

Supervisor David P. Kelly opened the Regular Meeting of the Town Board of the Town of Pawling at 7:00 PM May 13, 2015 at Pawling Town Hall, 160 Charles Colman Blvd., Pawling, New York. Present were Councilmen Johnson, Montemarano, Upham, DeRosa and approximately 11 interested citizens.

### **PUBLIC COMMENT ON AGENDA ITEMS**

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

### **PRESENTATION OF ANNUAL MS4 REPORT**

The Board entertained a presentation by JoAnne Daley, MS4 Coordinator, of the MS4 Annual Report. Ms. Daley explained that she had distributed copies of the Annual MS4 report to the Board and it is ready to go to NYS DEC. She explained that regarding stormwater education, the Dutchess County Coordination Committee has developed bulletin boards which will be hung around the County to educate people.

The Board thanked Ms. Daley for her good work on this report.

The motion to accept the 2015 MS4 Spedes Permit and authorize the Supervisor to sign the document was made by Supervisor Kelly, seconded by Councilman Johnson, motion passed unanimously.

### **MINUTES**

Supervisor Kelly made a motion to approve the minutes of April 1, 2015, seconded by Councilman Montemarano, motion passed unanimously,

Supervisor Kelly made a motion to approve the minutes of April 8, 2015, seconded by Councilman Upham, motion passed unanimously.

Supervisor Kelly made a motion to approve the minutes of April 28, 2015, seconded by Councilman Johnson and passed with the following roll call vote:

### **ROLL CALL VOTE:**

Councilman Johnson – “AYE”

Councilman DeRosa – “ABSTAINED”

Councilman Upham – “ABSTAINED”

Councilman Montemarano – “AYE”

Supervisor Kelly – “AYE”

### **CONSENT AGENDA**

#### **Resolution 2015062 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 20150489 through 20150680, 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 \$611,588.12.

**Resolution 2015063**  
**Authorizing 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 \$2,130.40 for the period of February 1, 2015 through April 31, 2015 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 #1.

**Resolution 2015065**  
**Acceptance Donation: Thomas Brown**

Whereas, from time to time, interested parties donate items to be used for the enjoyment of all who visit various Town owned facilities, and,

Whereas, a need for a television existed at the Dutcher Golf Course,

Whereas, Thomas Brown, Sr., has donated a 32” Sharp Acquos LCD television for the benefit of all who visit the clubhouse at the Dutcher Golf Course, now therefore be it

Resolved, the Town of Pawling Town Board graciously accepts the donation of said television, and, be it, further

Resolved, that the Town of Pawling hereby thanks Thomas Brown Sr, for his generous contribution to the Dutcher Golf Course.

**Resolution 2015066**  
**Acceptance Donation New York State Gas & Electric**

Whereas, from time to time, interested parties donate items to be used for the enjoyment of all who visit various Town owned facilities, and,

Whereas, a New York State Gas & Electric (NYSEG) Governmental Representative contacted the Town Supervisor’s Office looking to donate funds to a Community Cultural Program, and

Whereas, the Town of Pawling operates a free concert series known as “Music by the Lake” at Lakeside Park, and

Whereas, NYSEG has donated \$500 to support the 2015 “Music by the Lake” concert series, now therefore be it

Resolved, that the Town of Pawling hereby accepts the donation of \$500 from New York State Gas & Electric for the 2015 “Music by the Lake” concert series, and, be it, further

Resolved, that the Town Board hereby directs that all future publications promoting the 2015 “Music by the Lake” concerts shall include the language; *“Music by the Lake” is presented, in part, with funds donated by New York State Gas & Electric.*

**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**

**Resolution 2015064  
Facility Use Requests - Waiver / Fees**

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 Town Board sets the fees for the use of facilities, now, therefore, be it

Resolved, that the following fees, reduction, or waiver(s) have been authorized by the Town Board:

Pawling Men’s Softball	Softball Fields	May 15 – Aug 30, 2015	7pm to 10:30pm
		Waive Fee(s)	
Pawling School District (1)	Lakeside Park	May 29, 2015	10am – 1:30pm
		Waive Fee(s)	
Pawling Lacrosse	Lakeside Park	June 15 – Aug 31, 2015	?? - ?? not attached
		Waive Fee(s)	
GNYS TSA (Tour De Dutchess)	Lathrop	Sept 20, 2015	7am to 5pm
		Waive Fee(s)*	

300 people, Ambulance, Constables and Staff required payments.

Ty Campbell Foundation                      Lakeside Park – BEACH    June 13 or \_                      5pm to 8pm  
Requesting: Bone Fire at beach front

**Tour De Dutchess**

Supervisor Kelly made a motion to approve the Tour De Dutchess, to waive the fees for the park but they are required to pay the ambulance, constables and staffing fees as set in the Town guidelines, seconded by Councilman Johnson, motion passed unanimously.

**Ty Campbell Foundation**

The Board discussed the request from the Ty Campbell Foundation. Following discussion, the Board agreed that they would approve and possibly waive certain fees for the function but at another location, not at the beach front. The Board was concerned about setting a precedent allowing the beach to be closed, closing the beach to the general public, the loss of revenues, and the safety and cleanup of a bon fire at the waterfront. Supervisor Kelly said he would let Mr. Campbell know that the Board would entertain the request at another location, subject to another review by the Board.

Supervisor Kelly made a motion to pass the fee waivers on the other items as presented, seconded by Councilman Johnson, motion passed unanimously.

**Resolution 2015067  
Appointment: Brenda Colberg –Planning Board**

Whereas, the Planning Board has a vacancy with a unexpired term, and

Whereas, the Town Board has investigated for interested candidates, and

Whereas, a candidate was found within the current service to the town, now, therefore, be it

Resolved, that Brenda Colberg is hereby appointed to fill the unexpired term ending on 12/31/2018 on the Town of Pawling Planning Board, and further, be it

Resolved, that the compensation be prorated at seven months of the twelve months rate, and, further, be it

Resolved, that any training sessions that Ms. Colberg has attended in 2015, be credited towards the required continuing education necessary by the Town of Pawling.

**MOTION:** Supervisor Kelly  
**SECOND:** Councilman Johnson

**ROLL CALL VOTE:**

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

**FURTHER BUSINESS**

**GOLF COURSE**

Councilman Johnson said the Town does not currently have a senior rate outside of the senior membership rate. He suggested making the senior rate the same as the junior rate. He asked what the Board’s pleasure was.

Following discussion, the following motion was made:

Supervisor Kelly made a motion for the Town Board to set a fee for the golf course for a senior citizen rate and active military rate at that of the resident league play, seconded by Councilman Johnson, motion passed unanimously.

**TOWN INSURANCE**

Councilman Upham made a motion to accept Emery & Webb as the Town’s insurance agent and approve the renewal, seconded by Supervisor Kelly and passed with the following roll call vote:

**ROLL CALL VOTE:**

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

**BASKETBALL PLAY AREA**

Councilman Montemarano said he sent the packet with the basketball play area information to the Board last week and everyone seemed to be okay with it. If that is the case, he would move ahead with developing an RFP and doing the budgets.

The Board agreed that Councilman Montemarano should move ahead with this project.

**OFFICIAL NEWSPAPER**

Councilman Montemarano said at the last meeting, there was some discussion about using Southern Dutchess News as the Town’s official newspaper. He researched the circulation requirements for an official newspaper and sent them to the Board.

Following discussion, the Board agreed to wait and check with the Poughkeepsie Journal once they receive the checks and release the Town’s account.

## **POTENTIAL ZBA MEMBER**

Councilman DeRosa asked that interviews be held for a Zoning Board of Appeals member. Supervisor Kelly said yes, that can now move forward.

## **IMPLEMENTATION COMMITTEE**

Councilman DeRosa said now there will be two people from the Planning Board on the Implementation Committee and no one from the ZBA. He suggested Ben Scavone be asked if he wanted to be included in the Implementation Committee. The independent resident member is Margaux Miller but she has not attended recent meetings. He may have to replace her on the Committee.

Supervisor Kelly felt Brenda Colberg should be removed from the Implementation Committee and the ZBA Chair should be asked about a member for the Implementation Committee.

## **PUBLIC COMMENT**

Helen Grosso, Pawling resident said the school used the wrong equalization rate, which will cause taxes to go up. She was surprised to see the town and school use different equalization rates. The Town Assessor is going to sit down with her and go over the equalization rate. The equalization rate is important to the school and she does not quite understand how it is important here in town except that her house values have gone down dramatically since 2009. In 2009, her house was valued at full value at \$644,000.00 and now it is \$398,000.00 so there is something here that might be very important for residents to understand, why the Assessor here is choosing a different rate then the County and State are using, which causes her house values to go down dramatically. This is something she would like to understand more. There is a lot of confusion about this. She looked forward to meeting with Supervisor Kelly tomorrow regarding projects presented to the County for credited tax revenues and she hoped more would be done with the schools also.

Peter Cris, President of the Chamber of Commerce thanked the Town Board, Recreation Department and Wendel Weber, Supervisor of Buildings & Grounds for their help with the Congressman Gibson and Dr. Leigner presentation on tick borne diseases. The Chamber is going to try and do an ongoing series of short articles to educate the public. He extended the invitation to the next Chamber of Commerce meeting Tuesday at noon at McGrath's where Mary Kay Vrba, Executive Director of Dutchess County Tourism will be making a presentation.

Harvey Matcovsky, resident of Holmes, said he noticed a number of failed business and vacancies north of the Getty Station and he hoped the town and chamber were actively looking for viable businesses. He noticed some progress at the Riley garage property and he has heard various rumors and wondered if someone could speak with him about what the use of this property will be.

Supervisor Kelly said the Riley property is in the Village of Pawling so Mr. Matcovsky may want to contact the Village of Pawling or the Mayor.

The motion to adjourn the meeting was made by Supervisor Kelly at 7:40 PM, seconded by Councilman Johnson, motion passed unanimously.

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Town Clerk