: Councilman Johnson

NON-CONSENT
AGENDA
RESOLUTIONS
CONTINUED

Supervisor Kelly offered an amendment to change “second vehicle” in the last Resolved to “each additional vehicle”, seconded by Councilman Johnson, passed unanimously.

ROLL CALL VOTE:

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

MORRIS
ASSOCIATES
PRESENTATION
ON THE
COMPREHENSIVE
PLAN

Supervisor Kelly said Peter Setaro and Richard Harper, Certified Planner from Morris Associates were here to make a presentation on the Comprehensive Plan and moving forward with it.

The Board entertained a presentation by Mr. Setaro and Mr. Harper regarding the Comprehensive Plan. They presented a proposed draft timeline for the Comprehensive Plan to move forward and explained it to the Board.

Mr. Setaro said Morris Associations reviewed the draft Comprehensive Plan and Zoning Laws and all in all, they felt it was generally a good document and there weren't any drastic areas of zoning changes and it was generally consistent. They did identify some things in a May 12th letter that they sent to the Town Board outlining some things the Board might want to look at changing as they might create some potential financial implications for the Town further in the future. They will need input from the Board moving forward.

Mr. Harper explained the processes that need to be followed to move the Comprehensive Plan forward and options for those processes. The schedule has the Comprehensive Plan and code changes running together.

Supervisor Kelly said he wanted to look at the budget and possibly doing things simultaneously.

Mr. Setaro agreed saying they wanted to keep things as simple as possible and made as little changes to the zoning code as possible. He would like to streamline this process. He explained that they estimate the cost range to be from approximately \$55,000.00 to \$70,000.00 for the Comprehensive Plan update but there are a lot of factors that need to be considered and those are estimates.

Following discussion, Supervisor Kelly asked the Board to review the draft timeline and ask any questions they have to Mr. Setaro and Mr. Harper. He asked Mr. Setaro to prepare a document for the next meeting showing what was included in the cost estimate.

Mr. Setaro agreed.

2011 BUDGET
CHANGES AND
ADOPTION

Supervisor Kelly said regarding the 2011 budget, at the last meeting, the Board agreed to work on the incentives that he had put in the budget. The Board talked about removing any and all technology and removing equipment from the Town Board budget. By making those changes, he was happy to report that from a 16% increase overall, the number is down to 8.94% increase so the increase was cut in half. The operation of the Town is only at a 3.4% increase. He stated that the Head Groundskeeper position at the golf course would be eliminated due to retirement and there will be a full time position in Buildings & Grounds, the Head Groundskeeper will be eliminated and the Town will go to seasonal works on those positions.

The motion to amend the budget to include the Historian in the amount of \$1,000.00 part time pay was made by Supervisor Kelly, seconded by Councilman Upham.

Councilman Mayer asked what duties the Historian would perform.

Supervisor Kelly said to do the duties he has been doing for years with no pay, to archive historical items, maintain them, scan documents, and answer any and all requests by constituents and any other historical questions.

Councilman Upham said this has been a contribution from him for years.

The motion passed unanimously.

Supervisor Kelly offered an amendment on behalf of Councilman Watson to add the \$12,000.00 back in the budget for recreation equipment, seconded by Councilman Johnson, motion passed unanimously.

Supervisor Kelly offered an amendment to reduce the amount from \$7,215.00 to \$4,600.00 for a part time clerk for the Assessor's office and transfer the difference of the money back into the Planning Department for four days pay for the Planning Department to fund that position to be used at the Assessor's discretion as needed, seconded by Councilman Johnson and passed with the following roll call vote:

ROLL CALL VOTE:

Councilman Johnson	"AYE"	Councilman Upham	"AYE"
Councilman Watson	"ABSENT"	Councilman Mayer	"NAY"

Supervisor Kelly "AYE"

The motion not to use Hoffman Trust money to repair the town hall roof, town hall drainage or Murrow Park was made by Councilman Mayer.

There was no second to the motion and no action was taken.

Supervisor Kelly said with the above noted changes to the budget, the increase would be 9.39% overall.

The motion to adopt the 2011 budget as presented by the Supervisor was made by Councilman Johnson, seconded by Councilman Upham and passed with the following roll call vote:

ROLL CALL VOTE:

Councilman Johnson	"AYE"	Councilman Upham	"AYE"
Councilman Watson	"ABSENT"	Councilman Mayer	"AYE"

Supervisor Kelly "AYE"

The motion to reappoint Tom D'Ottavio to run the Dutcher Golf Course with the same contract terms and conditions that he had last year with the change that cart fees would be increased to \$2.00 payable to the Town was made by Councilman Johnson, seconded by Councilman Upham who complimented Mr. D'Ottavio on doing a good job, motion passed unanimously.

**TOM D'OTTAVIO
TO RUN DUTCHER
GOLF COURSE
2011**

Supervisor Kelly said Ben Scavone from Peter Gaito & Associates was here tonight to talk about an estimate on schematic designs.

**THE LATHROP
BUILDING**

Mr. Scavone submitted an estimate on schematic designs and reviewed it with the Board. He explained that he broke it down into a couple of phases but the most critical thing is to get schematic designs done which would cost approximately \$20,325.00.

Supervisor Kelly asked the Board to review the document submitted and he would put this on the next agenda for discussion.

Supervisor Kelly opened the meeting for public comment.

**PUBLIC
COMMENT**

Vinny DeMarco thanked the Board for their work on the budget. He said it was a job well done, reducing the tax increase from 16+% to 9.39%.

Phil DeRosa said he has always said that the existing Master Plan was a good one. He suggested that in order to keep the costs down in the Master Plan process moving forward to keep the public informed and make sure they have access to it so there is no mystery behind it before the public is asked for input. He felt it was important to have open discussions and educate the public before the formal steps begin.

Harvey Matcovsky thanked the Board for the \$85,000.00 for the Holmes Whaley Lake Civic Association building. He said Councilman Mayer provided him with a census of all of the Town of Pawling retirees who have health benefits, with the names blacked out. He has done some very preliminary work and his work shows substantial savings changing to another plan, which is MVP. MVP has many doctors in their plan and they are very well known. This would be a reduction in costs for the Town and the retirees would have a more than acceptable health plan with MVP.

Christine Walters said she was happy about the approval of the equipment for Lakeside Park. She was very happy to see the positive movement at the park and hoped that would continue. She has seen very positive change over the past year. She said the Teen Center offers wonderful opportunities and valuable programs and the program is outstanding.

Ed Munning, President of the Holmes Whaley Lake Civic Association said he and many Holmes residents are ecstatic about the plans for the work that is planned for the HWLCA building and they are very thankful that the work is moving forward. He said the Town Board is doing a wonderful job. He complimented George Apap for doing a great job painting the HWLCA building. The HWLCA is thankful to Phil DeRosa and Vinny DeMarco for the volunteer work they did throughout this past year.

The motion to adjourn the meeting was made at 8:45 PM by Councilman Johnson, seconded by Councilman Upham, motion passed unanimously.

Town Clerk