

Supervisor David P. Kelly opened the Workshop Meeting of the Town Board of the Town of Pawling at 7:05 PM June 1, 2011 at Pawling Town Hall, 160 Charles Colman Blvd., Pawling, New York. Present were Councilmen Johnson, Upham, Montemarano, Mayer and approximately 13 interested citizens.

Supervisor Kelly said resolution 2011082 would be on the agenda next week.

RESOLUTIONS

**Resolution 2011083
Temporary Part-Time Clerk, Town Clerk’s Office**

Whereas, the Town Clerk’s Office within Town of Pawling has requested that a temporary Part-Time Clerk position be created and filled as part of the implementation process for the Laserfiche Digital Document Storage Program that was supported as part of the 2011 budget adoption process; and

Whereas, the position of Part-Time Clerk is a job title that exists within Dutchess County Personnel Department, now, therefore, be it

Resolved, that the Town Clerk is hereby authorized to fill such position with a work week not to exceed 17.5 hours, for a maximum budgeted amount of \$5,500.00 during the 2011 fiscal year.

MOTION: Councilman Montemarano
SECOND: Councilman Upham

ROLL CALL VOTE:

Councilman Montemarano – “AYE” Councilman Upham – “AYE”
Councilman Johnson – “ABSENT” Councilman Mayer – “AYE”
Supervisor Kelly – “AYE”

**Resolution 2011084
Renewal Insurance Policy**

Whereas, the Town of Pawling holds Insurance to cover all aspects of their Liability needs, and

Whereas, the current policy is due to expire on June 4, 2011, and

Whereas, the Town Board is in need to renew policies to cover the needs of the Town for a period of June 4, 2011 to June 4, 2012, now, therefore, be it

Resolved, that the Town of Pawling hereby accepts Emery & Webb’s quote at a cost of \$85,506.03 to insure the Town of Pawling with “Selective” insurance company, and, further, be it

Resolved, that the Town Supervisor is hereby authorize to sign any and all documents necessary to renew the Town of Pawling’s policies.

MOTION: Councilman Upham
SECOND: Supervisor Kelly

Supervisor Kelly offered an amendment to the resolution as printed, that the dollar amount is changed to \$99, 178.00, seconded by Councilman Upham, motion passed unanimously.

Councilman Mayer felt it was wrong that the Board received this at this late date. He also felt that \$98,000.00 without going out to competitive bid was irresponsible but he would vote in favor of it because the Town needs insurance.

Councilman Montemarano asked Councilman Upham if after considering the premiums, service and coverage if it is his recommendation that this is the best.

RESOLUTIONS
CONTINUED

Councilman Upham said absolutely, and about a year ago, they went over the top in terms of due diligence. In terms of the late date, the under writers don't come in with a number until you get to the eleventh hour and that's why the Board doesn't get the numbers until within a week or so of the actual renewal date. As far as due diligence, it's not as though there are a dozen choices. They are a triple A, first class carriers that have municipal experience. Did the Town go out for bid again this year, no, we did not.

Councilman Mayer asked if it could be done next year and asked for the results of the bid so the Board can go over them at the May meeting.

Councilman Upham said he would try to do that but in terms of when the Board would get the bid, he would like to promise to have them a month or two ahead but frankly it is not going to happen. He promised to do his best next year to have it earlier but he did not want to make any promises that he couldn't realistically keep.

Supervisor Kelly said there has been approximately a \$900.00 increase but the Town has added a new vehicle in the Highway Department and increased the limits on buildings because of cost of replacement. He felt the increase was fairly low.

Councilman Upham said the Town is paying less now than in 2009.

ROLL CALL VOTE ON THE RESOLUTION:

Councilman Montemarano – "AYE" Councilman Upham – "AYE"

Councilman Johnson – "ABSENT" Councilman Mayer – "AYE"

Supervisor Kelly – "AYE"

CREITOFF LOT
LINE CHANGE

Supervisor Kelly updated the Board on the Creitoff lot line adjustment, which involves the property behind town hall. He stated that the attorneys are working on getting this property swap done and there is some movement.

The motion to allow the attorneys to draft a document that will allow the Town of Pawling to do the drainage work on the neighbor's property, with the agreement of the neighbor, with the neighbor's attorney was made by Supervisor Kelly, seconded by Councilman Upham, motion passed unanimously.

FACILITIES
USE FEE FOR
LITTLE LEAGUE

Supervisor Kelly asked Councilman Montemarano, Councilman Johnson, Melissa Smith, Recreation Director and Wendel Weber, Supervisor of Buildings & Grounds to get together and develop an addition to the fee schedule for the Board to adopt that would deal with issues such as little league using the ballfields for a continuous basis for a long period of time.

UPHAM

Councilman Upham thanked Lori Johnson of Emery & Webb for her help on the Town's insurance. He has worked with Ms. Johnson for about a year and they have worked very well and in addition to saving the Town money, service has been improved. Regarding Workplace Violence, the Town has tried to comply with the Labor Dept.'s requirements on this so the Board brought in all employees for half a day and educated them on the requirements but there is still more work to do.

T. Todd Bender, Legislative Aide to the Town Board explained that the Town is working on meeting all of the deadlines for the requirements of Workplace Violence. There were 6-8 violations and 4 have been alleviated. He met with the State Inspector last week and there are 2 violations left to rectify and he is working on that.

MAYER

Councilman Mayer said the walkway at the new playground is breaking up where it meets the playground equipment. He saw almost no "No Smoking" signs at the golf course, Murrow Park or Lakeside Park. The Board passed a resolution and he felt they should be out there.

Supervisor Kelly asked Councilman Montemarano to check into this.

MONTEMARANO

Councilman Montemarano thanked Wendel Weber, Jay Gruendle, John Daley and the Highway Department men, Jay Dickenson and Joanne and Louis Bonevenia for their help on resurfacing the roads and parking lots at Lakeside Park.

KELLY

Supervisor Kelly said Friendship Week was very successful. A large box truck was filled with donation for Tuscaloosa Alabama, which arrived there on May 2nd. He thanked the people of Pawling, Emery & Webb, Clancy movers and Sweet Peet/Joe Yankowich for their donations and help with this project.

Councilman Upham complimented Supervisor Kelly for Friendship Week as it was his initiative and drive that got this done.

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Supervisor Kelly said he attended a Sewer Commission meeting on May 12th and a meeting with bond counsel will be scheduled to discuss formation of the new sewer district. There was a meeting on May 26th regarding the comprehensive plan. A multitude of items were discussed and quite a few sections have been written and the consultant continues to work on other parts of it. The next meeting will be June 16th. There was a meeting on May 17th with the top septic haulers to discuss the septic pumpout law to discuss the law that was passed on May 20th. He asked Todd Bender, Legislative Aide to attend an East of Hudson Watershed Corporation meeting in Yorktown. It was very good that Mr. Bender attended because Dutchess County would not have been included and blocked out. Mr. Bender's attendance allowed Dutchess County to be included. He commended Mr. Bender on his actions that day. He attended a Dutchess County Supervisor's and Mayor's meeting at which Human Resource issues were discussed. The playground at Lakeside Park was opened at the beginning of the month. He thanked Councilman Montemarano for all of his work on the resurfacing of the roads and parking lots. The roads are all done and it is incredible that it is all done. Councilman Montemarano saved the Town a lot of money. Supervisor Kelly said he would be out of town from Saturday morning until Wednesday afternoon as he would be speaking at Lake Placid on the Whaley Lake Dam at the National Dam Owners Northeast Regional Safety Association.

**KELLY
CONTINUED**

Supervisor Kelly opened the meeting for public comment.

**PUBLIC
COMMENT**

Vinny DeMarco thanked the Board for all they are doing and getting done and continue to do. It is a pleasure to watch the Board work and get things done.

Lori Johnson from Emery & Webb, the Town's insurance company, thanked the Board on behalf of Emery & Webb for renewing the Town's insurance with them. As far as getting the prices for next year, she will do her best to get them in a timely fashion. She did ask for the quotes by May 11th and it did not happen. The problem is that all Towns insurance comes due at the same time but she would try next year to get the quotes sooner next year.

Phil DeRosa said Senator Greg Ball would be at the Holmes Whaley Lake Civic Association on June 5th to follow up on the Shorehaven Water System. Regarding the Creitoff property exchange, that was issued a building permit by the Village by mistake and that is part of the problem with this from the beginning.

Supervisor Kelly said Senator Greg Ball cancelled the June 5th meeting and it will be rescheduled.

Steve Sollozzo asked if the sewer bonding would have an impact on taxpayers.

Supervisor Kelly said no.

Mr. Sollozzo asked if there would be pump stations along the expansion.

Supervisor Kelly said the engineers are looking at different designs and that has not been established yet.

Harvey Matcovsky thanked Councilman Johnson for the playground at Lakeside Park. It is beautiful. He stated that he has been recently elected and is now a School Board member. The School Board recently wrote two hefty checks due to settlement of certiorari proceedings. He hoped the fact that the Town switched attorneys did not affect the size of the settlements.

Supervisor Kelly said the School District does not come to the table or provide legal services when the tax certioraris are negotiated. The Town negotiates the best settlement it can in every case. There is an open line of communication between his office and the School Superintendent's office and he hoped in the future this could be discussed.

John Daley, Highway Superintendent reported that bulk pickup day was held on May 2nd and 3rd and he gave the Board a full report on that. He said he borrowed a drag box paver last year and he has located a used one for \$1,500.00 which he would like to purchase. He stated that the roll off needs an extensive repair and he is trying to find the most cost effective way to do that repair. He stated that New York State has put a red flag on the bridge on Old Pawling Road. Signs have been posted for a two ton limit but a plan needs to be formulated on how to deal with this situation, which he is currently working on with the engineer.

**HIGHWAY
REPORT**

Supervisor Kelly made a motion to adjourn at 7:55 PM, seconded by Councilman Montemarano, motion passed unanimously.

Town Clerk