

DATE OF MEETING: April 7, 2008

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 7:09 P.M. with the Pledge of Allegiance.

Ms. Susan Thomson, Environmental Health Safety and Human Services Manager from Pawling Corporation, said last Thursday, April 3, 2008 at approximately 9:15 A.M. there was a #6 fuel oil spill.

She went on to explain:

- It was the third time the driver delivered oil and he did not follow procedure
- He was pumping into a tank that was nearly full – 2 5,000 gallon tanks and 1 10,000 gallon tank – procedure is to notify one of three certified employees so they are present throughout the process
- Tank overflowed – Employees of Pawling Corp saw the tank overflowing out of building into parking lot
- 20 Personnel responded with bags of clay to protect storm drain
- Put protective devices on top of storm drain – rubber material, clay and sand
- Went to Swamp River and saw #6 fuel oil (very viscous, like tar) in the water
- Jumped in the water with all spill response material within 5 minutes to stop spill from getting into the main flow
- Successful in stopping flow to main tributary
- Miller Environmental was called in and their response time was about 1 ½ hours with their vacuum truck and other multiple trucks with additional absorbent material
- Oil and Trucking Companies' representatives were at the spill site
- Calls were made to the DEC, EPA, Coast Guard, to the local emergency planning committee of Dutchess County, Mayor Liffland and Supervisor Coursen and the Health Department
- There was an oil sheen on the main river so they put balloons out about every five feet along their property and along Corbin Road
- They were in contact with and the Health Department was on site and at the wells

- Corbin Road Well was shut off as a precaution
- Miller Environmental is on site around the clock to watch for and absorb any material
- A three foot section sunk to the bottom and due to the rain it was not seen but once rain stopped it was located and picked up
- Oil and trucking companies' environmental groups were at the site to clean up the room where the spill occurred as well as the parking lot
- John Rickert, Chief Operating Officer, said they began to tear up the parking lot that day
- Sue said the pipe that connects the storm drain to the Swamp River would be replaced because power washing it was not acceptable
- She said Pawling Corp already contacted their attorney about assisting them with getting everything they want done in terms of the oil company and their carrier

Mayor Liffland commended Pawling Corp for the job they did. He reported that the village contacted Severn Trent, the water operating company, to shut the Corbin Road well down. He said the County Board of Health said to leave it off and the village was conducting periodic testing. Mayor Liffland said he contacted a water company to keep the tank at Reservoir Road full since the village was a well down. He assured the public that the village would continue testing the wells until the Board of Health says it is safe to turn them back on.

Mayor Liffland opened the topic up to the public.

Mr. Sy Capalbo, a resident of Walnut Drive, asked questions about filling procedures.

Louis Ianucilli, a resident of Tyrell Road, asked if the storm drain was going to be moved. Ms. Thomson responded that the storm drain would be eliminated. Mr. Ianucilli asked if all the tanks were internal. Ms. Thomson responded they all were except one that was within concrete walls.

Mr. Tom Rose, a resident of Sunset Avenue, said it sounded like Pawling Corp. did a good job but he asked about the costs incurred and if the oil company was onboard with assuming them. Ms. Thomson responded that they verbally indicated they were but their attorney was already contacted and the DEC was also investigating the accident. Mayor Liffland said the village would be working through Pawling Corp.

Ms. Sharon Haley, a resident of Orchard Street, asked if the village could run out of water with the drought conditions this summer due to the well being shut down. Mayor Liffland said hopefully the village would be able to turn the well back on shortly once it was approved. Ms. Thomson stated that Miller Environmental said they should only be at site for weeks and not months.

Mr. Ed Hoxsie, a representative from Dutchess County Soil and Water Conservation District, gave a presentation on The All Hazards Mitigation Grant. He started off by saying the Board forgot to appoint someone to the MS4 Committee during the appointment section of the Organizational Meeting. Mayor Liffland said Trustee Osborn would be put into that position. Mr.

Hoxsie stated that they were able to fast track an application for 10 communities to put in for \$150,000 in funding to have a company put together an All Hazard Mitigation Plan. He explained the grant takes into account any hazard the communities might face and allows the community to request money from FEMA to mitigate prior to a hazard at an 80/20 match. There was discussion on the topic. The Board decided to have the attorney review the resolution before moving forward.

Mr. Joe Turcio gave a presentation on the AFLAC voluntary benefit plan.

Mayor Liffland said he received a letter about a Farmer's Market opening within the village. After discussion it was decided that they should talk to the Building Department and the Chamber of Commerce.

Mayor Liffland stated he received a proposal from DC Engineering P.C. for professional services for drilling a well at the proposed Allison Close subdivision in the amount of \$4,250.00 plus reimbursables.

MOTION by Trustee Murphy to hire DC Engineering to do the engineering for an amount of \$4,250 plus reimbursables. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve an adjustment to Water Account #179 in the amount of \$85.44 due to a faulty meter. Mayor Liffland said he spoke with Severn Trent about the faulty water meters and they were going to get back to him with an answer. **SECONDED** by Trustee Osborn. There was no further discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve the penalty credit to Water Account #447-1 in the amount of \$14.60 due to the customer being in the hospital and rehabilitation center. Trustee Durkin asked if it would be a sewer thing as well. Trustee Murphy responded it would. **SECONDED** by Trustee Osborn. There was no further discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to approve the Performance Bond and Inspection Fees in the amount of \$11,200.00 for the Allison Close project. **SECONDED** by Trustee Murphy. Mayor Liffland explained it was a fee set by the Planning Board for engineering work on the project. There was no further discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve the Restoration Bond and Inspection Fees in the amount of \$5,600.00 for the Pawling Commons project. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve the March bills in the amount of \$103,365.88. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Osborn to approve the April 1, 2007 prepaids in the amount of \$13,162.30. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

Historian's Report

Mr. Drew Nicholson said he became a member of the Dutchess County Historical Society. There was discussion on retrieving railroad artifacts.

Trustees' Reports

Tracy Durkin

Trustee Durkin said photos were being taken to update the employee ID badges. Trustee Durkin reminded the Mayor that he needed to appoint the Village Historian also. She said she would be working with Nancy Tanner and Larry Waisberg to become a Preserve America Community. She said the artwork around the bandstand of the Village Green was moving along. Trustee Durkin asked the Board for authorization to put together the RFPs for the Memorial Avenue trees.

MOTION by Mayor Liffland to authorize Trustee Durkin to draw up and release the RFP for the pruning of the Memorial Avenue trees. **SECONDED** by Trustee Murphy. There was no discussion; all were in favor and the motion carried.

MOTION by Mayor Liffland to authorize Trustee Durkin to draw up and release the RFP for the feeding, mulching and general maintenance of the Memorial Avenue trees. **SECONDED** by Trustee Murphy. There was no discussion; all were in favor and the motion carried.

Wayne Osborn

Trustee Osborn said the Bulk Pick-up was scheduled for April 26th and people needed to call the Village Hall by April 18th to get on the list. He reported the Highway Department received the new pick-up truck.

Robert Murphy

Trustee Murphy said he received a cost estimate for the repair of the Village Hall roof and he would work with Trustee Zito on drawing up an RFP.

Colette Zito

Trustee Zito recognized Loretta Eastwood, a Baxter Green resident, who volunteered to lead a Neighborhood Watch Program. She said she would work with Ms. Eastwood to help her connect with Sergeant Monaco. She thanked Dr. Ortega as well. Trustee Zito thanked Trustee Osborn and Doug Warren for helping her to understand the workings of the Highway Department.

Mayor's Comments

Mayor Liffland reported the new boiler was installed. He said he spoke with the Undersheriff about making the police station an assigned substation. He said to make it a substation upgrades would need to be done to the office.

MOTION by Trustee Murphy to move the process of creating the substation along and to allow the Mayor to meet with the County. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

Mayor Liffland gave Trustee Zito a job description sheet to help her with her new position.

MOTION by Trustee Durkin to accept the appointments of Wayne Osborn and Doug Warren to the MS4 Committee and Drew Nicholson as Village Historian. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

Public Comment

Mr. Capalbo asked if the street lights were brighter.

Ms. Irmgard Seidler showed the Board a picture of a closed gate she felt was making a bad impression since it abutted a public sidewalk.

Mr. Nicholson said he would be writing a chapter in a book on the Pawling Precinct from the 1600s – 1700s.

Ms. Haley asked questions about the Neighborhood Watch Program.

MOTION by Trustee Osborn to adjourn the meeting at 8:29 P.M. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to return to regular session. **SECONDED** by Trustee Murphy. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to go into Executive Session at 8:45 P.M. to discuss Personnel. **SECONDED** by Trustee Murphy. 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. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

The Board decided to hold interviews for the Building Inspector position on Wednesday beginning at 5:30 P.M.

MOTION by Trustee Osborn to close the meeting at 9:19 P.M. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

Village Clerk