

DATE OF MEETING: July 6, 2015
PLACE OF MEETING: Village Hall, Pawling, New York
MEMBERS PRESENT: Mayor Robert Liffland
Trustee Stan Mersand
Trustee John Burweger
Trustee Dan Peters
Vacancy

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

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAWLING

Identifier: Resolution approving execution of amendment to engagement letter dated February 20, 2015 with Municipal Solutions, Inc., to provide additional services in connection with the borrowing on a bond anticipation note in the amount of \$400,000.00 for costs incurred by the village for the wastewater treatment plant expansion project.

The meeting was called to order by Mayor Robert Liffland and the following were:

P R E S E N T:

Mayor Robert Liffland
Trustee Daniel Peters
Trustee Stan Mersand
Trustee John Burweger
vacant

The following Resolution was proposed by Trustee Peters, who moved its adoption, and seconded by Trustee Mersand.

WHEREAS, the Village of Pawling (“Village”) and the Pawling Joint Sewer Commission (“Commission”) have been applying for regulatory permits for the design and financing of capital improvements to the wastewater treatment plant (“WWTP”) owned by the Village, for the purpose of improving compliance of the WWTP with the SPDES Permit issued by NYS DEC to the Commission (“Project”); and

WHEREAS, the Village board of trustees approved a bond resolution on January 29, 2014 (“Bond Resolution”) authorizing the Village to borrow funds not exceeding \$6,500,000.00 for the Project, which resolution authorized the Village Treasurer to make short term borrowings with bond anticipation notes as the local finance law prescribes; and

WHEREAS, the Village’s financial advisor, Municipal Solutions, Inc. (“Advisor”), is engaged by the Village by an engagement letter dated February 20, 2015 to assist with short-term financing for the Project, which engagement letter is annexed hereto as Exhibit “A”, but such engagement letter does not include services in connection with an interim, privately placed bond anticipation note (“Interim BAN”) that is required by the Village to pay engineering and environmental costs before New York State Environmental Facilities Corporation (“NYS EFC”) approves funding through the Clean Water State Revolving Fund (“CWSRF”); and

WHEREAS, the Advisor's engagement for assistance with the placing of this Interim BAN requires amendment of the February 20, 2015 engagement letter annexed as Exhibit "A", and such amendment will be made by approval of the "Amendment No. 1 to Contract dated February 20, 2015" that is annexed hereto as Exhibit "B"; and

WHEREAS, the fee for the additional Interim BAN services to be provided by Advisor is \$2,100.00 plus authorized expenses;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village approves the "Amendment No. 1 to Contract Dated February 20, 2015" engagement letter with Municipal Solutions, Inc. that is attached to this resolution as Exhibit "B", and authorizes the mayor to execute such "Amendment No. 1 to Contract Dated February 20, 2015" and to return an executed counterpart to Municipal Solutions, Inc.

The question of the foregoing Resolution was duly put to a vote, the Board of Trustees voting as follows:

Mayor Robert Liffland	Aye
Trustee Daniel Peters	Aye
Trustee Stan Mersand	Aye
Trustee John Burweger	Aye
vacant	

The resolution was adopted.

MOTION by Trustee Mersand to approve payment of the May bills in the amount of \$80,575.67. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Mersand to approve payment of the June bills in the amount of \$55,971.81. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAWLING

Identifier: Resolution Reaffirming Determination of Non-Significance for Wastewater Treatment Plant Improvements Project.

The meeting was called to order by Mayor Robert Liffland and the following were:

P R E S E N T:

Mayor Robert Liffland
Trustee Stan Mersand
Trustee John Burweger
Trustee Dan Peters
vacant

The following Resolution was proposed by Trustee Peters, who moved its adoption, and seconded by Trustee Mersand.

WHEREAS, the Village of Pawling Board of Trustees (“Trustees”) is the Lead Agency of the environmental review conducted pursuant to the State Environmental Quality Review Act (“SEQR”) in relation to the Village of Pawling’s (“Village”) application for financing from the Environmental Facilities Corporation (“EFC”) for the expansion and improvement of the Wastewater Treatment Plant (“WWTP”) and (“Project”), such review required by the SEQR Regulations contained at 6 NYCRR §617, thereafter the Trustees adopted a “SEQR Resolution for Determination of Non-Significance (“Negative Declaration”)] on January 29, 2014 based on a Full Environmental Assessment Form (“FEAF”) that was accepted and approved in the same Resolution; and

WHEREAS, on May 18, 2015 the Trustees adopted a resolution reaffirming the prior Negative Declaration for the Project, based on a Supplemental Environmental Assessment Form) (“SEAF”) dated January 10, 2014 and revised January 28, 2014 and May 7, 2015, and an Amended Negative Declaration, due to minor changes to the Project site plan; and

WHEREAS, a Second Supplemental Environmental Assessment Form (“SEAF”), expanded to include completed Parts 2 and 3, and a Proposed Amended Negative Declaration to assess the effects of the enlargement of the Project site plan by 3/10 acre was circulated with notice to all involved agencies, all of whom consented in writing to the continuation of status of the Trustees as Lead Agency for the Project SEQRA review; and

WHEREAS, the SEAF is annexed hereto and made a part hereof as Exhibit “A”, and the Second Amended Negative Declaration is annexed hereto and made a part hereof as Exhibit “B”; and

WHEREAS, the purpose of this Resolution is for the Lead Agency to reaffirm its previous determinations of non-significance, based on the expanded SEAF, that the financing, design and construction of the improvements to the WWTP will not result in any significant environmental impacts, taking into consideration the minor changes of the Project identified in the SEAF, including but not limited to increasing the area of disturbance by 3/10 of an acre and changing the location on the site of the outfall from the WWTP; and

WHEREAS, the State Historic Preservation Office (“SHPO”) determined on April 30, 2015 that it maintains its previous “No Impact” determination for the Project as changed as proposed by the Village; and

WHEREAS, the SEAF and the [Proposed] Amended Negative Declaration prepared by the Lead Agency’s engineers and environmental planners provide evidence that the expansion of the capacity of the WWTP and related improvements on the site at 37 Corbin Road in the Village, will not have a significant impact on the environment; and

WHEREAS, the Board has considered the SEAF and the criteria contained in the SEQR Regulations at 6 NYCRR §617.7(c), as recited in the SEAF and [Proposed] Second Amended Negative Declaration and each Trustee voting “aye” has concluded that the action will not result in any significant environmental impacts;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village confirms its continuing status as Lead Agency for this action, based on written consents filed by each Involved Agency identified in the SEAF; and

BE IT FURTHER RESOLVED that the Board accepts the completed SEAF (Parts 1, 2 and 3) annexed to this Resolution at Exhibit "A"; and

BE IT FURTHER RESOLVED that the Trustees, as Lead Agency, adopt and confirm the findings of fact, recommendations and conclusions in the SEAF and the [Proposed] Second Amended Negative Declaration of the Trustees' consulting engineers and environmental planners that the Project, including the increase of the area of disturbance by 3/10 of an acre and the relocation of the outfall, and other minor specific changes to the plan as identified in the SEAF, will not result in significant environmental impacts for the reasons contained in the SEAF and Second Amended Negative Declaration, and the Trustees hereby reaffirm the determination of non-significance for this Project; and

BE IT FURTHER RESOLVED that the mayor is authorized to execute the SEAF and provide for the publication and filing of notice of this Negative Declaration as provided by law.

[LEAVE BLANK]

The question of the foregoing Resolution was duly put to a vote, the Board of Trustees voting as follows:

Mayor Robert Liffland	Aye
Trustee Stan Mersand	Aye
Trustee John Burweger	Aye
Trustee Dan Peters	Aye
vacant	

The resolution was adopted.

Trustee Peters said he wanted to look at a garbage truck that would be available for purchase.

MOTION by Mayor Liffland to authorize the expenditure of up to \$55,000 for the purchase of a garbage truck. **SECONDED** by Trustee Mersand. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Burweger to adjourn the meeting at 7:10 P.M. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Mersand to open the regular session and go into Executive Session at 7:29 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Burweger to close Executive Session, return to regular session and adjourn the meeting at 7:50 P.M. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

Village Clerk