

DATE OF MEETING: August 4, 2008
PLACE OF MEETING: Village Hall, Pawling, New York
MEMBERS PRESENT: Mayor Robert Liffland
Trustee Tracy Durkin
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 adopt the Resolution providing that the Village Election shall be conducted by the Dutchess County Board of Elections, and that the Village Elections shall occur on the day of the November General Election (see attached).

SECONDED by Trustee Murphy. The roll call vote was:

Mayor Liffland	Aye
Trustee Durkin	Aye
Trustee Murphy	Aye
Trustee Osborn	Absent
Trustee Zito	Aye.

The motion carried.

Village Attorney Michael Hayes explained the election resolution was subject to permissive referendum.

Mayor Liffland opened the topic of a proposed Local Law regarding cat control for discussion. Mr. Hayes said Article 26 of the New York State Agriculture and Markets Law regulates the capture and disposition of lost, stray and abandoned cats. He said Under Article 26 of the Agriculture and Markets Law, the Village essentially has three options:

(1) Ask the ASPCA or the Dutchess County SPCA to capture and dispose of these cats.

(And his understanding is that this option has already been pursued without success but maybe the Village's elected County and State officials can exert some influence on these organizations.)

(2) Ask the Dutchess County Sheriff's Office to deal with the situation (although they are statutorily authorized to capture stray and abandoned cats, it is doubtful they have the resources to dedicate to this task.)

(3) Find out whether the Town's animal control officer has been designated as an agent of the SPCA.

Trustee Durkin said she was reluctant to pass legislation based on a reaction to one specific situation. She commented she had concerns about the law's enforceability and being punitive to other people who act responsibly especially since there was progress being made with the one specific cat issue within the village.

MOTION by Trustee Durkin to approve the Resolution to Accompany Application for *Preserve America* Community Designation. **SECONDED** by Trustee Murphy. The roll call vote was:

Mayor Liffland	Aye
Trustee Durkin	Aye
Trustee Murphy	Aye
Trustee Osborn	Absent
Trustee Zito	Aye.

The motion carried.

MOTION by Trustee Durkin to adopt a Resolution allowing the Village of Pawling Justice Court to apply for the Justice Court Assistance Program Grant Application. **SECONDED** by Trustee Murphy. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to approve the revised proposal in the amount of \$27,296.80 from Soiltesting, Inc. for borings associated with the Village Green/Metro North. **SECONDED** by Trustee Murphy. Trustee Murphy asked when the work would be done. Mayor Liffland responded hopefully within ten days. Trustee Murphy asked about the reimbursement. Trustee Durkin said the reimbursement was approved by the PCF at their last meeting and they would be able to cut the check when payment came due. There was no further discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve the final payment to Trigger Construction in the amount of \$7,511.00 for the Memorial Avenue Sidewalk project. **SECONDED** by Trustee Durkin. Mr. Hayes stated the contractor posted a one-year maintenance bond in the amount of \$7,511.00. Trustee Murphy commented the contractor did nice work on their projects. There was no further discussion; all were in favor and the motion carried.

Trustee Durkin reported she attended a meeting with Trustee Zito regarding what community effort should take place to address the drug problem. She said the meeting was well attended and all organizations were broadly represented. She said that whatever happened she would like to see a coordinated effort between all the organizations and the public. Trustee Durkin said they would be looking at different members of the community to bring their particular expertise or resources to the table. She said what they would be looking for from the village would be police coverage and she would like to see the town help out with that. The Board decided to send a letter to the Town Board regarding police coverage.

MOTION by Trustee Durkin to approve the Arts & Crafts Festival for September 20, 2008. **SECONDED** by Trustee Murphy. Trustee Durkin asked if it would be held in the same location as last year. Mr. Fred Feindel responded it would be expanded to the Chamber of Commerce parking lot to incorporate the farmer's market and live entertainment. He said there was an issue of people crossing the street so they were considering using Crossing Guards or Boy Scout volunteers. He said they were encouraging parking at the Metro North parking lot and asked Trustee Zito to request a 15 mph slow order for the train between Main Street and the station on that date. There was discussion on safety issues regarding pedestrian traffic. There was no further discussion and the motion carried.

MOTION by Trustee Durkin to approve the Metro North Secretary removing \$20.00 from the Metro North accounts to be used as petty cash. **SECONDED** by Trustee Murphy. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve the parade route for the Community Resource Center. **SECONDED** by Trustee Durkin for the purpose of discussion. Mayor Liffland said the Community Resource Center wanted to do a fundraiser and they wanted to walk from the Kane House to Key Bank and back. Mayor Liffland said he thought they would need a patrolman at East Main Street to help them cross. Trustee Murphy asked if it was on a Saturday. The Mayor said it would be. Trustee Durkin asked how many people would be involved. Mayor Liffland responded they were trying to have as many people involved as possible. Trustee Durkin said she was concerned about parking. Trustee Murphy asked if someone could come to the next meeting to go over the details. Mayor Liffland tabled the topic until the next meeting.

MOTION by Trustee Durkin to change the September meeting dates to September 8, 2008 and September 22, 2008 because of the Labor Day holiday. **SECONDED** by Trustee Murphy. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve waiving the penalty for Water Account #161 due to the customer misreading the due date on their bill. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve the May vouchers in the amount of \$3,655.21. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve the July vouchers in the amount of \$51,923.05. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve the July 28, 2008 pre-pays in the amount of \$7,863.14. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

Historian's Report

Mr. Drew Nicholson said there would be no cost for the historical election records offered by the Board of Elections; however someone would have to go out to Poughkeepsie to pick them up.

Trustees' Reports

Tracy Durkin

Trustee Durkin said there was an upgrade to the software of the website. She said she was going to speak with the Budget Officer to see how the technology costs could be distributed more evenly between the accounts.

Robert Murphy

Trustee Murphy said he received a request from The Garden Club to allow them to plant more daffodils on the north side and south side of the entrance way sidewalk on Route 22. He reported the Capital Projects BAN was renewed at a rate of 2.15% interest rate. He reported the village received the first of the four payments from the Cable Franchise fee.

Colette Zito

Trustee Zito said the Town of Pawling and Town of Dover were very interested in partnering with the village on the Advanced Recovery Hazardous Waste pick-up date. She said the next steps would be choosing a date and location. There was discussion on the topic. Trustee Zito said she was ready to move forward with the roof repairs but she needed a coordinated effort on the day the coring sample was taken. There was lengthy discussion. Trustee Zito said she was going to speak with TNT about removing their items from the basement corridor.

Mayor's Comments

Mayor Liffland reported there were three water leaks one of which might have been caused by lightning. He said the village was waiting on the DOT to approve the paperwork for the Reservoir Road and Grandview Avenue paving projects. Mayor Liffland said the Filtration System for the Reservoir was waiting on the DOH. He reminded everyone about the Fireman's Parade. Mayor Liffland said it was decided at the last MS4 meeting to draft a letter telling the Watershed how they would like to fix the problem. He said he felt they should take a stronger stance and tell them to fund the east side like the west side. Mayor Liffland read the letter that was sent to the Town Board requesting they appeal the 3,500 square foot ruling. He said he wished the Town and Village Boards would have gotten together before the ruling was made. There was discussion.

MOTION by Trustee Durkin to adjourn the meeting at 8:24 P.M. **SECONDED** by Trustee Murphy. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to open the meeting and go into Executive Session to discuss Personnel. **SECONDED** by Trustee Zito. 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 litigation. **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 9:10 P.M. **SECONDED** by Trustee Murphy. There was no discussion; all were in favor and the motion carried.

Village Clerk