

DATE OF MEETING: September 14, 2009

PLACE OF MEETING: Village Hall, Pawling, New York

MEMBERS PRESENT: Mayor Robert Liffland
Trustee Tracy Durkin
Trustee Wayne Osborn
Trustee Robert Murphy
Trustee Colette Zito

The meeting was called to order at 7:00 P.M. with the Pledge of Allegiance.

MOTION by Trustee Durkin to close the regular session and go into the Public Hearing to discuss applications for a Community Development Block Grant for the 2010 program year for Handicapped Accessible curb cuts throughout the village. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

Mayor Liffland explained the discussion would be about an application for a Community Block Grant for the 2010 program year which was proposed to be Handicapped Accessible curb cuts throughout the village. Mayor Liffland asked the Board for their thoughts and if they would like to pursue the project. Trustee Durkin said it was a necessary project and it would get some of the area around the new curb cuts repaired at intersections to make things easier. She stated it was a good project. Trustee Murphy recommended providing the engineer with a copy of Ms. Sally Pike's letter (see attached) to incorporate into the application. He said the engineer could do a site visit and identify the curb cuts mentioned in the letter. Trustee Murphy said some of the items in Ms. Pike's letter would be taken care of during the Village Green construction but whatever was not could be addressed. Trustee Zito stated she agreed with Trustee Murphy. Trustee Osborn said he agreed as well. Mayor Liffland opened the discussion up to the public.

Mayor Liffland thanked Ms. Pike for the letter and asked if she had any further comments. Ms. Pike, a resident of Charles Colman Boulevard, said the letter was self explanatory. She stated she was concerned with the off street parking within the downtown village and that the Chamber of Commerce lot would be removed with the Village Green project. Trustee Durkin asked if she meant a separate parking lot when she said off street parking. Ms. Pike said she meant off street parking that could be used during the months of November through April when on street parking was not allowed.

Mr. Earl Slocum, a resident of East Main Street, said he thought the project was great. He said the handicapped spot by McKinney and Doyle was laid out so the curb cut was down the street with a parking spot lined up in front of it. Mr. Slocum suggested the Board have the engineer look into that as part of the project. Mayor Liffland said that was a good point and he said the engineers would do a survey of the village.

Mr. Drew Nicholson, a resident of Valley Drive, said he agreed 100 % with the project.

There were no further comments.

MOTION by Trustee Durkin to close the Public Hearing and go into regular session. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to make an application for Handicapped Accessible curb cuts throughout the village for the 2010 Program Year Community Development Block Grant. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

The Board discussed the September 2, 2009 memo received from the Planning Board regarding the hiring of an architect for the review of site plans. Mr. Karl Pfister, Village Building Inspector, said the Planning Board needed an architect for the Quickstop project and then on an as needed basis. Mr. Pfister said any architect appointed should have no friendship or working relationship with anybody on any other Board to avoid any conflict of interest. Mayor Liffland stated he thought the Board should put out an RFP and have the architects present themselves and qualifications to the village. Trustee Zito said she would like to see proposals as well and she thought the Zoning Committee might have recommendations. Trustee Durkin said she would like to call the County to see what their perspective would be.

Mr. Drew Nicholson, Village Historian, went over the details for the busing to the Walkway Over the Hudson celebration.

MOTION by Trustee Durkin to authorize the Mayor to sign an agreement with the School Board for the bus at \$4.73 per mile plus the cost of the bus driver, between \$20-\$24, with half being paid by the village at a cost not to exceed \$300.00. **SECONDED** by Trustee Zito. There was no discussion; all were in favor and the motion carried.

Mr. Nicholson said the Pawling Methodist Church celebration was moved to the pavilion behind the Fire House therefore there was no need to close down any streets. He asked for permission from the Board to place a sign at the triangle located at South Street and East Main Street to commemorate the location of the original church and after that have a permanent marker placed there. There was discussion on the topic.

Mr. Nicholson reported that a Pawling Post Office sign was donated by Kevin Denton.

MOTION by Trustee Durkin to approve the lowest bidder for the roof repair project. **SECONDED** by Trustee Zito. There was no discussion; all were in favor and the motion carried.

Mayor Liffland stated the low bidder was Leed Industries Corp in the amount of \$42,000.00.

Trustee Murphy gave a synopsis on the Bond Resolution for the Village Hall Roof Reconstruction.

MOTION by Trustee Murphy to approve the Bond Resolution for the Village Hall Roof Reconstruction Project. **SECONDED** by Trustee Durkin. Trustee Durkin read the resolution (see attached). There was no further discussion. The roll call vote was:

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| Trustee Tracy Durkin | Aye |
| Trustee Robert Murphy | Aye |
| Trustee Wayne Osborn | Aye |
| Trustee Colette Zito | Aye |
| Mayor Robert Liffland | Aye. |

The motion carried.

Trustee Zito asked if it was the Board's pleasure to have the Good Neighbor letter for the roof project hand delivered. Mayor Liffland suggested waiting until all the blanks were filled in.

Mayor Liffland gave an update on the Grandview Avenue and Reservoir Road paving projects. He said the engineers met with the DOT and received more questions that needed to be answered most of which were for Federal governmental forms. Mayor Liffland said it should be ready to go sometime in November. There was discussion on the project.

Trustee Murphy gave an update on village litigation. He stated the Board did not enter into litigation easily however it had a responsibility to enforce and defend its codes.

Trustee Murphy said the following were cases filed within the past 3-4 years:

A case questioning property use at 29 Memorial Avenue was opened in 2008 and was recently finished.

The second case was an Article 78 filed against the Village Board on a decision made by the ZBA regarding a property on Taber Knolls that a resident in the village disagreed with.

The third was the Flood case (Elm Street) which was opened in 2006 due to proper paperwork not being filed and proper procedures not being followed. The village recently filed a Summary Judgment request with the court since the village offered settlements in the past which were never accepted.

The fourth case was a Class Action Law Suit the village entered into in 2005 which had a positive effect on the budget. The village expended \$8,000.00 and has taken in \$120,000.00 in settlements with one set to be approved that evening in the amount of \$13,000.00.

Trustee Durkin went over the Town Comprehensive Plan Update. She stated she was particularly interested in Chapters 10 and 11 and wanted to solicit the Board's comments. There was discussion on the topic. Trustee Durkin said she felt more public input was needed on the document.

Trustee Durkin reported she met with the committee on updating the Village Master Plan and the next step was to have the County come out to discuss their role.

Mayor Liffland stated the school wanted to hook up a water softener and he asked Trustee Murphy if the Sewer Commission needed to approve that first. Trustee Murphy said the ordinance prohibits the backwashing of water softeners however there seems to be no harm to the sewer plants. He said once the Town Board was informally okay with it, he would contact the sewer commission attorney to draft the change and it would have to be adopted by the Town and Village Boards.

Mayor Liffland said he was looking into abandoning the old water line on West Street and putting a new line in before the Highway Department blacktopped the road. He said the

project could cost as much as \$122,000.00 so he wanted to look into Revolving Fund money or Bond money.

MOTION by Trustee Durkin to approve Mayor Liffland signing the MTBE settlement agreement documents. **SECONDED** by Trustee Osborn. There was no discussion. Their vote was:

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| Trustee Tracy Durkin | Aye |
| Trustee Robert Murphy | Aye |
| Trustee Wayne Osborn | Aye |
| Trustee Colette Zito | Abstain |
| Mayor Robert Liffland | Aye. |

The motion carried.

MOTION by Trustee Durkin to approve the Pawling High School Homecoming Parade for October 2, 2009 at 6:00 P.M. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve the August bills in the amount of \$100,585.42. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve the August 27, 2009 pre-pays in the amount of \$10,133.22. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to adjourn the meeting at 8:23 P.M. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to go into regular session at 8:30 P.M. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to close the regular session and go into Executive Session to discuss Personnel. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Osborn to close Executive Session and return to regular session at 8:37 P.M. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to accept the withdrawal of Karl Pfister's letter of resignation. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to adjourn the meeting at 8:39 P.M. **SECONDED** by Mayor Liffland. There was no discussion; all were in favor and the motion carried.

Village Clerk