

Supervisor David P. Kelly opened the Regular Meeting of the Town Board of the Town of Pawling at 7:05 PM December 14, 2016 at Pawling Town Hall, 160 Charles Colman Blvd., Pawling, New York. Present were Councilmen Johnson, Upham, DeRosa and approximately 12 interested citizens. Councilman Montemarano was absent.

PRESENTATION/SAFE ROUTES

The Board entertained a presentation by Erica Smith, Project Chair of the Safe Routes Committee. Present along with Ms. Smith were John Burweger, Village Trustee and Tom Zarecki from Zarecki & Associates. She said the local Committee consisted of Andy Baker, Trinity Pawling Director of Facilities, Joe Zarecki, Zarecki & Associates, John Burweger, Village Trustee, Glen Freyer, PCSD Facilities and Tom Zarecki, Zarecki & Associates. Ms. Smith gave a Power Point presentation explaining that the goal of Safe Routes is to create safe passageways for pedestrians and bicyclists in the school zones around Pawling Central Schools, Trinity Pawling Schools and the Mizzentop Day school. This includes Route 22, Coulter Ave., Corbin Road, Reservoir Road and the Wagner Campus. Thus far, they have accomplished a Draft Comprehensive Plan and a number of other things, including a \$66,000.00 block grant for rebuilding the Haight St. sidewalk. They propose a new sidewalk along Route 22, a new sidewalk along Reservoir Road, new enhanced sidewalks on the Wagner Road campus and new sidewalk along Corbin Road. This is a long range project and will take years to complete. They do not have a cost for the project yet, that will depend on any funding they might receive. They would like to look at adding access to Town parks also at some point in the future. They are looking at the Town and Village master plans. They feel it is time they need to begin working with the Town because a portion of Reservoir Road is in the Town. Ms. Smith asked for comments and opinions from the Board.

Supervisor Kelly said the Board needed time to digest the information in the presentation and thanked Ms. Smith and Committee members for the presentation.

Councilman DeRosa said he would be happy to attend their meetings.

MINUTES

Supervisor Kelly made a motion to approve the minutes of 11/2/16, 11/9/16 and 11/16/16, seconded by Councilman Johnson and passed with the following roll call vote:

ROLL CALL VOTE:

Councilman Johnson – “AYE”

Councilman DeRosa – “AYE”

Councilman Upham – “AYE”

Councilman Montemarano – “ABSENT”

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

**Resolution 2016113
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 20161560 through 20161732, 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 \$503,157.07.

Resolution 2016115
Authorizing WMBE Policy

Whereas, the Town of Pawling has an unwavering commitment to adhering to ethical, unbiased and legal standards in all of its activities, as set forth in its Code of Conduct, and

Whereas, NY State requires all contractors and subcontractors to adhere to M/WBE regulations and policies in order to enhance MBE and WBE participation in NY State-funded projects, now, therefore, be it

Resolved, the Town Board of the Town of Pawling (“Board”) has reviewed the NY State M/WBE legislation and hereby endorses its adoption as follows:

Town of Pawling will cause its contractors and subcontractors to take good faith actions to achieve the M/WBE contract participation goals set by the State for that area in which the State-funded project is located, by taking the following steps:

- 1) Actively and affirmatively solicit bids for contracts and subcontracts from qualified State certified MBEs or WBEs, including solicitations to M/WBE contractor associations.
- 2) Request a list of State-certified M/WBEs from the contracting State agency and solicit bids from them directly.
- 3) Ensure that plans, specifications, requests for proposals and other documents used to secure bids will be made available in sufficient time for review by prospective M/WBEs.
- 4) Where feasible, divide the work into smaller portions to enhanced participations by M/WBEs and encourage the formation of joint venture and other partnerships among M/WBE contractors to enhance their participation.
- 5) Document and maintain records of bid solicitation, including those to M/WBEs and the results thereof. The Town of Pawling will also maintain records of actions that its subcontractors have taken toward meeting M/WBE contract participation goals.
- 6) Ensure that progress payments to M/WBEs are made on a timely basis so that undue financial hardship is avoided, and that bonding and other credit requirements are waived or appropriate alternatives developed to encourage M/WBE participation.

And, be it Further Resolved, that the Town Supervisor is hereby appointed Compliance Officer, to be responsible for insuring adherence to all contract participation goals as set forth by the contracting State Agency; and, be it further

Resolved, that, periodically, the Compliance Officer shall report on organizational compliance, as deemed appropriate, to the Board; and, be it, further

Resolved, that the members of the Board, and each acting alone is, hereby authorized and directed to take such further action as may be necessary, appropriate or advisable to implement this Resolution.

MOTION: Supervisor Kelly
SECOND: Councilman Johnson

ROLL CALL VOTE:

Councilman Johnson – “AYE” Councilman DeRosa – “AYE”

Councilman Upham – “AYE” Councilman Montemarano – “ABSENT”

Supervisor Kelly – “AYE”

NON CONSENT

Resolution 2016114
Restoration Bond Reduction

Whereas, the Town Board accepted a Restoration Bond on October 8, 2014 by Resolution 2014100 in the amount of \$250,000 for the Castagna Senior Housing Project, and

Whereas, the Project is completed except for a few items the Engineer to the Town identified in a letter dated December 13, 2016, and

Whereas, the engineer has made the recommendation that the bond could be reduced, and

Whereas, funds for the sewer pump station modifications, legal work, and site cleanup shall be retained in a reduced Restoration Bond in the amount of \$100,000, now, therefore, be it

Resolved, that the Town Board hereby reduces the Castagna Senior Housing Restoration Bond by \$150,000, and, be it, further

Resolved, that said bond shall be valid for a period of one (1) year from the bond date with an automatic one (1) year extension if needed and to be in a form approved by the Town Attorney, and, be it, further

Resolved, that the Town Clerk shall release the \$250,000 bond and accept a reduced Restoration Bond in the amount of \$100,000 for the Castagna Senior Housing Project.

MOTION: Supervisor Kelly
SECOND: Councilman Upham

Supervisor Kelly introduced an amendment to the first “Resolved”, after \$150,000.00, contingent upon any and all approvals from the engineer for terms and conditions of the engineer’s recommendation and inspection of such, seconded by Councilman Johnson, motion passed unanimously.

ROLL CALL VOTE ON RESOLUTION:

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

**Resolution 2016116
Bid Award – Dam Access Roadway, Phase II**

Whereas, the Town Board released a bid to construct the final section of roadway to the Whaley Lake Dam, and

Whereas, bids were opened and read aloud on December 2, 2016 at 10:00 am, and

Whereas, the Town Engineer has reviewed the submitted documentation and has made a recommendation to the Town Board on award of the bid, now, therefore, be it

Resolved, that the Town Board hereby awards the bid for the Whaley Lake Access Driveway Phase II project to Land Works Excavating, Pawling, NY in the amount of \$106,279.70, and, be it, further

Resolved, the Town Board hereby authorizes the Town Supervisor to execute all the necessary documentation on said project.

MOTION: Supervisor Kelly
SECOND: Councilman Upham

ROLL CALL VOTE:

Councilman Johnson – “AYE” Councilman DeRosa – “ABSTAINED”

Councilman Upham – “AYE”

Councilman Montemarano – “ABSENT”

Supervisor Kelly – “AYE”

FURTHER BUSINESS

TEMPORARY FULL TIME BUILDING INSPECTOR EMPLOYEE

Councilman DeRosa said Carl Ellis, Town of Pawling Building Inspector has requested that Jennifer Strehle be made full time as of January 2, 2017 for three months. After that time, it will be up to the Town Board as to whether to continue full time or reduce her back to part time.

Councilman DeRosa made a motion to place Jennifer Strehle on as full time as of January 2, 2017 for a three month period, seconded by Supervisor Kelly, motion passed unanimously.

GATEWAY GRANT FOR WHALEY LAKE DAM

Supervisor Kelly said the Town is 100% in compliance with the requirements for the grant for the Whaley Lake Dam project. He said the bid packets should be ready soon.

PUBLIC COMMENT

Alfred Greve from Route 292 in Holmes said he wanted to talk about the transfer station and its plans for the future. He understood there was a committee doing research on the transfer station and he and Mr. Deitz were interested in being on the committee and being part of the process. He had a meeting with John Daley, Highway Superintendent last week, which was productive. He also had a discussion with the head of the Town of Unionvale transfer station, which was also productive. He has experience with long term solid waste processing.

Councilman DeRosa said the committee has been gathering information and trying to figure out what changes might be made going forward. More research needs to be done in the New Year.

Supervisor Kelly wished everyone a Merry Christmas and happy holiday season.

The motion to adjourn was made by Supervisor Kelly at 7:48 PM, seconded by Councilman Johnson, motion passed unanimously.

Town Clerk