

Deputy Supervisor/Councilman William Johnson opened a Special Meeting of the Town Board of the Town of Pawling at 9:00 AM July 7, 2017 at Pawling Town Hall, 160 Charles Colman Blvd., Pawling, New York. Present were Councilmen Upham, DeRosa, Montemarano and approximately 15 interested citizens. Supervisor Kelly was absent.

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

Councilman Johnson opened the meeting for public comment on agenda items and there were none.

### **TRANSFER STATION**

Councilman DeRosa said the Board wants to cover all of the hours the transfer station is open with attendants gathering information.

Councilman DeRosa made a motion to hire all three individuals, Mr. Nickerson, Mr. Flood and Mr. Stoever at a rate of \$15.00 per hour, not to exceed 40 hours per week total, 20 hours as an individual, seconded by Councilman Johnson.

Councilman DeRosa said with the information he now has, approximately 7% of people coming to the transfer station do not have stickers or do not have the stickers on their car. He felt the existing rules needed to be enforced in order to get a good picture of what is going on. The Town will be stopping people who do not have a sticker from dumping very shortly.

Motion passed unanimously.

Councilman DeRosa said the attendant's building at the transfer station is in bad shape. He has been in touch with Wendel Weber, Supervisor of Buildings & Grounds and they came up with a plan for rehabilitating the building and putting in a new bathroom.

### **SET PUBLIC HEARING FOR WHALEY LAKE DAM PROJECT**

Councilman Johnson said the Board has been working feverishly on moving this project forward.

Councilman Johnson made a motion to set a public hearing for the Whaley Lake Dam project for Friday, July 21, 2017 at 7:00 PM at the Holmes Whaley Lake Civic Building, seconded by Councilman DeRosa, motion passed unanimously.

Councilman Johnson rescinded his motion, seconded by Councilman DeRosa, motion passed unanimously.

Councilman Johnson made a motion to move Resolution 2017075 below, which was seconded by Councilman Upham:

#### **TOWN OF PAWLING TOWN BOARD RESOLUTION RESOLUTION NO. 2017075**

**RE: ORDER CALLING A PUBLIC HEARING TO CONSIDER THE INCREASE IN THE MAXIMUM AMOUNT PROPOSED TO BE EXPENDED FOR THE IMPROVEMENTS TO THE WHALEY LAKE DAM IMPROVEMENT DISTRICT PURSUANT TO TOWN LAW § 209-h**

WHEREAS, the Town of Pawling was authorized by New York State to create the Whaley Lake Dam Improvement District, through adoption of Special State Legislation by New York State Senate Bill No. S2280 and New York State Assembly Bill No. A4767, entitled "An Act creating the Whaley Lake Dam Improvement District in the Town of Pawling in Dutchess County", which Act was signed into law as Chapter Laws 560 of 2003; and

WHEREAS, on August 8, 2006, pursuant to Article 12-A of the Town Law, the Town of Pawling duly adopted a Resolution approving the Establishment of the Whaley Lake Dam Improvement District in the Town of Pawling, Dutchess County, New York, and authorized the repair and maintenance of the Whaley Lake Dam pursuant to § 209-e of the Town Law; and

WHEREAS, at a special election of owners of certain lots and parcels situate in the proposed District duly held on October 7, 2006, the creation of the District was approved and certain improvements to the Whaley Lake Dam were authorized; and

WHEREAS, the Town approved a Map, Plan and Report for “Establishment of Whaley Lake Dam Improvement District” dated June 8, 2006, and last revised on August 7, 2006 (the 2006 Report) delineating the boundaries of the District, the improvements and the project cost; and

WHEREAS, the Town Board has previously received a Long Form Environmental Assessment Form in regard to this project and declared the project to be an Unlisted Action under the State Environmental Quality Review Act (SEQRA) and declared itself Lead Agency and adopted a Negative Declaration determining that the action will not result in any significant adverse environmental impact; and

WHEREAS, the 2006 Map, Plan and Report estimated the total cost of the District improvements consisting of the repair and maintenance of the Whaley Lake Dam within such District so as to prevent dam failure or dam breach, the repair and maintenance of the dam spillway in Whaley Lake and the repair and maintenance of the dam drain system and housing, would be \$2,500,000, and estimated that the annual cost to the typical property in the District would be \$304 (single-family residential, non-waterfront) and \$912 (single-family residential, waterfront); and

WHEREAS, the project costs have increased due to the passage of time and design improvements however, the Town has been awarded a New York State Department of Environmental Conservation Gateway Grant in the amount of \$1,000,000; and

WHEREAS, an Amended Map, Plan and Report dated July 6, 2017 (“2017 Report”) was prepared to evaluate the impact of the changes and this Report concluded that the revised amount necessary to complete the District improvements is \$4,700,000, a \$2,200,000 increase; and

WHEREAS, the 2017 Report, which considered both the increased cost and the impact of the DEC Grant, concludes that the estimated revised annual cost to the property in the District will be \$360 (single-family residential, non-waterfront) \$1080 (single-family residential, waterfront), which is below the threshold established by the New York State Comptroller for a Water District, based upon the cost to the typical property as defined by Town Law § 209-a(2); and

WHEREAS, the Map, Plan and Report (2006 Report) and the Amended Map, Plan and Report (2017 Report) have been filed in the Town Clerk's Office and are available for public inspection; and

WHEREAS, the method of funding for the District improvements is to be financed by the issuance of Serial Bonds of the Town and by a NYS DEC Grant in the amount of \$1,000,000; and

WHEREAS, the approved method of apportioning the costs of the District is to assess the cost entirely against the lands benefitted thereby, being the entire proposed District and to assess, levy and collect costs from the several lots or parcels within such benefitted area in just proportion of the amount of benefit which the improvements shall confer upon such lots or parcels; and

WHEREAS, the Town Board proposes to increase the maximum amount to be expended for the Whaley Lake Dam Improvement District in accordance with Town Law Article 12-A, and will call a Public Hearing, pursuant to Town Law § 209-d and § 209-h, to hear all persons interested in whether the proposed increase in the maximum amount to be expended for the Whaley Lake Dam Improvement District from \$2,500,000 to \$4,700,000 is in the public interest; now, therefore be it

ORDERED, the Town Board shall meet and hold said Public Hearing on July 21, 2017 at 7:00 p.m. in the Town of Pawling at the Holmes Whaley Lake Civic Association located at 239 Route 292, Holmes, New York 12531; and

BE IT FURTHER ORDERED, that the Town Board of the Town of Pawling hereby adopts the Order set forth below, pursuant to Town Law § 209-d and § 209-h; and

BE IT FURTHER ORDERED, that the Town Board directs the Town Clerk to enter the Order into the Town Board minutes; and

BE IT FURTHER ORDERED, that the Town Board directs the Town Clerk to publish a copy of the Order at least once in the official paper not less than ten (10) nor more than twenty (20) days before the Public Hearing; and

BE IT FURTHER ORDERED, that the Town Board directs the Town Clerk to cause a copy of the Order to be posted on the signboard of the Town, not less than ten (10) nor more than twenty (20) days before the Public Hearing; and

BE IT FURTHER ORDERED, that Exhibit A attached hereto contains the names of the parcels of land and current owners of record in the District; and

BE IT FURTHER ORDERED, that the Town Board directs the Town Clerk file a certified copy of the Order adopted pursuant to Town Law with the State Comptroller on or about the date of publication pursuant to Town Law § 209-d(2)(a).

MOTIONED BY: Councilman William Johnson

SECONDED BY: Councilman Paul Upham

DATED: July 7, 2017

ROLL CALL:	AYE	NAY	ABSENT
David P. Kelly, Supervisor	_____	_____	<u>  X  </u>
Philip DeRosa, Councilman	<u>  X  </u>	_____	_____
William Johnson, Councilman	<u>  X  </u>	_____	_____
Paul Upham, Councilman	<u>  X  </u>	_____	_____
Michael Montemarano, Councilman	<u>  X  </u>	_____	_____

**DISCUSSION/OUTSOURCING TOWN PAYROLL**

The Board entertained a presentation by Andrew Forman, Town Bookkeeper, on outsourcing Town payroll. Mr. Forman said every time a payroll is done, he runs into difficulty. He explained that the software the Town uses, KVS is antiquated. The clerk doing the payroll has not been properly trained and KVS is not responsive to questions and problems. He felt that the KVS software was being phased out and the company is not emphasizing the support they need to. For these reasons, he felt the Board should look at alternate ways to do payroll. Too much time is spent doing payroll. This will allow the people in the finance department to focus their time on more efficient ways of doing things. In order for payroll to be outsourced, there will need to be time clocks in place. There is already a time clock in the Highway Department and the Maintenance Department. There would need to be a time clock for the Recreation Department, which would require Sullivan Data to bring in additional infrastructure so there would be additional costs for things related to that.

Councilman Johnson asked to see the proposals from the companies that gave estimates for payroll and also for Mr. Forman to submit a full proposal to the Board.

Mr. Forman said he would submit a proposal.

**PUBLIC COMMENT**

Helen Grosso asked if the KVS software is used to prepare the budget. She asked if the Town would continue to use the KVS software.

Councilman Johnson said KVS is the accounting software but there are separate programs to prepare the budget. He said it would be up the Supervisor as to what software is used.

Helen Grosso felt it was good that the Town would be turning people away from the transfer station. She hoped the Board would be looking at the cost analysis next because other transfer stations are not nearly as expensive.

Harvey Matcovsky thanked John Daley, Highway Superintendent, for the work on Old Route 55. He felt paying lifeguards \$10.00 per hour was outrageous. He felt they should be paid more, they pay for their own certification and sit in the sun all day. He asked if the Board received a quarterly budget update, saying the School Board receives a quarterly update on the budget.

Councilman Johnson said he wrote the resolution increasing the pay for the lifeguards, which was based on research. The resolution was passed at the last meeting. Department heads, Town Board and the Supervisor monitor the budget on a monthly basis.

Bill Dietz, resident from 27 Meadow Lane, said last month he asked where we stood regarding revenues and expenses for the transfer station. He asked where we stand on the transfer station.

Councilman Johnson said he would need to get those numbers but felt there were no catastrophic expenses that happened thus far this year.

Mr. Dietz suggested coordinating efforts for payroll with the Village, School District and Dutchess County as this could have cost savings for everyone.

James Schmitt, Pawling resident and business owner, asked many questions about the transfer station, which were answered by Councilman DeRosa, who stated there are many things being discussed and considered for the transfer station. Mr. Schmitt felt that outsourcing payroll was a great idea and he felt that cost savings for the finance department should be looked at.

Alfred Greve from Holmes said regarding the issue of financing the transfer station, he felt that a by the bag system was the best way to operate it. There are 18 entities in Dutchess County and 18 charge for the item that is disposed of, with the exception of Pawling. That speaks volumes to him. The annual fee discriminates against small households.

Bill Dietz said he takes his garbage to Wingdale because he doesn't have a lot of trash. All other places he has lived all charged by the item for bulk items.

John Daley, Highway Superintendent said NYS DEC came out with a grant for ewaste and he applied for that. The Town of Pawling has been awarded \$5,000.00, which will offset the cost of ewaste.

Councilman Johnson said Mr. Daley applied for a grant to help pay for trucks and equipment, which is a 50% award. The Town would have to pay and then be reimbursed.

The motion to adjourn was made by Councilman DeRosa at 9:40 AM, seconded by Councilman Upham, motion passed unanimously.

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Town Clerk