

Supervisor David P. Kelly opened the Regular Meeting of the Town Board of the Town of Pawling at 7:00 PM April 9, 2014 at Pawling Town Hall, 160 Charles Colman Blvd., Pawling, New York. Present were Councilmen Johnson, Montemarano, Upham, DeRosa and approximately 9 interested citizens.

MINUTES

The motion to approve the minutes of February 19, 2014 and March 5, 2014 was made by Supervisor Kelly, seconded by Councilman Johnson, motion passed unanimously.

The motion to approve the minutes of March 12, 2014 was made by Supervisor Kelly, seconded by Councilman Johnson and passed with the following roll call vote:

ROLL CALL VOTE:

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

PUBLIC COMMENT ON AGENDA ITEMS

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

CONSENT AGENDA RESOLUTIONS

**Resolution 2014064
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 20140311 through 20140446, 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 \$272,569.92.

**Resolution 2014066
Billing for Pawling Water District #2**

Whereas, Pawling Water District #2 bills need to be approved by the Pawling Town Board, and

Whereas, the bills have been prepared and submitted in the amount of \$ 14,183.25 for the period of January 1, 2014 through March 31, 2014 by the Water District Clerk, now therefore, be it

Resolved, that the Pawling Town Board hereby accepts the billing as recommended for Pawling Water District #2.

MOTION: Supervisor Kelly
SECOND: Councilman Johnson

ROLL CALL VOTE:

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

NON CONSENT AGENDA RESOLUTIONS

Resolution 2014067 Legal Fees East of Hudson Coalition

Whereas, the Town of Pawling is a member of the East of Hudson Coalition (the “EOH Coalition”), an association of municipalities located in the New York City watershed east of the Hudson River; and

Whereas, the EOH Coalition municipalities are subject to heightened requirements because their surface waters feed the New York City drinking water system; and

Whereas, the EOH Coalition wishes to initiate discussions and negotiations with the New York City Department of Environmental Protection and the New York State Department of Environmental Conservation regarding future requirements for phosphorus reductions by EOH Coalition municipalities and relief to said municipalities from the financial burden of such requirements; and

Whereas, the EOH Coalition wishes to engaged the law firm of Rapport Meyers LLP to represent it and its municipal members with respect to the aforementioned discussions and negotiations; and

Whereas, the law firm of Rapport Meyers LLP has submitted a proposed 2014 Legal Budget for the EOH Coalition dated February 18, 2014, a copy of which is annexed hereto and hereby made a part hereof (the “Proposal”); and

Whereas, the Town Board of the Town of Pawling wishes to approve the Proposal and engage the law firm of Rapport Meyers LLP to represent the EOH Coalition on the terms set forth in the Proposal; and

Whereas, the Proposal provides that each of the EOH Coalition municipalities will pay a portion of the legal fees incurred by the EOH Coalition based on the Allocation Schedule (the “Allocation Schedule”), and

Whereas, based upon the estimated legal fees for the Town of Pawling, the amount of \$1975.75 set forth in the Proposal for calendar year 2014 and the Allocation Schedule setting the Town of Pawling’s contribution based on percentage of total land acres within the overall Bubble Compliance at 5.9871%, and

Whereas, for fiscal purposes; one of the members of the EOH Coalition will serve as the “lead municipality” by paying the law firm’s vouchers as they are approved by the EOH Coalition, and seek reimbursement from members of the EOH Coalition according to the Allocation Schedule; and

Whereas, Putnam County has been designated to serve as the “lead municipality” for said purpose; now, therefore, be it

Resolved, that the Town Board of the Town of Pawling hereby approves the Proposal submitted by the law firm of Rapport Meyers LLP for representation of the EOH Coalition in calendar year 2014 and the payment of legal fees incurred pursuant to the Allocation Schedule as stated the Town of Pawling’s portion would be \$1975.75, by reimbursement to Putnam County as the “lead municipality” or directly to Rapport Meyers LLP; and, be it, further

Resolved, that the Town Board of the Town of Pawling hereby authorizes and directs the Supervisor to execute any and all documents necessary to give effect to this resolution.

MOTION: Supervisor Kelly
SECOND: Councilman Johnson

Supervisor Kelly said this resolution is for the Town of Pawling to pay its portion of the legal fees for the East of Hudson Coalition to discuss and negotiate with NYC DEP phosphorus reduction for years six through ten.

ROLL CALL VOTE:

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

**Resolution 2014065
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:

- *Men’s Softball 5/1 – 8/30/14 7:00pm to 9:30pm
- *Roller Hockey League 5/1-10/31/14 7:00am to 10:00pm Lakeside Park
- *Fishing Derby 5/10/14 6:00am to 2:00pm Murrow Park
- * American Legion 5/16/14 noon to 4:00pm Lakeside Park
- * DC Board of Elections 6/24, 9/9/14 11:15am to 10pm
- 11/4/14 5:15am to 10pm
- Town Hall, Lathrop & HWLCA

NEW REQUEST PER RECREATION DIRECTOR (4/9/14)

- *Central Baptist Church 4/20/14 Easter Sunrise Service 6am to 7am
- * Soccer Travel League April to June Youth Soccer 11am to 3p

*- Previously Waived

MOTION: Supervisor Kelly
SECOND: Councilman Johnson

ROLL CALL VOTE:

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

OTHER BUSINESS TO COME BEFORE THE BOARD

PAWLING LITTLE LEAGUE

Supervisor Kelly said the Board received correspondence from Pawling Little League. In their letter, Pawling Little League cites some issues with the fields and they would like to get together with the Town at their expense and repair and fix the ballfields. He felt if there was an outside organization that would like to volunteer and improve the fields and work with the Town, he is agreeable to that. He felt there needed to be a methodology as to how and why things get done but there is a limited budget in the Town. He would like

to see this move forward and he would like Councilman Montemarano and Wendel Weber, Supervisor of Buildings & Grounds to coordinate the action plan with Pawling Little League.

Councilman Johnson said there are some things that need to be finished up from last year. He would meet with Councilman Montemarano and Mr. Weber regarding those items.

Councilman DeRosa asked if the distributor of the porta sans can provide all new ones throughout the Town.

Councilman Johnson said the bathrooms need to be on the cleaning schedule.

Supervisor Kelly said the Town has budgetary constraints and the Board needs to work within those constraints. This is a perfect collaboration between the Town and an outside organization for a single purpose, for the youth of the community.

Councilman DeRosa said volunteers are the key to getting things done.

Councilman Montemarano said the Town will need an additional updated insurance certificate for this use from Pawling Little League.

Supervisor Kelly made a motion to approve a coordinated effort between Pawling Little League and the Town of Pawling with Councilman Montemarano and Wendel Weber/Supervisor of Buildings & Grounds to meet jointly with them and set a program in place for the playing fields of the Pawling Little League, Girls Softball and Men's Softball, seconded by Councilman Upham, motion passed unanimously.

ACCEPT RESIGNATION OF ROBYN SILVERNAIL

The motion to accept the resignation of Robyn Silvernail under distress was made by Supervisor Kelly, as of April 25, 2014, seconded by Councilman Johnson.

Councilman Johnson said this resignation is bittersweet because she is advancing her career and moving on to a very reputable golf course and it is a good position for her. He wished her well but she will certainly be missed here.

Councilman DeRosa agreed. He said when people get certifications and better their positions, he felt they should be rewarded so they stay with the Town.

Supervisor Kelly said that can be discussed at budget time but the department heads should make the Board aware of these types of things.

The motion passed unanimously.

NEW TOWN WEBSITE

Supervisor Kelly updated the Board on the County taking over the Town's website. This is something the County is willing to do and he personally felt the Town's website was in need of an overhaul.

Supervisor Kelly made a motion to allow the Supervisor to engage in negotiations with the County and to bring a contract back for further review by the Board, seconded by Councilman Johnson.

Councilman Montemarano said the website price is \$10,000.00 and \$2,500 in maintenance fees.

Supervisor Kelly said right now, he is asking the Board to allow him to speak to the County and bring a contract back for the Board to further discuss, with all of the options and dollar amounts.

The motion passed unanimously.

MOWING/ HOLMES

Supervisor Kelly made the motion to move forward with the mowing of the Holmes property, the Holmes Whaley Lake Civic Association and the Holmes Pond/Playground area and to hire Jay Dickenson, Town Employee at a rate of \$20.00 per hour, seconded by Councilman Johnson, motion passed unanimously.

GOLF FEES & MAINTENANCE

Councilman Johnson said regarding the golf fees, they need to bring pricing in line with other courses. He explained the proposed changes in fees to the Board and said one of the biggest changes is to cut the price \$5.00 per round in September.

Councilman Johnson said he needs to bring pricing in line with other courses and made a motion to allow him to adjust the prices, seconded by Councilman Upham, motion passed unanimously.

Councilman Johnson said regarding the maintenance of the golf course, and in light of the resignation of Robyn Silvernail, Gary Lattrell has a plan. The Board needs to do some research as far as positions go but going forward, Mr. Lattrell will make sure the course is taken care of.

Councilman Johnson made a motion to authorize the Town Supervisor, based on Councilman Montemarano's input, to advertise and create positions as necessary to affect the changes required at the golf course for maintenance, seconded by Councilman DeRosa, motion passed unanimously.

DODGE ROAD TRAFFIC

Councilman Montemarano said Steve Sollazzo has expressed concern about traffic on Dodge Road near the ballfields. Highway Superintendent John Daley has placed three new signs warning of children playing and that type of thing.

Councilman Johnson suggested putting a sign in the road while games are going on at the ballfields.

DUTCHESS COUNTY WATER WASTEWATER AUTHORITY

Councilman DeRosa said Dutchess County Water Wastewater Authority has been doing test borings along Route 292 for the future installation of a six inch water main along Route 292 for Shorehaven's water system. He asked people to be careful while driving along Route 292.

PUBLIC COMMENT

Claire Buteroni Glassberg, resident of San Souci Drive, expressed concern about the pesticides that NYS DOT sprays along the guide rail near her house, as the chemicals make her and her family ill when they are sprayed and for a long time after. Her neighbors are also made ill by these pesticides. She has been in contact with NYS DOT and they said they would not spray the guide rail in the area of her house. Ms. Glassberg felt the response from NYS DOT would be better if the Board wrote a letter asking NYS DOT to stop spraying the pesticides. She asked if the Board would consider writing such a letter on behalf of the Town.

Supervisor Kelly said the Board appreciates what Ms. Glassberg has done so far in bringing this issue to NYS's attention. He said the Board would have to discuss this, research how it would effect site lines and see how they want to move forward. He would get with the Board to discuss this and get back to Ms. Glassberg with the outcome.

Steve Sollazzo thanked the Board for approving the Little League work and for the improvements to the fields. Little League understands the costs and are willing to do what needs to be done to get the repairs done. He thanked Councilman Montemarano for getting the signs on Dodge Road. He suggested some way to ensure people do not roll down the hill on the older field.

The motion to adjourn the meeting was made by Supervisor Kelly at 7:45 PM, seconded by Councilman Johnson, motion passed unanimously.

Town Clerk