



Town of Pawling Town Board

Pawling Town Hall
160 Charles Colman Blvd
Pawling, NY 12564

Town Board Meeting

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

Wednesday, October 5th, 2022
6:00PM

James Schmitt, Supervisor
James McCarthy, Deputy Supervisor / Councilman
Phil DeRosa, 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) Resolutions
- e) Discussion
 - a. Proposed Route 22 Sewer
 - b. Establishing a Flex Time Bank for Buildings & Grounds Employees
- f) Town Board Items for Special Consideration & New Business
- g) Privilege of the Floor with respect to Agenda & Non-Agenda items (3 minutes)
- h) Executive Session - *To discuss the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension or removal of a particular person or corporation.*
- i) Adjournment

Resolutions

RESOLUTION 2022163

Payment of Bills for the Town of Pawling

WHEREAS, The Town of Pawling Bookkeeper has reviewed and prepared the vouchers for 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 _____, 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 \$_____.

RESOLUTION 2022164

Billing for Pawling Water District #2

WHEREAS, Pawling Water District #2 Bills need to be approved by the Town Board, and

WHEREAS, the bills have been prepared and submitted in the amount of \$_____ for the period of July 1, 2022 through September 30, 2022 by the Water District Clerk,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling hereby accepts the billing as recommended for Pawling Water District #2.

RESOLUTION 2022165

Approval of Truck Purchase

WHEREAS, the Superintendent of Highways has requested to purchase a 2022 Dodge Ram 3500 dual rear wheel 4x4 Crew Cab with an aluminum flatbed truck, and

WHEREAS, the funding for the truck is included in the 2022 Highway Bond for \$1.5 Million and was identified through the New York State Bid List, and

WHEREAS, the Superintendent of Highways requests approval to order said 2022 Dodge Ram 3500 dual rear wheel 4x4 Crew Cab with an aluminum flatbed truck, for \$65,692.30, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling hereby authorizes the Superintendent of Highways to purchase said 2022 Dodge Ram 3500 dual rear wheel 4x4 Crew Cab with an aluminum flatbed truck, for \$65,692.30.

RESOLUTION 2022166

**Authorization of Payment for
Services Rendered to the Town of Pawling**

WHEREAS, Jessica Peterson formerly served as the Legislative Aide for the Town of Pawling, and

WHEREAS, Jessica Peterson performed services for the Town of Pawling following her employment with the Town including finalizing the 2022 Payroll Certification for Dutchess County, special projects, and

WHEREAS, the Town Board of the Town of Pawling feels it appropriate to pay Jessica Peterson for her services rendered to the Town, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling authorizes the Bookkeeper to pay Jessica Peterson retroactively at a rate of \$30.00 per hour for a maximum of 25 hours for a total of \$750.00.

RESOLUTION 2022167

Appointment of Bookkeeping Clerk

WHEREAS, a vacancy currently exists for the part-time Bookkeeping Clerk position due to unforeseen circumstances position, and

WHEREAS, Robert Half Talent Solutions was utilized due to the short notice and need for experienced assistance, and

WHEREAS, Robert Half has provided a temporary Clerk, and

NOW THEREFORE BE IT RESOLVED, that the Town of Pawling hereby approves an hourly rate of \$37.00 per hour to be paid to Robert Half Talent Solutions.

RESOLUTION 2022168

**Authorizing the Secretary to the Planning Board
and Zoning Board of Appeals to Complete Municipal Searches**

WHEREAS, an unforeseen vacancy exists in the Building Department, and

WHEREAS, in an effort to avoid a backlog of municipal searches, which are required to be preformed before selling a property in the Town of Pawling, the Town Board sees fit to authorize JoAnne Daley to complete these municipal searches, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling does hereby authorize JoAnne Daley to work overtime at a rate of \$30.00 per hour, ending on October 31, 2022, for the purpose of completing the necessary municipal searches to keep the Building Department operational.

RESOLUTION 2022169

**Declare Intent for Lead Agency and Classify Proposed Sewer
District No. 4 Project as an Unlisted Action**

WHEREAS, The Town is considering an extension of sewer service to a certain portion of NYS Route 22 south of the Village of Pawling; and

WHEREAS, the Town Board has previously authorized the preparation of an engineering report to outline the areas of service and associated costs; and

WHEREAS, pursuant to 6 NYCRR 617.6 the Town Board seeks to be established as Lead Agency as part of undertaking a coordinated review of this action with any Involved and Interested Agencies; and

WHEREAS, the Town Board considers the proposed Project to be an Unlisted action, pursuant to the New York State Environmental Quality Review Act (SEQRA) 6 NYCRR Part, and

WHEREAS, the Town Board has prepared the Full Environmental Assessment Form (FEAF) in accordance with SEQRA, and seeks to circulate a Notice of Intent to be Lead Agency (Notice), by mail and email, to all Involved and Interested Agencies, who shall be given 30 days to deliver any comments in response to this Notice that such other Involved or Interested entity may have regarding the Town Board taking on the Lead Agency role;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of Pawling classifies the project as an Unlisted action pursuant to standards in the New York State Environmental Quality Review Act; and

BE IT FURTHER RESOLVED, that it is the intention of the Town Board of the Town of Pawling to declare itself as Lead Agency for SEQR Coordinated Review of this Action; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Pawling hereby directs the coordination of intent for Lead Agency designation with all Involved Agencies for the Project through the service of a notice of intent, indicating that the Town Board of the Town of Pawling seeks to be designated as Lead Agency for this Action.

RESOLUTION 2022170

Authorize Sale of Unneeded Town Property

WHEREAS, the Town of Pawling is the owner of a parcel of vacant land at 1902 Route 292 in Pawling, New York, consisting of 18.66 acres (the "Property"), including the Town's access way to the Whaley Lake Dam, and bearing Tax Map Number 134089-6857-00-446371-0000; and

WHEREAS, Mark and Patricia Belair own the parcel at 1904 Route 292 which adjoins the Property, and the Belairs wish to purchase a .78 portion of the Property to improve their access to Route 292, which they currently believe has an inadequate site distance; and

WHEREAS, if the Town is unwilling to sell a .78 portion of the Property to the Belairs, the Belairs would like to purchase .45 acres of the Property to improve their access to Route 292; and

WHEREAS, pursuant to Town Law 64 (2), the Town Board is authorized to sell real property at private sale pursuant to a resolution which is subject to a permissive referendum, and provided the property is unneeded for town purposes and an adequate consideration is received; and

WHEREAS, the .78 acres of the Property adjoining the Belair property line is currently not being used for any public purpose, and there is no future use contemplated for that portion of the Property, and it is therefore unnecessary for Town purposes; and

WHEREAS, the Belairs have obtained appraisals showing (i) the value of .78 acres of the Property to be worth \$25,000; and (ii) the value of .45 of the Property to be worth \$20,000 and have offered to pay the appraised value of property sold by the Town;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board finds that the .78 acres of the Property adjoining the Belair property line is currently not being used for any public purpose, and there is no future use contemplated for that portion of the Property, and it is therefore unnecessary for Town purposes; and

FURTHER RESOLVED, that the Town Board agrees to sell .78 acres of the Property to the Belairs for the sum of \$_____, subject to permissive referendum; and

BE IT FURTHER RESOLVED, that as a condition of the sale, the Belairs are responsible for any and all fees in connection with the sale of the property and a lot line change application to the Planning Board.

RESOLUTION 2022171

**Establishing a Flex Time Bank for Buildings &
Grounds Employees**

WHEREAS, the Buildings and Grounds Department services the Town of Pawling in extreme weather conditions or other circumstances in which Town Offices close, or Town Staff is sent home early, and

WHEREAS, the employees of the Buildings & Grounds Department do not receive flex time for their laborious work during these circumstances per the Employee Handbook, and

WHEREAS, the Town Board of the Town of Pawling has determined that for every one hour worked during an such circumstance when Town offices are closed, an employee will receive one hour of flex time, and

WHEREAS, flex time earned during these conditions when Town offices are closed, can be used upon the approval of the Supervisor of Buildings & Grounds between the dates of November 1st through October 31st annually, and

WHEREAS, there will be no banking of flex time into the following year and all flex time earned must be used by the employee during the calendar year indicated above, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Pawling does hereby establish this Flex Time Bank for Buildings & Grounds employees and authorize this addendum to the Employee Handbook.