

Supervisor David P. Kelly opened the Workshop Meeting of the Town Board of the Town of Pawling at 7:00 PM September 6, 2017 at Pawling Town Hall, 160 Charles Colman Blvd., Pawling, New York. Present were Councilmen Upham, Johnson, Montemarano, DeRosa and approximately 25 interested citizens.

**PUBLIC COMMENT ON AGENDA ITEMS**

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

**RESOLUTIONS**

The Board discussed the proposed resolutions. Following discussion, it was agreed that the proposed resolutions would be placed on the September 13, 2017 Town Board meeting agenda. The Board took the following action on resolution 2017091:

**Resolution 2017091  
Facilities Use Request**

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, reductions, or waiver(s) have been authorized by the Town Board:

Dutchess Co. American Legion J. Christiansen	Legion Bldg Lower Level/5-10pm	9/20/17 WAIVED
Pawling Rotary Ann Godesky	Lathrop Bldg Choc. Fest. 8am-6pm	11/7/2017 WAIVED
BSA Troop 34 Maura Kemmer	JC Penney Room 7-9pm	Wed. Nights 9/13-12/12/17 WAIVED
BSA Troop 34 Maura Kemmer	Lakeside Auditorium 7-9pm	Wed. Nights 1/3-6/6/18 WAIVED
Interact Club John Ammaturo	Lathrop Auditorium 7am – 1pm	10/22/17 WAIVED
*Weight Watchers Sherry Alexander	Lathrop 6pm	Mon. Nights 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”

## **FURTHER BUSINESS**

### **POSSIBLE CHANGE IN ZONING CODE REGARDING MATTERS IN VIOLATION**

Supervisor Kelly said Zoning Board Chair Brenda Colberg-DiMarco has requested the Town Board review a proposed local law from the Town of Hyde Park regarding matters in violation and compliance issues. He suggested referring this to the Implementation Committee, who would then refer this to the Planning Board and Zoning Board of Appeals for their comments and approval. After that, it would come back to the Town Board for review and approval.

Councilman DeRosa felt that the proposed local law should be looked at as a blanket over all zoning but that it needs to be researched. He suggested an addition in the zoning for special events and asked the Board to consider alternate paid Planning and Zoning Board members.

Supervisor Kelly made a motion to take the request of the Zoning Board of Appeals Chairman Brenda Colberg-DiMarco to refer this matter to the Implementation Committee, seconded by Councilman Johnson, motion passed unanimously.

### **TOWN HALL ANNEX ENTRYWAY BID OPENING**

Supervisor Kelly said the Town Clerk held a bid opening yesterday at 11:00 AM regarding the entranceway alterations to the Town Hall Annex building. One bid was received and Zarecki & Associates office dropped off a letter today saying they felt this was a good bid but there was one piece of paper missing. Trademark Custom Woodworking & Building were the only bidder on the project and he would like to hold this off until next week’s meeting. He asked the Board to review the bid and be ready for action next week.

## **DISCUSSION**

### **MUSIC BY THE LAKE PROGRAM**

Councilman DeRosa thanked Ed Beauchamp and Cathy Giordano for the Music by the Lake program. It was a terrific program and they did a great job.

### **LATHROP BUILDING ROOF**

Councilman DeRosa said the roof at the Lathrop building at Lakeside Park is complete and will no longer leak. He thanked Wendel Weber, Supervisor of Buildings & Grounds and the Maintenance Department for their work on that project.

### **TOWN HALL FRONT ENTRYWAY**

Councilman DeRosa said the Town Hall front entryway is complete and is a great addition to the building.

Supervisor Kelly thanked Councilman Montemarano for his work on this project.

## **TRANSFER STATION**

The Board discussed the transfer station and possible changes.

Councilman DeRosa said he has reviewed the paperwork submitted by the transfer station attendants. He felt brush should not be accepted at the transfer station next year. He has discussed the sale of the transfer station permits with Town Clerk Cathy Giordano and she has major concerns about the record keeping should the stickers be taken out of her office. He said people must know that if the sticker is not affixed to their vehicle, they will not get into the transfer station. The roof that covers the compactor is falling apart and John Daley, Highway Superintendent will work on getting that repaired.

Following further discussion, the Board agreed more discussion was needed on this issue.

### **WHALEY LAKE DAM**

Supervisor Kelly thanked all of the residents of the Whaley Lake Dam district for their time and efforts over the last 30 days. The bond money is available. No petitions were filed and a certification has been done by the Town Clerk so stating. The notice to proceed was signed with Winn Construction and the contracts have been signed and filed with the Town Clerk.

Supervisor Kelly read from an email from Dustin Winn from Winn Construction, saying a potential date for draw down of the lake will be approximately September 25, 2017. It will take approximately two weeks to draw down the five feet and the project will move forward.

### **PUBLIC COMMENT**

Vinny DiMarco said the front entrance looks wonderful. He would like to help with the roof for the compactor so if the Board is looking for a volunteer, he will do it. He is in favor of the proposed code change from the Zoning Board and it should include the overall Planning Department, Building Department and Zoning Department. He felt a change needed to be made and this would provide a better approach for applicants to follow rules and regulations.

Harvey Matcovsky announced that there has been a reduction in the school tax of 2% and the School Board has put half a million dollars into a construction fund, which alleviates the need to borrow money, which costs tax payers money. The School Board has hired their own certiorari attorneys. Regarding "The Hamlet" and the PILOT program, the school will be receiving \$65,000.00 but he felt that more money was warranted and whomever negotiated this should have gotten more money through better bargaining. Castagna has promised millions of dollars in tax revenue.

Supervisor Kelly said "The Hamlet" falls under federal guideline 485.b, which is something that was passed to keep senior citizens in their towns, and which allows this type of housing. Under 485.b, the developer only has to pay on their profit and these are not for profit so they show zero profit and the town gets zero tax dollars. During the negotiation, they offered the Town \$20,000.00, which the school district gets 80% of. Supervisor Kelly said through the negotiation, he was able to get three and a half times that amount to be paid to the Town, plus the improvements they did to the property. The Town Board approved this agreement. Castagna will contribute millions in tax dollars once it is built out 100%. He felt that Mr. Matcovsky should do his homework as a School Board member before making comments to the Town Board.

Bonnie Lunt asked why people who work in town and retire and get medical benefits, why is that they didn't go onto social security like the rest of us.

Supervisor Kelly said people employed by the town and covered by health insurance cannot go onto that program. Once they retire, they go into Medicare. This is a federal law.

Helen Grosso said she was at the Planning Board meeting last night, where Daryl's House was discussed. She asked if Lakeside Park was offered for concerts. She asked if the Town had an ordinance for public gatherings and noise.

Councilman DeRosa said the Town has no public gathering ordinance but Darryl's House comes under other parts of the Town's zoning. The Town does have a noise ordinance which does apply to Daryl's House. In previous discussions, he has offered Lakeside Park to them.

Carol Leight said regarding the Holmes Pond, people want to clean it up but it feeds into the New York City water supply.

Supervisor Kelly suggested Wendel Weber, Supervisor of Buildings & Grounds meet with residents to see what can be done to clean it up.

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

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Town Clerk