

Supervisor David P. Kelly opened the Regular Meeting of the Town Board of the Town of Pawling at 7:00 PM March 12, 2014 at Pawling Town Hall, 160 Charles Colman Blvd., Pawling, New York. Present were Councilmen Johnson, Montemarano, Upham and approximately 3 interested citizens. Councilman DeRosa was absent.

MINUTES

The motion to approve the minutes of February 5, 2014 and February 12, 2014 was made by Supervisor Kelly, seconded by Councilman Johnson, motion passed unanimously.

PUBLIC COMMENT ON AGENDA ITEMS

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

CONSENT AGENDA RESOLUTIONS

**Resolution 2014061
Payment of Bills for the Town of Pawling**

Whereas, The Town of Pawling Bookkeeper has reviewed and prepared the vouchers and has offered them for review, and

Whereas, the vouchers have been approved in accordance with the Town of Pawling policy, and

Whereas, the vouchers have been numbered 20140171 through 20140310, now therefore, be it

Resolved, that the Pawling Town Board hereby accepts the vouchers as prepared and on the recommendation of the Bookkeeper and hereby authorizes payment of said vouchers for the Town of Pawling on this date in the amount of \$1,414,582.24, and, be it, further

Resolved, that a portion of the vouchers to be paid equals \$1,134,188.46 which are funds collected through property taxes and are dispersed to the Pawling Fire Department, Pawling Free Library and the Village of Pawling Water and Sewer Rents re-levied.

**Resolution 2014062
Waiver – Facility Use Requests**

Whereas, the Town of Pawling operates facilities that from time to time will be used by the public for events other than the Town’s own usage, and

Whereas, the Director of Recreation will periodically receive requests to waive the fees, and

Whereas, the waiver of fees is a duty of the Town Board, now, therefore, be it

Resolved, that the following waiver(s) have been recommended by the Recreation Director:

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|--------------------------------|---|
| 1) Girl Scout Dance, | Lathrop 4/26/14 3pm to 10pm * |
| 2) Interact Pancake Breakfast, | Lathrop 4/6/14 7am to 1pm* |
| 3) AP Exams PHS | Lathrop (various rooms) 5/6 – 5/15/14* |
| 4) Interact 5K Run, | Lakeside Park 5/31/14 (6/1/14RD) |
| 5) Pawling Lacrosse Picnic | Location: ?? 6/14/14 |

Resolution 2014064
Memorialization: NYS 2014 – 2015
Operational Budget; Elimination of the 6.5% Manufacturing Corporate Tax

Whereas, the proposed 2014 -2015 New York State budget includes a provision that would eliminate the corporate income tax on manufacturers for all of New York State counties except for those counties in the MTA Region, and

Whereas, the loss of manufacturing jobs in our county would have a dramatic effect on our local communities economy for an unforeseeable period of time. If this law is passed, manufacturing businesses in Dutchess County would have to pay a 6.5% corporate tax, while other Hudson Valley businesses located in such counties as Ulster and Columbia Counties would NOT have to pay the corporate tax, and

Whereas, the Poughkeepsie – Newburg – Middletown metro area was one of only two metro areas in New York State to lose private-sector jobs in 2013, and

Whereas, the proposal would split New York State into two separate tax zones, is divisive and would pit New Yorkers against each other, now, therefore, be it

Resolved, that the Town of Pawling hereby memorializes the Governor of the State of New York, the New York State Senate, the New York State Assembly to include all of New York State counties in the elimination of the corporate tax on manufacturers, and, be it, further

Resolved, that copies of this resolution be forwarded to Governor Andrew Cuomo, Senator Greg Ball and Assemblyman Kieran Michael Lalor upon its passage.

MOTION: Supervisor Kelly
SECOND: Councilman Johnson

ROLL CALL VOTE:

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

FURTHER BUSINESS TO COME BEFORE THE BOARD

ZBA MEMBER

Supervisor Kelly said the Board received a letter of resignation from Mary Utter from the Zoning Board of Appeals. Mrs. Utter will be submitting another letter of resignation with the date of February 28, 2014 as she did attend the January, 2014 ZBA meeting. Pending receipt of that letter, he would like to send her a letter thanking her for her service and accept her resignation.

The motion to accept Mary Utter’s resignation from the Zoning Board of Appeals was made by Supervisor Kelly, seconded by Councilman Upham.

Councilman Johnson said Mrs. Utter was a very valuable asset to the Board. She put many years in and will be missed.

Supervisor Kelly said she brought a lot of personal experience as a surveyor to the Board.

The motion passed unanimously.

Supervisor Kelly made a motion to fill the unexpired term of Mary Utter with Ben Scavone, seconded by Councilman Johnson, motion passed unanimously.

LAWN MOWING BIDS

Supervisor Kelly made a motion to reject the bids for the mowing of the Holmes Whaley Lake Civic Association pond area and reject the bid on the Ballfield Mowing Project based on the information that the prevailing wage clause was not included in the document and the Board was just alerted to that requirement, seconded by Councilman Johnson.

Supervisor Kelly said the reason for rejecting the bids is that the Town was notified by the Dept. of Labor today that the bids that went out are considered public works projects and have to have prevailing wage attached to them. The deficiency is that the prevailing wage clause has to be added to the bids and they will need to be sent out for re-bidding.

Councilman Johnson said it troubles him that a maintenance item has to be done under prevailing wage. He could see capital improvements or new projects, and if this is the law, it's the law. This just costs taxpayers more money and he felt it eliminated the competitive bid process.

Councilman Montemarano said he has never heard of prevailing wage being needed for cutting grass.

Supervisor Kelly said it may be cheaper to hire a part time employee to cut the grass.

Councilman Montemarano said some years back, some of the Highway employees worked extra hours cutting grass. He asked if that was something the Board could look into.

Councilman Johnson said for cutting grass in Holmes, it took a lot of time to travel over there and bring equipment. It was much easier to have an outside company take care of it. With regards to the ballfields, he is looking for a different level, a person who specializes in doing that to give us a different product. The Board may have to make changes internally and look for a different way to do this.

Councilman Montemarano said it might be better to look at a couple of part time people.

Supervisor Kelly agreed, saying he has the number of hours the Maintenance Department has spent mowing and he would get that information together and get it to the Board as soon as possible.

Following further discussion, the motion to reject all bids passed unanimously.

PUBLIC COMMENT

Steve Sollazzo said he attended the Village meeting where Julian Adams from the State Historic Preservation Department made a presentation. He felt the Town and Village could work together on the Historic Preservation districting if both decided to do it. There is a joint resolution that could be passed if that is the way the Town and Village decide to go. He said the Dutcher Golf Course is tied together with historic districting as it is the oldest public golf course in America and it could be used for upward mobility. He suggested placing a banner on Route 22 or on the fence at the golf course, announcing that it is the oldest public golf course in America, it might help to increase play at the golf course. He suggested the rates be lowered in order to entice people to come and play golf at the golf course. Regarding the five year plan for the Town's physical plant, he felt the plan should be prioritized.

Peter Cris, President of the Pawling Chamber of Commerce, said last week he offered the Chamber's services to help promote more activity and more play at the golf course and he wanted to reiterate that.

The motion to adjourn was made by Supervisor Kelly at 7:20 PM, seconded by Councilman Johnson, motion passed unanimously.

Town Clerk