

DATE OF MEETING: September 2, 2014

PLACE OF MEETING: Village Hall, Pawling, New York

MEMBERS PRESENT: Mayor Robert Liffland
Trustee Stan Mersand
Trustee John Burweger
Trustee Brian Griffin
Trustee Daniel Peters

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

MOTION by Trustee Mersand to close the regular meeting and go into the Public Hearing on proposed Local Law No. 6 of 2014 regarding Chapter 98 of the Village Code entitled "Zoning" to set site plan application fees. **SECONDED** by Trustee Griffin. There was no discussion; all were in favor and the motion carried.

Mayor Liffland asked Mr. Brian Morgan, a village attorney, to go over the proposed Local Law. Mr. Morgan said it started off as a local law that was relative to off-street parking and the draft had a Payment In Lieu Of Parking provision. He said it had evolved and was still evolving into more of a site plan and application fee rather than having anything much to do with parking, which is where the most recent version came from. Mayor Liffland said the fee had been set at \$3,000. Mr. Morgan said he checked around and said the fee was supposed to be somehow tied to the actual cost and liability in administering the programs. He said he was not familiar with what the costs of the village would be and that there are some communities with site plan fees as high as \$5,000 and some much lower. Mr. Morgan said the current fee for the village's site plan application is \$200 which is quite a jump but if it can be justified then it is okay to do. Mr. Morgan said he was not in a position to know if it can be justified or not so he was looking for guidance from the Board. Mr. Morgan said that if there was going to be a fee schedule then he wondered if the village has a recreation fee. Mayor Liffland said the village did not have a recreation fee – that was done through the town. Mr. Morgan said in Local Law No. 3 of 2009 the village did adopt a recreation fee for the bigger residential subdivisions. He said that the Local Law was passed and it said that the applicant had to pay a payment in lieu of parkland fee in order to get the site plan of the subdivision. Mr. Morgan said there was no amount set and it was not on the fee schedule... He said the other point was that the local law did not enact a recreation fee for residential site plans – so, for instance, apartments or condominiums would be essentially multi-family but they are not subdivisions so the Board could enact a recreation fee based on the number of residential units, buildings, developments or square footage of the gross building. Mr. Morgan said it was just a question of if the Board wanted to do it or not. Mayor Liffland said he thought that was already done through the town. Mr. Morgan asked if the town shared the money with the village. Mayor Liffland said they did not but village residents are taxpayers in the town as well. Trustee Mersand asked if there were limitations on what the money could be used for. Mr. Morgan said there was – he said it had to be used for acquiring recreation property or for capital improvements to existing properties. Trustee Mersand asked if the Board did collect a recreation fee if it could be used for something like maintenance of the Village Green. Mr. Morgan said there would have to be justification of if the maintenance was capital related or not. Mr. Morgan said he checked around for subdivision recreation fees and they ranged from \$1,000 to \$2,500 per lot to \$5,000. Mayor Liffland said he did not want the Board to confuse recreation fees with the proposed Local Law. Mr. Morgan agreed and said it had just been part of his research. Mayor Liffland asked Mr. Morgan if he thought the \$3,000 was a little steep. Mr. Morgan said it wasn't but there were others that use graduated fees based on the size of the site plan improvements. Mr. Morgan said there was no formula, the Board just had to have a substantial, rational basis for the number they decide upon. Trustee Peters asked if the document was final.

Mayor Liffland said he wanted to go over it to see if the issue of cars not being allowed to park on the front lawn was in the Local Law. Mr. Morgan said it was not. Mayor Liffland said he wanted that included. Mayor Liffland said he also wanted it to say if there is a retail business the merchants can use merchant parking and the owner of the property is responsible for finding their tenant a parking spot and not the village. Mr. Morgan was not sure how to accomplish that – would it be the entire village or just areas with merchant parking already? Mayor Liffland said it would affect whoever owns a building – maybe if it said 2 apartments or more. Trustee Griffin asked if this was for buildings to be built – not existing structures. Trustee Griffin asked if it was a subdivision would it be per lot. Mayor Liffland said subdivisions would have parking and that would be part of their plan. Mayor Liffland said it was to stop the parking issue for the Planning Board. He said the subdivision application and site plan application were separate animals. Trustee Griffin asked what the \$3,000 would be for. Mr. Morgan said it was the cost of the site plan application. Mayor Liffland said he would get some numbers from the Planning Board Secretary before moving forward.

Mayor Liffland asked for Public Comment.

Ms. Yvonne Potter, 18 Elm Street, stated when she applied for a permit from the Building Department she paid a percentage of the work cost which was fair. She also said she would like to know up front what her fees are.

MOTION by Trustee Peters to leave the Public Hearing open. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Peters to return to regular session at 7:23 P.M. **SECONDED** by Trustee Griffin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Peters to set the Public Hearing for September 15, 2014 to discuss the 2015 CDBG Program Year project and application. **SECONDED** by Trustee Griffin. There was no discussion; all were in favor and the motion carried.

The Board was in favor of applying for the sidewalk on Haight Street going to the elementary school.

MOTION by Trustee Peters to approve the August bills in the amount of \$119,485.88. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Peters to pay the Metro North bills in the amount of \$1,941.56. **SECONDED** by Trustee Griffin. There was no discussion; all were in favor and the motion carried.

Ms. Potter told the Board she had an issue with noise and garbage at the apartment house on the corner of Elm Street and Broad Street and an issue with speeding and going the wrong way on her street.

MOTION by Trustee Peters to close the regular session and go into Executive Session to discuss Personnel at 7:53 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Mersand to close Executive Session at 8:00 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 meeting at 8:00 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Peters to adopt the following Resolution with changes discussed. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

WHEREAS, the Board of Trustees of the Village of Pawling (New York) ["Board"] appreciates the dedication and hard work performed by the members of the Village Highway Department (VHD), and

WHEREAS, the Board desires to have a long term positive relationship with those members, and

WHEREAS, the members of VHD desire to know what they may be receiving for the next few years, therefore now

BE IT RESOLVED, that the Mayor and the Board of Trustees of the Village of Pawling do hereby approve the following wage and benefit increases for those individuals appointed to the position of Laborer as follows:

- Those employees appointed to the above referenced position who receive a total overall average of above 3 on their annual yearly review shall receive a \$.25 per hour wage increase as follows:

2015-2016	\$.25
2016-2017	\$.25
2017-2018	\$.25

Any increase shall take effect on June 1, 2015; June 1, 2016 and June 1, 2017

- Those employees appointed to the above referenced position who possess and maintain a Commercial Driver License ("CDL") shall receive the following hourly stipend for only as long as the employee maintains the CDL, the stipend will be discontinued in the event that the employee for whatever reason no longer possesses a CDL:

2015-2016	\$.25
2016-2017	\$.25
2017-2018	\$.25

- Those employees appointed to the above referenced position shall receive an annual allowance of \$150 toward the purchase of safety shoes/boots; this shall be payable in the next abstract after the presentation of an acceptable receipt to the Village Clerk;
- Those employees appointed to the above referenced position and who receive a total overall average of above 3 on their annual yearly review shall receive a one-time non-cumulative longevity payment on their anniversary date of hire effective on or after June 1, 2015; June 1, 2016 and June 1, 2017 as follows:

Five years	\$500.00
Ten years	\$650.00
Fifteen years	\$800.00
Twenty years	\$1,000.00

- The Board will endeavor to offer training sessions on operation and maintenance for the Highway Department whenever a new piece of equipment is put into service;

- The Board shall make every effort to notify the employees in the above referenced position of classes and training sessions offered in the Dutchess County area, and may authorize the allowance of employees to attend;
- The employees shall be able to present to the Board information about classes and training sessions and request allowance to attend;
- New hires after September 1, 2014 shall start at the rate of \$13.50 per hour unless they possess a CDL and qualify for the \$.25 per hour increase;

BE IT FURTHER RESOLVED, that the Board does hereby approve the following:

1. This Resolution shall be presented to the Board for action on an annual basis effective on June 1, 2015; June 1, 2016 and June 1, 2017; and
2. The Board reserves the sole right to modify or rescind the wages and benefits as approved herein.

MOTION by Trustee Peters to adjourn the meeting at 8:01 P.M. **SECONDED** by Trustee Mersand. There was no discussion; all were in favor and the motion carried.

Village Clerk