

Supervisor James Schmitt opened the workshop meeting of the town board of the Town of Pawling at 6:00 PM April 7, 2021 at the Pawling Town Hall, 160 Charles Colman Blvd., Pawling, New York. The public was not able to attend due to Covid 19 restrictions. The meeting was broadcast live on the Town of Pawling Facebook page. The public was able to submit comments in writing until noon Wednesday, April 7, 2021 and through Facebook during the meeting. Present were Councilmen DeRosa, McCarthy, Johnson, Councilwoman Snow, and Town Attorney Jamie Spillane.

PUBLIC COMMENT ON AGENDA ITEMS ONLY

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

RESOLUTIONS

The Board reviewed the resolutions and agreed they would be acted upon at next week's meeting. The Board took action on the following resolutions:

Resolution 2021070 Approval of Contract – HVEA Engineers for Dewey Lane Hiller Brook Culvert Rehabilitation

Whereas, the Town of Pawling requires the services of a Consultant Engineer to for the New York State Dept. of Transportation (NYSDOT) sponsored project to rehabilitate the Dewey Lane Bridge, and

Whereas, a Request for Qualifications was sent to local engineering firms pre-approved by the NYSDOT, and

Whereas, after consulting with Town Engineer Joe Zarecki the Town has chosen HVEA Engineers as the Consultant Engineer for this project, and

Whereas, the Town of Pawling wishes to enter into an agreement with HVEA Engineers to provide preliminary engineering, detailed engineering services, right-of-way incidentals, construction support and inspection services for this project, and

Whereas, the maximum amount of funds payable under this agreement is not to exceed \$94,600, therefore, be it

Resolved, that the Town of Pawling town board hereby authorizes the town supervisor to sign the contract and certifications approving HVEA Engineers to act as Consultant Engineers on the Dewey Lane Hiller Brook Culvert Rehabilitation project.

MOTION: Supervisor Schmitt

SECOND: Councilman Johnson

ROLL CALL VOTE:

Councilman Johnson – “AYE”

Councilman DeRosa – “AYE”

Councilman McCarthy – “AYE”

Councilwoman Snow - “AYE”

Supervisor Schmitt – “AYE”

Resolution 2021071 Dog Control Transfer Agreement with Dutchess County SPCA

Whereas, the Town of Pawling Dog Warden is empowered to seize dogs pursuant to the provisions of Agricultural and Markets Law Article 7 s117, and

Whereas, the Town of Pawling has been partnered with Dutchess County SPCA to house unclaimed dogs held at The Pawling Animal Clinic, and

Whereas, the Town of Pawling wishes to continue their contract with Dutchess County SPCA to accept unclaimed dogs seized by the Town, therefore be it

Resolved, that the Town of Pawling Town Board hereby authorizes the town supervisor to sign the Dog Control Transfer Agreement with the Dutchess County SPCA.

MOTION: Supervisor Schmitt

SECOND: Councilman Johnson

ROLL CALL VOTE:

Councilman Johnson – “AYE”

Councilman DeRosa – “AYE”

Councilman McCarthy – “AYE”

Councilwoman Snow - “AYE”

Supervisor Schmitt – “AYE”

**Resolution 2021078
Obsolete Equipment**

Whereas, the Town of Pawling purchases equipment for use by its employees to perform their daily duties, and

Whereas, such equipment has been used past its expected life usefulness, and

Whereas, the equipment becomes obsolete but contains value, and

Whereas, the highway superintendent had deemed that the following list of equipment is no longer useful to the Highway Department and should be put out to auction or to salvage to recover what value it might hold, now therefore, it be

Resolved, that the following list of equipment is hereby approved by the Town Board to be sent to auction to receive the highest bid price, and be it further

Resolved, that any remaining equipment on said list not claimed at the auction shall be disposed of under the guidance of New York State Town Law or be salvaged.

Truck & Equipment	Year	Make	Model	Mileage	Description
Trk10 Sander/dump trk	1996	Interl	4800 4x4	115248	vin#HTSEAR3VH449486
Trk13 Dump truck	1987	Ford	F800	89083	Vin#1FDYK84A1J17274
Trk5 sander truck	1980	FWD	4x4	39117	vin#K20743
Schramm	1950	Compressor			Serial# 157537
PU1 w/plow	2011	Ford	F350		vin#1FTRF3B66BEC16868
Everestt		steel plow ST600			11' steel plow
Tarco sander	2010	Highlander Jr			Serial#16-17-H-8079-B061-1103

Stainless sander	1997	highlander HL_HY2			serial # AS-01-a-k-4569-A04
Giant Jet vac		Blower 18hp			
Honda		GX270 9.0 engine			
Blacktop cutter					Attachment for backhoe
Lawn mower		Graveley Pro			50" mower Kohler Engine
Sweeper	1979	sweepster-RHF			Serial 79158 attachment for tractor
Parts washer		Drum MT.	823-2914		30 gallon parts washer
Tool boxes		164 Lo-side			86"long weather guard tool boxes

Trk10
 Sander/dump truck 1996 Interl 4x4 115248 4800 vin#HTSEAR3VH449486
 Trk13 Dump truck 1987 Ford F800 89083 Vin#1FDYK84A1J17274
 Trk5 sander truck 1980 FWD 4x4 39117 vin#K20743
 Schramm 1950 Compressor Serial# 157537
 PU1 w/plow 2011 Ford F350 vin#1FTRF3B66BEC16868
 Everestt steel plow ST600 11' steel plow Serial#16-17-H-8079-B061-1103
 Tarco sander 2010 Highlander Jr serial # AS-01-a-k-4569-A04
 Stainless sander 1997 highlander HL_HY2
 Giant Jet vac Blower 18hp
 Honda GX270 9.0 engine
 Blacktop cutter Attachment for backhoe
 Lawn mower Graveley Pro 50" mower Kohler Engine
 Sweeper 1979 sweepster-RHF Serial 79158 attachment for tractor
 Parts washer Drum MT. 823-2914 30 gallon parts washer
 Tool boxes 164 Lo-side 86"long weather guard tool boxes

Truck& Equipment	Year	Make	Model	Mileage	Description
Pole Saw	2010	Stihl	HT131		Serial#282350699
Pole Saw		Stihl	ProHT75		Serial#044369
Blower		Stihl	BR400		Backpack blower
Blower		Stihl	BR400		Backpack blower
Chainsaw		Husqvarna 36			1990's
Chainsaw		Husqvarna 45			1990's
Chainsaw	2006	Stihl	MS250		serial# 269798615
Chainsaw	1993	Stihl	Pro026		serial#236541932
Chainsaw		Stihl	023C		
Chainsaw		Stihl	MS290		Serial255791100
Chainsaw		Stihl			Farmboss

Chainsaw		Stihl	25		
Chainsaw	1992	Echo	CS8000		27" bar Serial#004655

MOTION: Supervisor Schmitt
SECOND: Councilman McCarthy

ROLL CALL VOTE:

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

TOWN BOARD DISCUSSION

CHANGES TO AG LAW

Town Attorney Jamie Spillane explained that in December of 2019, the public hearing was initially opened to include some supplementary regulations of farming and farm operations. On or around December 9, 2019 comments were received on the proposed local law from the Ag & Markets department on the proposed local law, and most of these changes came as a result of those comments, and also some clarifying points to make sure that the supplementary regulations are as clear as possible. Some additions include the simple act of referring to the Agricultural and Markets law where applicable in the definition section, so that where anyone might question what the specific definition is and how it relates to the Ag & Markets law, they specifically spelled out the provisions that are applicable to the town and any state regulated farms in agricultural districts. Some changes were also made to the regulations on personal farms and personal farming within the town. The number of animals were specified within a grazing acre and she wanted to make sure that those parameters were as clear as possible. Some of the additional changes that were made since the last time this matter was on is that reference is made in a number of places in the local law to the Dutchess County Board of Health approval and that these regulations don’t supplement any approvals that are required from the Dutchess County Board of Health, as well as regulations and approvals needed from the Department of Environmental Conservation. Those provisions are referred to in these regulations as they have been amended. A copy of these amended regulations and a red line version showing what the changes were from 2019 can be posted on the website to make it clearer as to what changes were made. The main purpose of proposing these regulations is to make sure that the town code doesn’t conflict in any way with the Agriculture and Markets law, which does apply to the Town of Pawling as well as any other towns, villages and cities in the State of New York. The main purpose in making these changes was to have oversight and be able to regulate farming and farm regulations to the extent permitted by state law within the town. Essentially, those are the changes that have been made since the 2019 public hearing was initially opened. After that public hearing was opened, Covid hit and things were put on hold. That is the reason why this hasn’t been before the public, even though copies of the local law have been available on the website, and that’s why the public hearing hasn’t been continued until now. The next public hearing on this matter is scheduled for April 14th.

Supervisor Schmitt said the public hearing will be held next week and it will be open to the public. Anyone who would like to attend will be required to register, proper social distancing will be observed and seating will be limited.

JOHNSON

Councilman Johnson said he received a letter from the Pawling Central School District asking for permission to practice and have their matches at the golf course. He has not received a letter from Trinity Pawling School. He will run this by the golf course manager and he would like to have it approved at next week’s meeting.

SNOW

Councilwoman Snow wanted to acknowledge that this month is Autism Awareness month and she was thankful to all of those in the community and the families that support them. This week is also National Library Week and she wanted to acknowledge the Pawling Library for all they do for the community and celebrate their director, staff and volunteers for all they do.

Councilwoman Snow said she found an article called “Ten Ways to Fight Hate, a Community Response Guide”, which was a really good read and she would share it with the board. There are different hate crimes all over our nation, which is really sad and she felt it was critical for the board to be aware of that, and it also then gives the board the awareness of having people that come to the town to feel welcome, safe and cared for. Councilwoman Snow said there are appointments for the Covid vaccine available at CVS in Dover. She reminded everyone that bulk pickup is April 17th and the highway department needs to know what people are putting out by April 12th.

Supervisor Schmitt said the Village bulk pickup will be April 14th through April 17th.

DEROSA

Councilman DeRosa felt he and Supervisor Schmitt should have a meeting with Gary Beck, building inspector to discuss a discrepancy on the length of building permits. Councilman DeRosa said while he was away, the town received the one million dollar grant check for the Whaley Lake Dam project, and since then he has received a lot of questions. One person wanted to know why he wasn't in the photograph that was posted on Facebook, which didn't bother him, he was just glad the town received the check after all of these years. A lot of people have called him to thank the board and congratulate them. He wanted to mention a few people who were instrumental in obtaining this grant, one was J.D. Benson, who has since passed away. Mr. Benson was friends with Alon Dominitz, Dam Safety Section Chief with NYS DEC, and they were instrumental in getting the one million dollar grant. David Kelly was also instrumental in getting this grant, he was with the Dutchess County Legislature at that time. He wanted to thank all of the past supervisors and board members from previous years, James Tanner, Ed Hauser, and some of the committee members, Carol Sondheimer, Andy Block and Jodi von Gal who were all instrumental in obtaining this grant. There are only seventeen years left for this project to be paid for, it was originally 30 years. He thanked the current board and Jessica for bringing us over the goal line.

CREW BINETTE COMMUNITY AWARD

Councilwoman Snow said she reached out to Terry Ariano, Executive Director of the Pawling Resource Center, because throughout the pandemic, the Resource Center continued and people stepped up to the plate. She asked Ms. Ariano if she would nominate a volunteer who went above and beyond helping the Pawling Resource Center and Ms. Ariano nominated Christine Mersand. Ms. Mersand will be honored next week at the town board meeting.

Supervisor Schmitt said Pawling is fortunate to have so many good people in Pawling but so fortunate to have the Resource Center. He read the email from Ms. Ariano nominating Ms. Mersand, which said Ms. Mersand has been volunteering for four years and has helped further all programs and services provided by the Resource Center. Ms. Ariano said Ms. Mersand helped out immensely, even throughout the pandemic.

SCHMITT

Supervisor Schmitt reminded people that with the weather getting nicer, they should remember to utilize the recreation department. He has seen that a lot of people are utilizing the dog park and they should be reminded that dogs need to be on a leash at all times. Also, people should pick up after their dogs.

PUBLIC COMMENT

Lorraine Maggio asked if there was any new information regarding the 89 Mt. Tom Road project.

Supervisor Schmitt said the project has been taken off the board and the applicant's escrow money has been released.

EXECUTIVE SESSION

The motion to enter into Executive Session to discuss personnel matters was made by Supervisor Schmitt at 6:40 PM, seconded by Councilman Johnson, motion passed unanimously.

The Board returned from Executive Session at 7:10 PM and adjourned the meeting.

Town Clerk