

Supervisor James Schmitt opened the regular meeting of the town board of the Town of Pawling at 6:00 PM December 6, 2023 at Pawling Town Hall, 160 Charles Colman Blvd., Pawling, New York. Present were councilwomen Snow and Pitt, councilmen McCarthy and DeRosa, Nancy Tagliaferro, town attorney, Brendan Liberati, town attorney and approximately 7 interested citizens.

**PUBLIC HEARING/CONTINUED PUBLIC HEARING ON LOCAL LAW ON SOLAR ENERGY SYSTEMS**

Supervisor Schmitt said the public hearing is still open on the local law regarding solar energy systems. There were no comments from the audience.

Supervisor Schmitt made a motion to close the public hearing on the local law regarding solar energy systems, seconded by councilman DeRosa, motion passed unanimously.

**MINUTES**

Supervisor Schmitt made a motion to acknowledge the minutes of November 1, 2023, seconded by Councilman McCarthy, and passed unanimously.

Supervisor Schmitt made a motion to acknowledge the minutes of November 8, 2023, seconded by Councilman DeRosa, and passed unanimously.

Supervisor Schmitt made a motion to acknowledge the minutes of November 29, 2023, seconded by Councilwoman Pitt, and passed unanimously.

**PUBLIC COMMENT ON AGENDA ITEMS**

Supervisor Schmitt opened the meeting for public comment on agenda items, there were none.

**RESOLUTIONS**

**RESOLUTION 2023-172  
2024 Highway Material and Equipment Rental Bids**

WHEREAS, the Superintendent of Highways has requested bids on various highway materials and equipment rentals for the year 2024, and

WHEREAS, the list of highway materials and equipment rentals have been advertised in the Poughkeepsie Journal and bid openings were held by the Town Clerk, and

WHEREAS, the bids for materials and equipment rentals have been reviewed and approved by the Highway Superintendent for purchase in 2024, and

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby approves the material and equipment bids from the tabulated sheet provided by the Secretary to the Highway Superintendent.

**MOTION:** Supervisor Schmitt

**SECOND:** Councilman McCarthy

**ROLL CALL VOTE:**

Councilwoman Pitt – “AYE”

Councilman DeRosa – “AYE”

Councilman McCarthy – “AYE”

Councilwoman Snow - “AYE”

Supervisor Schmitt – “AYE”

**RESOLUTION 2023-173  
2024 Refuse and Recycling Service Bids**

WHEREAS, the Superintendent of Highways has requested bids on refuse and recycling services for the year 2024, and

WHEREAS, bids were duly advertised and noticed in the Poughkeepsie Journal and bid openings were held by the Town Clerk, and

WHEREAS, the bids for refuse and recycling have been reviewed and approved by the Highway Superintendent, and

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby approves the refuse and recycling bids from the tabulated sheet provided by the Secretary to the Highway Superintendent.

**MOTION:** Supervisor Schmitt  
**SECOND:** Councilman McCarthy

**ROLL CALL VOTE:**

Councilwoman Pitt – “AYE”                      Councilman DeRosa – “AYE”  
Councilman McCarthy – “AYE”                      Councilwoman Snow - “AYE”  
Supervisor Schmitt – “AYE”

**RESOLUTION 2023-174**  
**Setting the Date for the 2024 Reorganizational Meeting of the Town of Pawling**

WHEREAS, the Town Board of the Town of Pawling annually holds a Reorganizational Meeting to appoint Town Officers, and to set forth the structure of the Town for the Calendar year, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling hereby sets the date and time for the 2024 Reorganizational Meeting of the Town of Pawling on Wednesday, January 3, 2024 at 6:00pm at Pawling Town Hall, 160 Charles Colman Boulevard, Pawling, NY 12564.

**MOTION:** Supervisor Schmitt  
**SECOND:** Councilwoman Snow

**ROLL CALL VOTE:**

Councilwoman Pitt – “AYE”                      Councilman DeRosa – “AYE”  
Councilman McCarthy – “AYE”                      Councilwoman Snow - “AYE”  
Supervisor Schmitt – “AYE”

**RESOLUTION 2023-175**  
**Correction of Term Length – Fire Commissioner Appointment**

WHEREAS, Resolution 2023-164 passed on November 8, 2023 appointed Sean Dalrymple as Fire Commissioner effective January 1, 2024. And

WHEREAS, the term specified in Resolution 2023-164 erroneously stated that the term ended on December 31, 2029, and

WHEREAS, the term for this position actually ends on December 31, 2028, and

NOW THEREFORE BE IT RESOLVED, that the term of Sean Dalrymple as Fire Commissioner shall end on December 31, 2028.

**MOTION:** Supervisor Schmitt  
**SECOND:** Councilwoman Pitt

**ROLL CALL VOTE:**

Councilwoman Pitt – “AYE”

Councilman DeRosa – “AYE”

Councilman McCarthy – “AYE”

Councilwoman Snow - “AYE”

Supervisor Schmitt – “AYE”

**RESOLUTION 2023-176  
Appointment of Transfer Station Attendants**

WHEREAS, the Town has a need to hire two (2) part time employees for the Town Transfer Station for the 2024 calendar year to perform job duties at the Town Transfer Station, and

NOW THEREFORE BE IT RESOLVED, that Superintendent of Highways Robert Brill has employed Gordon Hoag and Robert Leo as part time employees for the Transfer Station and shall receive \$25.00 per hour.

**MOTION:** Supervisor Schmitt

**SECOND:** Councilman McCarthy

**ROLL CALL VOTE:**

Councilwoman Pitt – “AYE”

Councilman DeRosa – “AYE”

Councilman McCarthy – “AYE”

Councilwoman Snow - “AYE”

Supervisor Schmitt – “AYE”

**RESOLUTION 2023-177  
Authorizing the Town Supervisor to Execute Contracts Allowing the Acceptance of Credit and Debit Cards**

WHEREAS, the Town Board of the Town of Pawling believes that accepting various methods of payment for Town services is in the best interest of the residents of the Town, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling does hereby authorize the Town Supervisor to execute any and all contracts to allow for the acceptance of credit and debit cards.

**MOTION:** Supervisor Schmitt

**SECOND:** Councilwoman Pitt

**ROLL CALL VOTE:**

Councilwoman Pitt – “AYE”

Councilman DeRosa – “AYE”

Councilman McCarthy – “AYE”

Councilwoman Snow - “AYE”

Supervisor Schmitt – “AYE”

**RESOLUTION 2023-178  
Approving Adopting Rules and Regulations for Town Transfer Station**

WHEREAS, pursuant to §191-10 of the Pawling Town Code, the Town Board may, from time to time, promulgate rules and regulations consistent with the Town Code in order to effect the purposes of the Town Code regarding the Transfer Station and Recycling, and

WHEREAS, the purpose of the Policy is to clarify that the Transfer Station is for individual domestic household debris, brush and recycling only and that the use of the Transfer Station for commercial or business debris or waste is therefore strictly prohibited, and

NOW THEREFORE BE IT RESOLVED, that the Town Board adopts the following Rules and Regulations with regard to the Town Transfer Station for the year 2024:

Town of Pawling Transfer Station New Rules & Regulations  
Effective December 6, 2023

1. Fees for 2024 will be \$385.00 for first permit/\$60.00 for second permit – first permit will be \$250.00 after July 1st.
2. Days & Hours: Monday & Thursday 6:00AM-4:00PM, Saturday 7:00AM-4:00PM
3. Purchase Requirements: Tax Bill, Pawling Central School District Tax Bill – Tenants are required to show a current lease agreement or utility bill.
4. Forms of Payment: The Town will accept cash, check or credit/debit card (credit card users will be charged an additional surcharge fee.)
5. All previous year’s permits MUST be removed from the vehicle.
6. Permits MUST be affixed to the passenger’s side rear window.
7. No annual transfer station permit will be issued to an applicant whose vehicle registration is in the name of a corporation, Limited Liability Company, d/b/a or other commercial or business entity without a waiver from the Town Supervisor.
8. A vehicle registration must be presented for the purchase of the permit and it must show the vehicle is registered to an individual paying taxes to Pawling, Pawling Central School District, or a tenant thereof. A second transfer station sticker will require the registration for that vehicle.
9. Household debris/trash only – NO commercial building debris/trash will be accepted. NO paint. NO propane tanks. Clean oil only.
10. No vehicle will be allowed into the transfer station after February 1st without a current year permit.
11. A maximum of two (2) permits per household are allowed to be purchased.
12. Only residential brush will be accepted - Maximum Size 4” wide by 10’ feet long.
13. Please note that if there is a holiday on a Monday, the transfer station will be open the following day. The Transfer Station will be open the day after Thanksgiving.
14. If the transfer station is closed due to snow, the transfer station will reopen the next day. Transfer Station closure will be at the discretion of the Highway Superintendent.
15. Anyone caught dumping building material will be subject to a fine of \$500.00 and revocation of the transfer station permit.
16. The Town will allow all residents to bring metal to the transfer station without a sticker for recycling.
17. PLEASE RECYCLE every glass bottle, can and plastic container placed in the recycle bin – it saves money and the environment.

**MOTION:** Supervisor Schmitt

**SECOND:** Councilman McCarthy

**ROLL CALL VOTE:**

Councilwoman Pitt – “AYE”

Councilman DeRosa – “AYE”

Councilman McCarthy – “AYE”

Councilwoman Snow - “AYE”

Supervisor Schmitt – “AYE”

**RESOLUTION 2023-179**  
**Establishing 2024 Rates for the Transfer Station**

WHEREAS, the Town of Pawling operates a Transfer Station for the benefit for the residents of the Town to dispose of rubbish and debris on their property, and

WHEREAS, to best operate the Transfer Station the Town Board of the Town of Pawling set rates that offset the costs of operation the Transfer Station, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling sets the 2024 permit rate as \$385.00, \$40 per sticker to capital account, and \$60.00 for an additional household permit, \$20 per sticker to capital account and \$250.00 per sticker after July 1, 2024.

**MOTION:** Supervisor Schmitt  
**SECOND:** Councilman McCarthy

**ROLL CALL VOTE:**

Councilwoman Pitt – “AYE”                      Councilman DeRosa – “AYE”  
Councilman McCarthy – “AYE”                      Councilwoman Snow - “AYE”  
Supervisor Schmitt – “AYE”

**RESOLUTION 2023-180**  
**Escrow Release**

WHEREAS, the Planning Board recommends to the Town Board that there are no outstanding bills and that there will be no future bills for review and recommended that these funds be released, pending approval from the Building Department, Code Enforcement Officer, and

NOW THEREFORE BE IT RESOLVED, that the Town of Pawling Planning Board refers to the Town Board releases of the following balances in escrow and authorizes the Bookkeeper to release such funds:

1. Rebecca Pinchbeck	Environmental Permit	\$650.00
2. Cuddy & Feder	AT&T	\$68.67
3. Centerline Communication	T-Mobile	\$937.88
4. Young Summer LLC.	Verizon Wireless	\$2,638.78
5. Pawling Mountain Club	Environmental Permit	\$375.00
6. Church of Jesus Christ Latter Day Saints SP		\$1,868.00
7. Rebecca Pinchback	Environmental Permit	\$650.00
8. Pawling Mountain Club	Environmental Permit	\$275.00
9. Glen Baker	Environmental Permit	\$175.00
10. Miquel Bendezu	Environmental Permit	\$50.00
11. Lake Dutchess Association	Environmental Permit	\$200.00
12. Elazar Demashulan	Environmental Permit	\$197.50
13. James and Heather Costa	Area Variance	\$499.80

**MOTION:** Supervisor Schmitt  
**SECOND:** Councilwoman Pitt

**ROLL CALL VOTE:**

Councilwoman Pitt – “AYE”                      Councilman DeRosa – “AYE”  
Councilman McCarthy – “AYE”                      Councilwoman Snow - “AYE”  
Supervisor Schmitt – “AYE”

**RESOLUTION 2023-181**  
**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 Recreation Director will periodically receive request for special considerations once all application and insurance requirements are met, and

WHEREAS, the Town Board of the Town of Pawling sets the fees for the use of facilities, and

NOW THEREFORE BE IT RESOLVED, that the following waiver(s) have been authorized by the Town Board: Deissy Hernandez – Alcohol Waiver, Alcohol Control Plan.

**MOTION:** Supervisor Schmitt  
**SECOND:** Councilwoman Snow

**ROLL CALL VOTE:**

Councilwoman Pitt – “AYE”

Councilman DeRosa – “AYE”

Councilman McCarthy – “AYE”

Councilwoman Snow - “AYE”

Supervisor Schmitt – “AYE”

**DISCUSSION**

**PITT**

Councilwoman Pitt asked everyone to check out the town’s new website, which went live this week. If anyone has any comments regarding the website, they should feel free to reach out to the board. She felt this website was a substantial improvement. She thanked Stephanie Giordano, legislative aide to the town board and Matthew McNamara from Dutchess County for their work on the website.

**MCCARTHY**

Councilman McCarthy said a meeting was held on Tuesday regarding the bathrooms at the pavilion at Lakeside Park. He hoped to get the project out to bid in January, and award the bid in February, with a completion date of June 1<sup>st</sup>. There are still questions regarding the pavilion so work continues on that.

**SNOW**

Councilwoman Snow thanked Ananda Wint at the highway department for all of her work on the grants for the town. Councilwoman Snow announced that the board would be appointing planning board members at the reorganizational meeting January 3<sup>rd</sup>, and she wanted to advertise on the town’s Facebook page for interested individuals. She thanked everyone who was involved in the parade of lights and the tree lighting. It was nice to see the community coming together, and the work that was done was much appreciated.

**SCHMITT**

Supervisor Schmitt said the great inflate will take place again on Friday, December 8<sup>th</sup> and Saturday, December 9<sup>th</sup> because of the rain. There were about five hundred people who attended. It is a lot of work for the buildings and grounds crew and the recreation department.

**DEROSA**

Councilman DeRosa said regarding the Whaley Lake Dam, the weir boards are out for the winter and probably for the spring. Hopefully there won’t be any emergencies. The water is going over the concrete spillway now. His suggestion is to put in one weir board before the summer. A lot will depend on the weather in the spring. Councilman DeRosa thanked George Brehm for the years he put in as planning board member/chairman. It was a tough job taking over the planning board. Mr. Brehm had some health issues but did the job, and he has done a good job. Hopefully the next chair will keep up the good work and keep with the master plan and the town’s zoning.

**PUBLIC COMMENT**

Supervisor Schmitt opened the meeting for public comment, there were none.

Supervisor Schmitt made a motion to adjourn the meeting at 6:20 PM, seconded by councilman McCarthy, motion passed unanimously.

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Town Clerk