



Town of Pawling Town Board

Pawling Town Hall
160 Charles Colman Blvd
Pawling, NY 12564

Regular Meeting of the Town Board

*Meeting will be broadcast live on the
Town of Pawling Youtube page*

Wednesday, November 13th, 2024
6:00PM

James Schmitt, Supervisor
James McCarthy, Deputy Supervisor / Councilman
Martin Mygan, Councilman
Coleen Snow, Councilwoman
Corinne Musella-Pitt, Councilwoman

Cathy Giordano, Town Clerk

RULES FOR PUBLIC COMMENT:

1. Each presentation to the Board made by an individual shall be limited to three (3) minutes in duration, unless extended by agreement by the Town Supervisor/ designee
2. Comments should be directed to the Board. Comments should be made in a respectful manner to the Board and from the Board to the community.

The Town Supervisor or designee may:

- a. Interrupt, warn, or terminate an individual's comment when the comment is personally directed, abusive or obscene.
- b. Request that any individual leave the meeting when that individual fails to observe reasonable decorum.
- c. Call for a recess or an adjournment to another time.

The intent of these rules are:

1. To allow members of the public a fair and adequate opportunity to be heard.
2. To assure that the regular agenda of the Town Board is completed; and
3. To recognize the nature of the Board and community's time and to use that time effectively.

Meeting Agenda

- a) Roll Call of the Town Board
- b) Pledge of Allegiance
- c) Privilege of the Floor with respect to Agenda Items only
- d) Discussion
 - 1. Pawling Community Garden License Agreement
- e) Resolutions
- f) Town Board Items for Special Consideration & New Business
- g) Privilege of the Floor with respect to Agenda & Non-Agenda items (3 minutes)
- h) Adjournment

Resolutions

RESOLUTION 2024-135

Amendment to Handbook Regarding Nepotism

WHEREAS, the Town Board wishes to amend the Town of Pawling Employee Handbook to prohibit nepotism;

NOW THEREFORE, BE IT RESOLVED that the following shall be added as Section 311 of the Town of Pawling Employee Handbook, but shall not be applicable to any current employee as of the date of this Resolution, and shall only apply to new employees:

311. Employment of Relatives.

No relative or family member/member of household of any person employed in a department of the Town of Pawling shall be entitled to hold a position of full-time or part-time employment in the same department as their relative if the position applied for is in the direct line of supervision in the subject department. "Relative" shall mean a spouse, child, stepchild, parent, stepparent, brother, brother-in-law, sister, sister-in-law, stepbrother, stepsister, father-in-law, mother-in-law, or legal guardian of any of said persons. With respect to prospective employees who have relatives as defined herein or family member/members of households in other Town of Pawling departments, the hiring official shall exercise sound discretion in employing such individual in order to avoid the appearance of impropriety, which relationship shall be fully disclosed to the Board of Ethics.

RESOLUTION 2024-136

Amend Handbook to Recommend Training for Town Board Members

WHEREAS, the Town Board wishes to amend the Town of Pawling Employee Handbook to include a new recommendation, as best practice, that Town Board Members take training on an annual basis;

NOW THEREFORE, BE IT RESOLVED that the following shall be added as Section 312 of the Town of Pawling Employee Handbook:

312. Training for Town Board Members.

Training and attendance recommendations. Each member of the Town Board may complete, training each year designed to enable such members to more effectively carry out their duties. Training received by a member in excess of four hours in any one year may be carried over by the member into succeeding years in order to meet the recommendations of this subdivision. Such training shall be approved by the town board and may include, but not be limited to, training provided by a municipality, regional or county planning office or commission, state agency, statewide municipal association, college or other similar entity. Training may be provided in a variety of formats, including but not limited to, electronic media, video, distance learning and traditional classroom training.

b. The training recommended by this subdivision may be waived or modified by resolution of the town board when, in the judgment of the town board, it is in the best interest of the town to do so.

c. No decision or action of a Town Board shall be voided or declared invalid because of a failure to comply with this recommendation.

RESOLUTION 2024-145

Appointing a Health Insurance Broker

WHEREAS, in an effort to reduce expenditures, the Town Board of the Town of Pawling wishes to appoint Steve Murphy as Health Insurance Broker to assist the Town in soliciting proposals to provide Health Insurance to eligible Town Employees and Elected Officials; and

WHEREAS, Mr. Murphy has agreed to provide such service to the Town at no expense regarding MVP EPO Silver Plan and HRA card;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling does hereby appoint Steve Murphy as Health Insurance Broker for the Town of Pawling; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Pawling hereby ratifies and affirms any actions here to taken by Town Employees and Officials in connection with this matter.

RESOLUTION 2024-146

Setting Employee Health Insurance Contribution Rate for MVP EPO Silver Plan

WHEREAS, as set forth in Section 706 of Town of Pawling Employee Handbook (the “Handbook”), the Town Board may determine the amount of the insurance premium an employee or Elected Official is required to contribute by resolution; and

WHEREAS, in an effort to reduce expenditures, the Town Board approved the MVP EPO Silver Plan by Resolution No. 80 on May 1, 2024 and wishes to set the insurance premium contributions as follows for MVP EPO Silver Plan: (i) commencing on January 1, 2025, five (5%) percent for all current non-union employees employed by the Town, and (ii) ten (10%) percent for all non-union employees as of July 1, 2025 and (iii) fifteen (15%) for all non-union employees as of January 1, 2026; and

WHEREAS, any new employees hired after today, November 13th, 2024 will contribute twenty (20%) percent, and

WHEREAS, the Town Board of the Town of Pawling will provide an HRA card to the employees to cover the entire cost of the deductible with the assistance of Steve Murphy, and

WHEREAS, the MVP EPO Silver monthly rates are as follows:

- | | |
|------------------------|------------|
| 1. Single Plan | \$1,050.07 |
| 2. Employee + Spouse | \$2,102.14 |
| 3. Employee + Children | \$1,786.82 |
| 4. Family Plan | \$2,995.55 |

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling does hereby approve the following insurance premium contributions:

- (i) commencing on January 1, 2025, five (5%) percent for all current non-union employees employed by the Town, and
- (ii) ten (10%) percent for all non-union employees as of July 1, 2025, and
- (iii) fifteen (15%) percent for all non-union employees as of January 1, 2026, and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be attached to the current Town of Pawling Handbook and distributed to each current Town employee and elected official, and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

RESOLUTION 2024-148

**Lakeside Boathouse – General Contract
Change Order No. 2**

WHEREAS, the Town of Pawling entered into an agreement with Dalrymple Construction, for the Lakeside Boathouse Improvements contract, and

WHEREAS, the contractor has determined the cost of additional work, and

WHEREAS, the Change Order No. 2 provides for an additional cost of \$32,358.00, and

WHEREAS, Laberge Group has prepared Change Order No. 2 reflecting the proposed changes in the work, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling approves Change Order No. 2 and hereby authorizes the Town Supervisor to execute the same.

RESOLUTION 2024-149

**Lakeside Boathouse – Electrical Contract 2
Change Order No. 1**

WHEREAS, the Town of Pawling entered into an agreement with RLJ Electric for the Lakeside Boathouse Improvements contract, and

WHEREAS, the Change Order No. 1 provides for an Owner’s Allowance credit amount of \$10,000.00, and

WHEREAS, Laberge Group has prepared Change Order No. 1 reflecting the proposed credit, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling approves Change Order No. 1 and hereby authorizes the Town Supervisor to execute the same.

RESOLUTION 2024-150

**Lakeside Boathouse – Plumbing Contract 3
Change Order No. 1**

WHEREAS, the Town of Pawling entered into an agreement with Lumar Plumbing & Heating for the Lakeside Boathouse Improvements contract, and

WHEREAS, the Change Order No. 1 provides for and Owner’s Allowance credit amount of \$10,000.00, and

WHEREAS, Laberge Group has prepared Change Order No. 1 reflecting the proposed credit, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling approves Change Order No. 1 and hereby authorizes the Town Supervisor to execute the same.

RESOLUTION 2024-152

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: Eastern Dutchess Road Runners – Alcohol Waiver, Alcohol Control Plan.

RESOLUTION 2024-154

Budget Amendments for Fiscal Year 2024

WHEREAS, a request for Budget Amendments has been received from the Bookkeeper, and

WHEREAS, normal course of business activity throughout 2024 has prompted the Bookkeeper to determine that various budget items should be amended to allow for the Town of Pawling to continue conducting business as usual, and

NOW THEREFORE BE IT RESOLVED, that the Bookkeeper has requested the following budget amendments:

ACCOUNT DESCRIPTION	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE	DECREASE	REVISED BUDGET	DESCRIPTION
Expenditures						
Attorney.contractual	SW2.1420.4	0	1000		1000	Create Attorney Budget
Transmission & Dist	SW2.8340.4	30000		-1000	29000	Adj to create Attorney line
Source of Supply	SW2.8320.4	20,000	2,000		22,000	District Maintenance
Fiscal Agent Fees	SW2.1380.4	5,000		-2,000	3,000	Offset for SW2.8320.4
		25,000	2,000	-2,000	25,000	
ACCOUNT DESCRIPTION	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE	DECREASE	REVISED BUDGET	DESCRIPTION
Expenditures						
Bldg, Maint Cont.	A.1620.415	38,000	4,500		42,500	Extra Cleaning
Bldg, Vehicle gas & main	A.1620.424	18,000	1,500		19,500	Inc. Gas cost
Bldg. Wages	A.1620.1	292,795		-6,000	286,795	decrease for 415 & 424
Bldg Equipment	A.1620.2	26,005	4,835		30,840	Tank & Pump Town Hall
Bldg Wtr/Swr	A.1620.418	3,000	1,500		4,500	Inc. Wtr/Swr cost
Bldg Fuel Oil/Propane	A.1620.416	50,000		-6,335	43,665	decrease for .2 & .418
Parks Wages	A.7110.1	101,245	1,800		103,045	added Safety Off. stipends
Park Electric	A.7110.417	4,000		-1,800	2,200	decrease for .1
Golf Course Electric	A.7250.417	3,000	250		3,250	Electric Increases
Golf Course Training	A.7250.401	825		-250	575	To offset electric increase
Central Data Processing	A.1680.4	34,500	1,100		35,600	Computer Support
Garage Equipment	A.5132.200	13,600	200		13,800	Garage Doors additional
Central Data Processing	A.1680.2	7,365		-1,300	6,065	Offset for 1680.4 & 5132.2
		592,335	15,685	-15,685	592,335	
ACCOUNT DESCRIPTION	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE	DECREASE	REVISED BUDGET	DESCRIPTION
Revenues						
Mortgage Tax	A.3005	245,685		-15,685	230,000	Mortgage Tax Decrease
Sale of Equipment	A.2665	2,205	12,000		14,205	Inc for Mort Tax Reduction
Int & Pen on Prop Taxes	A.1090	18,000	3,685		21,685	Inc for Mort Tax Reduction
		265,890	15,685	-15,685	265,890	
ACCOUNT DESCRIPTION	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE	DECREASE	REVISED BUDGET	DESCRIPTION
Expenditures						
Machinery Contractual	DB.5130.4	80,000	10,000		90,000	Equipment loss
					0	
		0	0	0	0	
ACCOUNT DESCRIPTION	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE	DECREASE	REVISED BUDGET	DESCRIPTION
Revenues						
Insurance Recoveries	DB.2680	0	10,000		10,000	Insurance to cover losses

RESOLUTION 2024-155

Payment of Bills for the Town of Pawling

WHEREAS, The Town of Pawling Bookkeeper has reviewed and prepared the vouchers for Town of Pawling 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 20241350-20241508, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling 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 \$1,313,765.22.