

Supervisor David P. Kelly opened the Re-Organizational Meeting of the Town Board of the Town of Pawling at 7:10 PM January 8, 2014 at Pawling Town Hall, 160 Charles Colman Blvd., Pawling, New York. Present were Councilmen Johnson, Upham, Montemarano, DeRosa and approximately 20 interested citizens.

PUBLIC COMMENT ON AGENDA ITEMS

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

REORGANIZATIONAL RESOLUTIONS

Supervisor Kelly offered the Re-Organizational Agenda as follows, seconded by Councilman Johnson:

Resolution 2014001 Standard Workday

Whereas, the Town Board of the Town of Pawling sets the standard workday for the term of one year, and

Whereas, the current term of the standard workday is effective the date January 8, 2014 hereby known as the Town of Pawling Reorganization meeting of 2014, now, therefore, be it

Resolved, the standard workday is as follows:

Town Hall; 160 Charles Colman Blvd will be: 8:30 AM to 4 PM Monday through Friday excluding the Building Department which will operate at 7:30 AM to 3 PM

Buildings and Grounds Department; 2 Lakeside Drive; will operate 7 AM to 3:30 PM Monday through Friday

Recreation Department; 2 Lakeside Drive; will be 9 AM to 4 PM Monday through Friday.

Resolution 2014002 Designation Official Newspaper

Whereas, the Town Board of the Town of Pawling is responsible for the designation of the official newspaper for a term of one year and this designation shall be at the pleasure of the Town Board, and

Whereas, the effective date of January 8, 2014 is hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that the Town Board hereby designates the Poughkeepsie Journal as its official newspaper for the year 2014.

Resolution 2014004 Setting Meeting Dates for the Planning Board and Zoning Board of Appeals

Whereas, setting the meeting dates for Planning Board and Zoning Board of Appeals for a one-year term, and

Whereas, the meeting dates of the Planning Board and Zoning Board of Appeals is effective the date of January 8, 2014 hereby known as the Town of Pawling's reorganization meeting of 2014, now, therefore, be it

Resolved, that the meeting dates for the Planning Board and the Zoning Board of Appeals is as follows:

Planning Board: First and Third Mondays of each month starting at 7:00 PM
(Exception; 1/20, 2/17,) which the meeting will be held Tuesday after Holiday.

Zoning board of appeals: Fourth Monday of each month starting at 7:00 PM
(Exception; 5/26) which the meeting will be held Tuesday after Holiday.

Resolution 2014005
Setting Compensation for Elected Officials

Whereas, the elected officials within the Town of Pawling must have the compensation set for each, now, therefore, be it

Resolved, that the compensation for the elected officials is hereby set within the approved town of Pawling 2014 budget is as follows:

Town Supervisor	\$21,315.00
Town Board (4)	8,033.00
Town Clerk	48,815.00
Superintendent of Highways	57,330.00
Town Justice (2)	15,302.00
Tax Collector	14,400.00

Resolution 2014006
Appointment Deputy Supervisor

Whereas, the position of Deputy Supervisor is an appointed position serving for a one-year term at the pleasure of the Town Board, and

Whereas, William Johnson has been designated Deputy Supervisor for the year 2013 and is recommended by the Supervisor for 2014, now, therefore, be it

Resolved, that William Johnson is hereby appointed Deputy Supervisor for 2014.

Resolution 2014007
Appointment Public Information Officer (Media)

Whereas, the position of Public Information Officer is an appointed position serving for a one year term at the pleasure of the Town Board, and

Whereas, the current term of the Public Information Officer is to be effective to the date of January 8, 2014 hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that Catherine Giordano, Town Clerk and David P. Kelly, Town Supervisor are hereby appointed the Town of Pawling Information Officers.

Resolution 2014008
Grievance Day

Whereas, the Town of Pawling as required by New York State Law holds a day in which property owners can grieve their property taxes, and

Whereas, due to the contract of Shared Services with the Town of Patterson, the Town of Pawling Grievance Day cannot be held on the fourth Tuesday of May and is in need of being rescheduled, and

Whereas, counsel for the Association of Town has advised the Town Supervisor's Office that the Town can schedule an alternative day for the day in which Grievances are heard, now, therefore, be it

Resolved, that the Town of Pawling will hold Grievance Day on the fourth Wednesday of May 2014.

**Resolution 2014009
Appointment Bookkeeper**

Whereas, the position of Town Bookkeeper is an appointed position serving for a term of one year at the pleasure of the Supervisor of the Town of Pawling and,

Whereas, the Supervisor of the Town of Pawling hereby recommends Gerald Terwilliger, now, therefore, be it

Resolved, that Gerald Terwilliger is hereby appointed Bookkeeper and compensated at the salary established within the approved Town of Pawling 2014 budget.

**Resolution 2014010
Setting Banking Depositories**

Whereas, the Town Board of the Town of Pawling sets the banking depository for a term of one year, and

Whereas, banking depositories is effective to the date of January 8, 2014 hereby known as the Town of Pawling reorganization meeting of 2014, and now, therefore, be it

Resolved, that Putnam County Savings Bank, M & T Bank and Key Bank are hereby named as the depository banks of the Town of Pawling for the year 2014.

**Resolution 2014011
Authorizing Investment Town Funds**

Whereas, the Town Board of the Town of Pawling sets the ability to invest the Town funds for a term of two years, and

Whereas, investments of the Town funds shall be effective the date January 8, 2014 hereby known as the Town of Pawling's reorganization meeting of 2014, and now, therefore, be it

Resolved, that Supervisor Kelly is hereby authorized to invest the Town funds for the years 2014 & 2015.

**Resolution 2014012
Setting Petty Cash Accounts**

Whereas, the Town of Pawling Town Board has the ability to set up Petty Cash Accounts for a term of two years, and

Whereas, the petty cash accounts shall be effective from the date of January 8, 2014 hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that the Town Clerk, Town Justice Court, Tax Collector and the Recreation Department maintain a petty cash account not to exceed \$250 for the year 2014 and that reconciliation statements will be submitted to the Supervisors office by the 15 of April, July, October and January for the prior quarters activity.

**Resolution 2014013
Setting Reimbursable Mileage Rate**

Whereas, the Town Board of the Town of Pawling sets the mileage rate for a term of one year, now, therefore, be it

Resolved, that the Town Board of the Town of Pawling hereby sets the mileage rate (\$.56) at the designated Internal Revenue Service rate of 2014.

Resolution 2014014
Attendance Conferences, Meetings and Training

Whereas, Town Board Pawling sets the ability for Town employees and Board members to attend conferences and training for a term of one year, and

Whereas, the attendance at conferences and training shall be effective to the date January 8, 2014 hereby known as the Town of Pawling reorganization of 2014, and now, therefore, be it

Resolved, that the Town Board of the Town of Pawling hereby authorizes the Town employees and its board members to attend conferences and training within the budgeted amounts approved within the 2014 budget.

Resolution 2014015
Delegate and Alternate to the Association of Town 2014

Whereas, the Association of Towns requires a Delegate be named to represent the Town of Pawling at the Annual Meeting of the Association of Towns of the State of New York, and

Whereas, the Town Board of the Town of Pawling authorizes the appointment of this position, now therefore, be it

Resolved, that David P. Kelly, Supervisor, is appointed as the Voting Delegate to the Association of Towns of the State of New York and Paul Upham is hereby appointed Alternate.

Resolution 2014016
Appointment-Town Attorney

Whereas, The Town of Pawling retains counsel for advise on legal matters, and

Whereas, Charles Stewart, 1 Memorial Ave, Pawling has provided counsel for said purpose, now, therefore, be it

Resolved, that the Town Board does hereby appoint Charles Stewart as Town Attorney.

Resolution 2014017
Appointing a Town Court Special Prosecutor(s)

Whereas, the position of Town Court Prosecutor is an appointed position that serves at the pleasure of the Town Board, now, therefore be it

Resolved, that Gayle Zelazny is hereby appointed Town of Pawling Town Court Special Prosecutor and Bob Marvin is hereby appointed as the alternate Prosecutor, and be it further

Resolved, the term of Town Prosecutor be effective January 8, 2014 to January 10, 2015.

Resolution 2014018
Legal Counsel – Litigation / Tax Certiorari

Whereas, The Town of Pawling retains counsel for advise on legal or court litigation matters, and

Whereas, Charles Stewart, 1 Memorial Ave, Pawling has provided counsel for said purpose, now, therefore, be it

Resolved, that the Town Board does hereby authorize Charles Stewart's Office be employed and retain services for the purposes of furnishing the Town Board, its officers and agencies, with such professional services as may be required and shall receive compensation for such services for Tax Certiorari and Litigation at the hourly rate not to exceed that of 2013.

Resolution 2014019
Appointments Constables

Whereas, the position of Town Constable is an appointed position serving for a one-year term at the pleasure of the Town Board, and

Whereas, the current term of the Town Constable is to be effective to the date of January 8, 2014 hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that Michael Kelly, Brian Griffin, Ben Scavone, Joe Burden, and Brett Johnson are hereby appointed Town of Pawling Town Constables and to be compensated at the hourly rate of \$19.00 which is within the approved Town of Pawling 2014 budget.

Resolution 2014020
Appointment Chief Constable

Whereas, the position of Chief Constable is an appointed position serving a one-year term at the pleasure of the Town Board of the Town of Pawling, and

Whereas, the current term of the Chief Constable is to be effective to the date January 8, 2014, hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that Michael F. Kelly is hereby appointed Chief Constable and compensated at the hourly rate of \$20.00 which is within the approved Town of Pawling 2014 budget.

Resolution 2014021
Appointment Dog Control Officer

Whereas, the position of Dog Control Officer is an appointed position serving a one-year term at the pleasure of the Town Board of the Town of Pawling, and

Whereas, the current term of the Dog Control Officer is effective to the date of January 8, 2014 hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that John Daley is hereby appointed Town of Pawling Dog Control Officer and is compensated at the salary established within the approved Town of Pawling 2014 budget.

Resolution 2014022
Appointment Fire Marshall

Whereas, the position of Fire Marshall is an appointed position serving a one-year term at the pleasure of the Town Board, and

Whereas, the current term of Fire Marshall is effective as of the date of the January 8, 2014 hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that Ronald Gallagher is hereby appointed Fire Marshall for the Town of Pawling and compensated at the salary established within the approved Town of Pawling 2014 budget and will serve a term of 1/1/14 to 1/10/15.

Resolution 2014023
Appointment Town Historian

Whereas, the position of Town Historian is an appointed position serving for a two-year term at the pleasure of the Town Board, and

Whereas, the current term of the Town Historian is effective to the date of the January 8, 2014, Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that Robert Reilly is hereby reappointed Town of Pawling Town Historian.

Resolution 2014024
Appointment Water District Clerk

Whereas, the position of Water District Clerk is an appointed position for a one-year term and is at the pleasure of the Town Board, and

Whereas, the current term of Water District Clerk is to be effective to the date of January 8, 2014 hereby known as the Town of Pawling's reorganization meeting of 2014, now, therefore, be it

Resolved, that Cathy Giordano is hereby appointed the Town of Pawling Water District Clerk for District #1 and #2 within the Town of Pawling, and will be compensated at the salary established within the approved 2014 Town Budget.

Resolution 2014025
Appointment Engineering Services

Whereas, the position of Engineers to the Town is an appointed position serving for a one-year term at the pleasure of the Town Board, and

Whereas, the term of Engineers to the Town is effective the date January 8, 2014 herein known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, Morris Associates is hereby named Engineers to the Town for the purposes of furnishing the Town of Pawling, its officers and agencies, such professional engineering and planning services as necessary and may be required.

Resolution 2014026
Appointment Engineering Services

Whereas, the position of Town Engineers is an appointed position serving for a one-year term at the pleasure of the Town Board, and

Whereas, the term of the Town Engineers is effective the date January 8, 2014 herein known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, Joseph Zarecki and Zarecki Associates is hereby named Town Engineers.

Resolution 2014027
Consultant, Stormwater Management Program (MS4)

Whereas, the Town of Pawling is in need of a consultant for the Stormwater Management Program of the NYSDEC and NYCDEP Regulations placed upon the Town, and

Whereas, the Town has received the services of *Stormwater Management Consultants* during the 2013 calendar year and has been advised on matters of the East of the Hudson Coalition, Dutchess County East of Hudson Group, and

Whereas, *Stormwater Management Consultants* has reviewed the Town for compliance, now, therefore, be it

Resolved, that the Town Board hereby appoints *Stormwater Management Consultants, Inc.* to provide such services to the Town of Pawling for the year 2014.

Resolution 2014028
Appointment: Secretary Planning Board

Whereas, the Planning Board for the Town of Pawling needs to appoint a Secretary to the Planning Board and works at the pleasure of the Town Board, and

Whereas, the current term of the Secretary of the Planning Board to be effective the date of the January 8, 2014 hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that JoAnne Daley is hereby appointed Secretary of the Planning Board for a one-year term commencing on one January 8, 2014 and ending on December 31, 2014, and, be it , further

Resolved, that the Secretary to the Planning Board shall be compensated at the rate set within the 2014 adopted Budget, and, be it, further

Resolved, that the Secretary to the Planning Board shall be compensated with Flex Time for any time worked outside normal business hours as approved by the Town Supervisor.

Resolution 2014029
Appointment: Chair, Planning Board

Whereas, the Chair of the Planning Board has a vacancy that exists, and

Whereas, the current term of the Chair of the Planning Board to be effective the date of the January 8, 2014 hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that George Brehem is hereby appointed Chair for a one-year term commencing on one January 8, 2014 and ending on December 31, 2014 and shall become compensated at a rate set within the adopted 2014 Town of Pawling Budget.

Resolution 2014030
Appointment Zoning Board of Appeals

Whereas, the Zoning Board of Appeals for the Town of Pawling has expired terms that exist, and

Whereas, the current term of the Zoning Board of Appeals member is to be effective the date of January 8, 2014 hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that William Blessey and Lawrence Cyganovich are hereby appointed to a three-year term commencing on January 8, 2014 and ending in December 31, 2016 and shall be compensated at the rate set within the adopted Town of Pawling budget for each given year.

Resolution 2014031
Appointment: Chair, Zoning Board of Appeals

Whereas, the Chair of the Zoning Board of Appeals for the Town of Pawling has a vacancy that exists, and

Whereas, the current term of the Chair of the Zoning Board of Appeals to be effective the date of the January 8, 2014 hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that William Blessey is hereby appointed Chair for a one-year term commencing on one January 8, 2014 and ending on December 31, 2014 and shall become compensated at a rate set within the adopted 2014 Town of Pawling Budget.

Resolution 2014032
Appointment Conservation Advisory Board

Whereas, the Conservation Advisory Board for the Town of Pawling has a vacancy that exists, and

Whereas, the current term of the Conservation Advisory Board is to be effective the date of the January 8, 2014 hereby known as the Town of Pawling Reorganization meeting 2014, now, therefore, be it

Resolved, that David Roberts, Sibyll Gilbert, Michael Purcell, Gordon Douglas, Peter Muroski, and Laurel Whitworth are hereby appointed for a six month term commencing on January 8, 2014 and ending on June 30, 2014, and be it, further

Resolved, that the committee is to elect their own Chairman to run concurrent with the term of appointment.

Resolution 2014033
Ad Hoc Committee – Safety and Health

Whereas, the Ad Hoc Committee on Safety and Health of the Town of Pawling has a one year term and is in need of reappointment, and

Whereas, the current term of the Ad Hoc Committee on Safety and Health Committee member's is to be effective to the date of January 8, 2014 hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that Vincent DiMarco as Chairman, Thomas Llanes, and Andrew Baker are hereby appointed to a term of three years commencing on January 8, 2014 and ending in December 31, 2016.

Resolution 2014034
Transfer Station Manager

Whereas, the position of Transfer Station Manager is an appointed position serving for a one year term at the pleasure of the Town Board of the Town of Pawling, now, therefore, be, it

Resolved, that the current term of the Transfer Station Manager is effective to the date of January 8, 2014 hereby known as the Town of Pawling Reorganizational Meeting of 2014, now, therefore, be it

Resolved, that John Daley is hereby appointed Town of Pawling Transfer Station Manager, and compensated at the amount established within the approved Town of Pawling 2014 budget, and, be it, further

Resolved, that bi- monthly activity reports relating to the operation of the Transfer Station will be submitted to the Town Supervisor and Town Board members for their review.

Resolution 2014035
Health Insurance Buyout

Whereas, the Town of Pawling offers employees the ability to join into a buyout program of health benefits annually, and

Whereas, the Town of Pawling employees as per Town Code 40-3 A are required to notify the Supervisor in writing of his or her election to be paid money in lieu of health

insurance no later than the date of the first Town Board meeting in January of the year such choice is to take effect, and

Whereas, the employees have confirmed their desire to take part in Chapter 40 of the Town Code, now, therefore, be it

Resolved, that the Town Board of the Town of Pawling hereby grants the Insurance Buyout to the following employees in accordance to Chapter 40-3 of Town Code:

John Daley
Gerald Terwilliger
Cheryl Knowles
Gordon Hoag
Mike Montemarano
Phil DeRosa
John Dickinson
Everett White
Robin Silvernail

**Resolution 2014036
Fee Schedule 2014**

Whereas, the Town Board is required to set the fee schedule for the current year, and

Whereas, setting the Fee Schedule shall cover areas such as Recreation programs, Facility Use, Building Department and other Departments within the Town of Pawling, now, therefore, be it

Resolved, that the following attached fee schedule is hereby adopted as printed and shall be made part of the record.

Building / Zoning Department

Building Permit Fees-Residential - Application & Certificate of Occupancy Fee \$150 plus:

New Construction	\$0.82 per sq ft
Renovations/Alterations/Additions	\$0.82 per sq ft
Garages	\$0.52 per sq ft
Carports/Covered Membrane Structures	\$0.42 per sq ft
Sheds 201-400 sq ft	\$0.42 per sq ft
Open Deck	\$0.42 per sq ft
Covered/Screened	\$0.52 per sq ft
Sunrooms	\$0.52 per sq ft

Other Building Permit Fees-Residential- Application & Certificate of Occupancy included in fee

Sheds over 144 sq ft or more than one, up to 200 sq ft,	\$ 85.00
Roofing which requires an Inspection from Building Department	130.00
Pools- Above Ground	130.00
Pools-In Ground	275.00
Spas- Hot Tubs	130.00
Fireplaces/Pellet, Coal, or Wood Stoves	130.00
Boilers/Furnaces/Heating Equipment	130.00
Oil Tank Removal/Installation	130.00
Electric service (no inspections by Building Department)	55.00
Generators/Solar Electric Systems/Central Air	130.00
All other electrical work that requires inspection by Building Department	110.00
Demolition Permit	175.00
Blasting Permit (per site-valid 3 months)	225.00
Lift a Stop Work Order	250.00
Minimum fee for Building Permit for any construction/installation not listed:	
- <i>\$125.00 plus 0 .80/ sq ft or \$60.00 per inspection</i>	

Building Permit Fees-Commercial - Application and Certificate of Occupancy Fee:
 \$ 325.00 plus:

New Commercial Building	\$1.00/ sq ft
Renovation	0.60 / sq ft

Alteration & Structural Repair (with no change of occupancy) : *Application and Certificate of Occupancy Fee \$ 325 plus \$80.00 per inspection*

Other Building Permit Fees-Commercial: Application and Certificate of Compliance included in fee

Construction/Contractor/Sales Trailers (valid one year)	\$ 310.00
Demolition permit	310.00
Tank Removal/Installation (one tank)	310.00
Additional tanks done at same time	105.00
Change of Use/Occupancy	160.00
Cell Towers/Windmills	4,000.00
Collocation of Antennas	3,500.00
Replacement of equipment or any other permitted work on cell tower	500.00
Lift a Stop Work Order	250.00
Pools-In Ground (not including any accessory structures)	550.00

IF WORK HAS NOT BEGUN WITHIN FIRST SIX (6) MONTHS FROM DATE OF PERMIT ISSUANCE THE PERMIT IS NULL AND VOID.

*Building Permits are valid for one (1) year
 Renewal fee for all permits is 50% of original Building Permit Fee

ANY WORK THAT WAS PERFORMED PRIOR TO OBTAINING A BUILDING PERMIT WILL BE DOUBLE THE REQUIRED FEE

Temporary CO (residential only) will be valid for up to 4 months only	\$125.00
Fee for third re-inspection (paid prior to any additional inspections)	55.00

FIRE INSPECTION FEES

Places of Public Assembly-Annual Inspection	\$ 250.00
Re-Inspection within 30 days	40.00
Re-Inspection after 30 days	80.00
Multiple Dwelling (first three units) Every 3 Years	250.00
Each additional dwelling unit	55.00
Fire Protection Equipment	
Sprinkler & Fire Suppression Equipment Inspection	225.00
Modifications to Existing Fire & Sprinkler	125.00
Fire Alarm installations	175.00

Zoning Fees

Area Variance	275.00
Use Variance	375.00
Zoning Interpretation by ZBA	275.00
Administrative Appeal	275.00

Municipal Search Fees

Municipal Search-Residential	175.00
Municipal Search-Commercial	350.00

**FACILITIES USE FEE SCHEDULE
2013**

	<u>RESIDENT</u>	<u>NON-RESIDENT</u>
<u>LAKESIDE PARK</u>		
LATHROP BUILDING:		
Meeting rooms*:		
JC Penney Board Room	\$100/day	\$200/day
Johnson Room	\$ 50/day \$ 20/hr.	\$150/day \$ 40/hr
Auditorium*	\$350/day	\$600/day
Lathrop Building* (entire building)	\$750/day	\$2000/day
FIELD USAGE*	\$500/wk \$100/day	\$1750/wk \$300/day

NOTE: The field fee usage applies to the Great Lawn at Lakeside Park. This fee does not include the pavilion, or indoor restrooms.

Indoor Restroom Fee*:	\$100/day	\$250.00
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PAVILION* (does not include swimming fee)	\$150/day	\$400/day
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(* up to 50 people - more than 50 the fee increases by \$30.00)

New Foundland Dog Club		\$750/weekend
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EDWARD R. MURROW PARK

Lower Pavilion	\$ 75/day	\$150/day
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Upper Pavilion	\$175/day	\$400/day
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<u>HOLMES WHALEY LAKE CIVIC CENTER</u>	\$150/day	\$425/day
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NOTE:

1. Fees may be changed or waived at the absolute discretion of the Town Board.
2. Events with 300 or more attendees require ambulance, constable(s) and a Member(s) of the Buildings and Ground Department during the time prior to, during and after the event for coverage. The sponsors of these events are responsible for the cost associated with this coverage.
3. Rental of Entire Park will be handled on a case by case basis at the discretion of the Town Board.

**Resolution 2014037
2014 Holiday Schedule**

Whereas, the Town Board shall adopt the Annual Employee Holiday schedule for each year at the reorganization meeting, now, therefore, be it

Resolved, the Town Board hereby adopted the 2014 Annual Employee Holiday schedule as follows:

New Years Day	Wednesday, January 1, 2014
Martin Luther King's Birthday	Monday, January 20, 2014
President Day	Monday, February 17, 2014
Good Friday	Friday, April 18, 2014
Memorial Day	Monday, May 26, 2014
Independence Day	Friday, July 4, 2014
Labor Day	Monday, September 1, 2014
Columbus Day	Monday, October 13, 2014
Veterans Day	Tuesday, November 11, 2014
Thanksgiving Day	Thursday, November 27, 2014
Day after Thanksgiving	Friday, November 28, 2014
Day before Christmas	Wednesday, December 24, 2014 (Close at 2pm)
Christmas Day	Thursday, December 25, 2014
Day after Christmas	Friday, December 26, 2014

2015

New Years Day	Thursday, January 1, 2015
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**Resolution 2014038
Payroll Schedule 2014**

Whereas, the Town Board shall adopt the Bi-Weekly Payroll Schedule for each year at the reorganization meeting, now, therefore, be it

Resolved, the Town Board hereby adopted the 2014 Bi-Weekly Payroll Schedule as follows:

January 10, 2014	May 2, 2014	September 5, 2014
January 24, 2014	May 16, 2014	September 19, 2014
February 7, 2014	May 30, 2014	October 3, 2014
February 21, 2014	June 13, 2014	October 17, 2014
March 7, 2014	June 27, 2014	October 31, 2014
March 21, 2014	July 11, 2014	November 14, 2014
April 4, 2014	July 25, 2014	November 28, 2014
April 18, 2014	August 8, 2014	December 12, 2014
	August 22, 2014	December 26, 2014

**Resolution 2014039
Appointment of Laborer – Permanent Part Time**

Whereas, the Town of Pawling is committed to maintenance and improvements to its Physical Plant, and

Whereas, the Town of Pawling desires to employ individuals to be involved in the day to day labor to complete such tasks, and

Whereas, the Building and Grounds Department has employed Elliott Ludington during 2013, now, therefore, be it

Resolved, that the Town Board hereby appoints Elliott Ludington to the position of Permanent Part Time Laborer for a period of 1/1/14 to 12/31/14 .

**Resolution 2014040
Appointment of Laborer –Permanent Part Time**

Whereas, the Town of Pawling is committed to maintenance and improvements to its physical plant, and

Whereas, the Town of Pawling desires to employ individuals be involved in the day to day labor to complete such tasks, and

Whereas, the Building and Grounds Department has employed Trevor Wendover during 2010, 2011, 2012 and 2013, now, therefore, be it

Resolved, that the Town Board hereby appoints Trevor Wendover to the position of Permanent Part Time Laborer for a period of 1/1/14 to 12/31/14.

**Resolution 2014041
Voting Delegate DCMS4CC**

Whereas the Town of Pawling is a member in good standing with the Dutchess County MS4 Coordination Committee (DCMS4CC), and

Whereas, participation in such committee enhances the towns ability to address issues of mutual concern in matters of compliance with Phase II Stormwater regulations, and

Whereas, municipalities from all over Dutchess County are members of the DCMS4CC and plan education campaigns, product media items for distribution, provide training on Stormwater practices to municipal employees and Board members, now, therefore, be it

Resolved, that the Town Board hereby designates JoAnne Daley as the Voting Delegate for the Town of Pawling.

**Resolution 2014042
Appointment of Registrar of Vital Statistics**

Whereas, The Town of Pawling is required to have a Registrar of Vital Statistics, and,

Whereas, Catherine Giordano, Pawling Town Clerk, has been performing the duties of Registrar of Vital Statistics for several years, and,

Whereas Catherine Giordano has expressed an interest in continuing to perform said duties, now therefore be it

Resolved, that the Town of Pawling hereby appoints Catherine Giordano as Registrar of Vital Statistics for the Town of Pawling for a term expiring on December 31, 2017, and be it further

Resolved, that Catherine Giordano shall be compensated at the amount established within the approved yearly operational budget.

ROLL CALL VOTE ON THE RE-ORGANIZATIONAL AGENDA:

Councilman Johnson – “AYE”

Councilman Montemarano – “AYE”

Councilman Upham – “AYE”

Councilman DeRosa – “AYE”

Supervisor Kelly – “AYE”

WORKSHOP AGENDA

RESOLUTIONS

The Board discussed the proposed resolutions. Following discussion, it was agreed that resolutions 2014043, 2014044, 2014045 and 2014046 would be placed on the January 15, 2014 Town Board agenda.

EXECUTIVE SESSION

The motion to enter Executive Session was made by Supervisor Kelly to discuss potential litigation at 7:15 PM, seconded by Councilman Upham, motion passed unanimously.

The motion to return to the regular order of business was made by Supervisor Kelly at 7:55 PM, seconded by Councilman Upham, motion passed unanimously.

NON-CONSENT AGENDA

**Resolution 2014003
Setting Meeting Dates Town Board**

Whereas, the Town Board is required to set meeting dates for 2014, now, therefore, be it

Resolved, that the Town Board of the Town of Pawling hereby sets its meeting dates as follows: *first Wednesday* of the month for the purpose of the Workshop and the *second Wednesday* of the month for the purpose of the monthly Business Meeting, and, be it, further

Resolved, that the Town Board will only meet on the second Wednesday in months of June, July and August, and, be it, further

Resolved, that all meetings shall commence at 7 PM unless noticed pursuant to New York State Town Law, and, be it further

Resolved, the Town Board will meet at 160 Charles Colman Blvd, Pawling, NY except for the May & October **Workshop** meetings which will convene at 239 Route 292, Holmes, NY 12531 at the Holmes Whaley Lakes Civic Association Building.

MOTION: Supervisor Kelly
SECOND: Councilman Johnson

Councilman Upham introduced an amendment to change the resolution to have two meetings in June, seconded by Supervisor Kelly, motion passed unanimously.

ROLL CALL VOTE ON RESOLUTION 2014003:

Councilman Johnson – “AYE” Councilman Montemarano – “AYE”
Councilman Upham – “AYE” Councilman DeRosa – “AYE”
Supervisor Kelly – “AYE”

**Resolution 2014047
Appointment: Planning Board Member**

Whereas, the Planning Board for the Town of Pawling has an expired term and a vacancy that exists, and

Whereas, the current term of the Planning Board members to be effective the date of the January 8, 2014 hereby known as the Town of Pawling reorganization meeting of 2014, now, therefore, be it

Resolved, that Dr. Thomas Bloom has expressed interest in returning to service on the Planning Board, and, be it, further

Resolved, that Dr. Thomas Bloom is hereby reappointed for a three-year term commencing on one January 1, 2014 and ending on December 31, 2016 and Mr. Aaron Cioppa shall be appointed effective January 8, 2014 and the term expiring on December

31, 2016. Both appointees shall be compensated at a rate set within the adopted Town of Pawling Budget for each given year.

MOTION: Supervisor Kelly
SECOND: Councilman Johnson

ROLL CALL VOTE:

Councilman Johnson – “AYE” Councilman Montemarano – “NAY”
Councilman Upham – “AYE” Councilman DeRosa – “NAY”
Supervisor Kelly – “AYE”

Resolution 2014048
Approval of Collective Bargaining Agreement with International Brotherhood of Teamsters Local 456 Contract Extension

Whereas, the Town of Pawling has an organized labor force within the Highway Department, and

Whereas, the current contract between the Town of Pawling and the International Brotherhood of Teamsters, Local 456, expired on 12/31/13, and

Whereas, an agreement for an extension of the contract between the members of the International Brotherhood of Teamsters Local 456 and the Town has been reached, and

Whereas, the members of the International Brotherhood of Teamsters Local 456 have voted in the affirmative to ratify the “Extension Agreement”, now, therefore, be it

Resolved, the agreement calls for the contract to extend the original contract from 1/1/14 to 12/31/17, 2.25 percent payroll increase for each year of the four year extension, benefit time of vacation and sick time to be calculated in hours, benefit time of vacation and sick may be used in ½ day increments and all benefit time shall be placed in the employee’s payroll stub after the end of the first quarter of 2014, and, be it, further

Resolved, that the Town Board hereby accepts the terms and conditions of the extension to the agreement / contract between the Town of Pawling and the workers of the Pawling Highway Department, members of the International Brotherhood of Teamsters, Local 456 and hereby authorizes the Supervisor to sign the Stipulation of Agreement.

MOTION: Supervisor Kelly
SECOND: Councilman Upham

ROLL CALL VOTE:

Councilman Johnson – “AYE” Councilman Montemarano – “AYE”
Councilman Upham – “AYE” Councilman DeRosa – “AYE”
Supervisor Kelly – “AYE”

Resolution 2014049
Consent Order – Dutchess Land

RESOLUTION AUTHORIZING SETTLEMENT OF DUTCHESS LAND, LLC, f/k/a LOVELY HILL ASSOCIATES, LLC, TAX CERTIORARI PROCEEDING

WHEREAS, Dutchess Land, LLC, f/k/a Lovely Hill Associates, LLC, (“Petitioner”) commenced tax certiorari proceedings (the “Proceedings”) challenging the assessments for the years 2006, 2007, 2008, 2009, 2010, 2011, 2012 and 2013 for real property in the Town of Pawling located at 9 Reservoir Road, bearing Tax Identification No. 7057-10-279502 (“Property”); and

WHEREAS, the Town of Pawling is prepared to enter into a Consent Judgment of settlement and compromise, a copy of which is attached hereto, resolving the Proceedings by reducing the assessed value of the Property as follows:

YEAR	CURRENT ASSESSMENT	SETTLEMENT ASSESSMENT	REDUCTION
2006	\$2,265,600.00	\$1,162,800.00	\$1,102,800.00
2007	\$2,265,600.00	\$1,056,090.00	\$1,209,510.00
2008	\$2,265,600.00	\$1,039,500.00	\$1,226,100.00
2009	\$2,265,600.00	\$1,085,700.00	\$1,179,900.00
2010	\$2,265,600.00	\$1,089,550.00	\$1,176,050.00
2011	\$2,265,600.00	\$1,152,000.00	\$1,113,600.00
2012	\$2,265,600.00	\$1,162,350.00	\$1,103,250.00
2013	\$2,265,600.00	\$1,277,645.00	\$987,955.00

and

WHEREAS, pursuant to the terms of the Consent Judgment, Petitioner has agreed to waive any refund from the Town of Pawling for Town Taxes or Town Special District Taxes paid by petitioner in excess of what the taxes would have been if the assessments for 2006, 2007, 2008, 2009, 2010, 2011, and 2012 assessment years had been as determined by the Consent Judgment; and

WHEREAS, the Town Board concludes that it is in the best interests of the Town of Pawling to settle the Proceeding without further costs or risk to the Town on these terms and conditions.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Pawling hereby authorizes the settlement of the Proceedings pursuant to the terms and conditions contained in the attached Consent Judgment; and

IT IS FURTHER RESOLVED that the Town Assessor or the Attorney for the Town are hereby authorized to execute and file any documents necessary to effectuate

this settlement to consent to the entry of an appropriate court order required to implement this settlement, and to discontinue the Proceedings, with prejudice, including but not limited to the attached Consent Judgment.

MOTION: Supervisor Kelly
SECOND: Councilman Upham

ROLL CALL VOTE:

Councilman Johnson – “AYE” Councilman Montemarano – “AYE”
Councilman Upham – “AYE” Councilman DeRosa – “AYE”
Supervisor Kelly – “AYE”

FURTHER BUSINESS TO COME BEFORE THE BOARD

Councilman DeRosa said there is a web mapping resources class for municipal officials and volunteers on Saturday, January 25th from 9:00 AM to 1:00 PM. This is something the Implementation Committee was going to start at their next meeting. He asked if all of the people on the Implementation Committee could attend, at a cost of \$10.00 per person.

The motion to allow any board members interested to attend the course was made by Councilman DeRosa, seconded by Councilman Johnson, motion passed unanimously.

Councilman DeRosa thanked Steve Sollazzo for his contributions to the Planning Board and his efforts.

PUBLIC COMMENT

Vinny DiMarco wished everyone a Happy New Year and thanked the Board for their accomplishments in 2013.

Kevin Irwin, resident of the Town of Pawling, asked the Board to reconsider the resolution as far as the Planning Board goes. He felt it would be a big mistake to pass by Mr. Sollazzo. Mr. Sollazzo is interested in maintaining the position and he did not know why the Board would want to replace him at this time, when there are a couple of important things before the Planning Board. Mr. Sollazzo is very involved in the community and does a lot for the community.

The motion to adjourn was made by Supervisor Kelly at 8:05 PM, seconded by Councilman Johnson, motion passed unanimously.

Town Clerk