

DATE OF MEETING: May 5, 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.

The Board discussed the financial aspects of the Wastewater Treatment Plan Project. Ms. Beth Ferguson, Financial Advisor from Capital Markets Advisors, LLC, said she looked into the financing of the project through the EFC. She went over the User Impact Review document and debt service schedule she handed out to the Board (see attached). There was discussion on the utility billing formula. Mr. Brian Morgan, Village Attorney, said the Board needed to look at its revenue stream, what it is comprised of and how to pay the debt down. There was discussion about a possible grant through the USDA and funding through the EOHWC. Trustee Griffin asked why the User Impact Review was only based on the first 10 years and not the life of the loan. Ms. Ferguson said debt service goes up all the time because the subsidy is based on the interest the village would be paying. Trustee Griffin said he would like to see the numbers for the life of the loan. Ms. Ferguson said she would show the numbers starting at \$270,000 and would take it up in \$25,000 to \$50,000 increments to the maximum number to show the Board a range. Trustee Griffin said that would be good or an average would also work.

**MOTION** by Trustee Burweger to approve the updated Employee Handbook. **SECONDED** by Trustee Mersand. There was no discussion; all were in favor and the motion carried.

### **A RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAWLING**

***Identifier: Introductory Local Law No. 3 of 2014 Amending Chapter 95 of the Village Code Entitled "WATER."***

At a regular meeting of the Board of Trustees of the Village of Pawling ("Village Board"), held at the Village of Pawling Village Hall on the 17th day of April, 2014, at 7:00 p.m., Trustee Mersand, seconded by Trustee Peters, moved the following resolution, to introduce the following proposed local law, to be known as Proposed Local Law No. 3 of 2014, entitled "A Local Law Amending Chapter 95 of the Code of the Village of Pawling, entitled "WATER;"

**NOW THEREFORE, BE IT ENACTED** by the Board of Trustees of the Village of Pawling as follows:

**Section 1.** Statement of Purpose and Intent. The Village Board of Trustees has determined that for purposes of improved billing efficiencies for water delivered to

customers in the Village and outside village limits, provision is necessary to assure that water meters of all customers comply with meter specifications to be adopted by the Village.

**Section 2.** Chapter 95 "WATER", is amended by adding a new "§95-40," entitled "**Standardization; Meters** to provide:

**§95-40 Standardization; meters.**

- A. The board of trustees may from time to time approve specifications to be imposed on all new and replacement water meters for water customers located in the village and customers and water districts outside the village boundaries. The specifications may be imposed by simple resolution of the Board of Trustees, The village engineer shall recommend specifications to the Board of Trustees. The specifications shall be published in a manner that permits customers and contractors access to the specifications.
- B. Such specification shall include that newly installed and replacement meters must be telemetric.

*(Authorization is conferred to conform the current water rate fee schedule to this Amendment.)*

**Section 3.** The mayor is authorized to issue such notices and orders as may be necessary to give effect to this local law, including but not limited to approval of the specification for water meters and issuance of notices of the requirements of this local law to affected customers and water district(s).

**Section 4.** This local law shall take effect immediately upon filing with the New York State Department of State.

**Section 5.** This local law is a Type II action pursuant to 6 NYCRR 617.5(c) 20 and 27.

Mayor Liffland advised the Village Board that, pursuant to the Municipal Home Rule Law of the State of New York, it was necessary to hold a public hearing upon this proposed local law.

Trustee Mersand offered the following resolution, which was seconded by Trustee Peters, to move its adoption:

**WHEREAS**, Mayor Liffland has introduced this proposed local law for the Village of Pawling, to be known as Village of Pawling Proposed Local Law No. 3 of 2014, entitled "A Local Law Amending Chapter 95 of the Code of the Village of Pawling, entitled "WATER"";

**RESOLVED**, that a public hearing be held in relation to the proposed changes as set forth in the form of notice, hereinafter provided, at which hearing parties in interest shall have an opportunity to be heard, to be held at the Village Hall on May 19<sup>th</sup>, 2014, at 7 o'clock p.m., Prevailing Time, and that notice of said meeting shall be published in the

official newspaper of general circulation in the Village of Pawling by the Village Clerk, at least five (5) days before such hearing and that such notice shall be in the following form:

NOTICE OF PUBLIC HEARING

TAKE NOTICE that the Board of Trustees of the Village of Pawling will hold a public hearing at the Village Hall, 9 Memorial Avenue, Pawling, New York on May 19<sup>th</sup>, 2014, at 7 o'clock p.m., Prevaling Time on Proposed Local Law No. 3 of 2014, entitled "A Local Law Amending Chapter 95 of the Code of the Village of Pawling, entitled "WATER"", which local law adds new section 95-40 providing for the adoption of standardized specifications for water meters generally applicable to customers of village water located inside the village boundary and outside the village boundary.

TAKE FURTHER NOTICE, copies of the aforesaid proposed local law will be available for examination at the Village of Pawling Village Hall, 9 Memorial Avenue, Pawling, New York, during normal business hours on all business days between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

DATED: Pawling, New York  
May 5, 2014  
Jennifer Osborn, Village Clerk

The foregoing resolution was voted upon with all members voting as follows:

Mayor Liffland	Aye
Trustee Burweger	Aye
Trustee Peters	Aye
Trustee Mersand	Aye
Trustee Griffin	Aye.

The Resolution passed.

Trustee Burweger presented the Board with a Village Green and Public Assembly Events Policy. He asked the Board to review the documents and asked that it be placed on the next meeting agenda for approval.

**BOND RESOLUTION DATED MAY 5, 2014**

**A RESOLUTION AUTHORIZING THE ISSUANCE OF \$116,000 SERIAL BONDS OF THE VILLAGE OF PAWLING, DUTCHESS COUNTY, NEW YORK TO PAY THE COST OF THE PURCHASE OF MACHINERY, EQUIPMENT AND VEHICLES FOR THE VILLAGE OF**

**PAWLING, DUTCHESS COUNTY, NEW YORK, TO BE USED IN  
THE OPERATION OF ITS HIGHWAY DEPARTMENT.**

**WHEREAS**, the Village of Pawling, Highway Department has recommended the acquisition of certain machinery, equipment and vehicles to be used in the operation of the Highway Department; now, therefore be it

**RESOLVED**, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Pawling, Dutchess County, New York, as follows:

**SECTION 1.** The purchase for the Village of Pawling of certain machinery and apparatus for construction and maintenance for use by its Highway Department, one (1) 2015 International Terrastar SFA 4x4 cab and chassis with 9' all season dump body with 9' reversible plow, including preliminary costs and costs and expenses incidental thereto and financing thereof; is hereby authorized at a maximum estimated cost of \$116,000 and such amount is hereby appropriated therefore.

**SECTION 2.** It is hereby determined that that the period of probable usefulness of the aforesaid object or purpose is described in Subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, and the probable usefulness of said purchase is 15 years.

**SECTION 3:** The plan for financing such maximum estimated cost is by the issuance of \$116,000 serial bonds of said Village hereby authorized to be issued therefor, pursuant to the provisions of the Local Finance Law.

**SECTION 4:** It is hereby determined that each of the aforesaid purposes constitutes a Type II action as defined under the State Environmental Quality Review Act 6 NYCRR Part 617, which the Village has determined under SEQRA not to have a significant impact on the environment.

**SECTION 5:** It is hereby determined that the maximum maturity of the serial bonds herein authorized will exceed five (5) years.

**SECTION 6:** The faith and credit of said Village of Pawling, Dutchess County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Village of tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

**SECTION 7:** Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such note, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

**SECTION 8:** All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

**SECTION 9:** The validity of such bonds and bond anticipation notes may be contested only if:

1. Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
2. The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit, or proceeding contesting such validity is commenced within twenty (20) days after the date of publication, or
3. Such obligations are authorized in violation of the provisions of the constitution.

**SECTION 10:** This resolution, shall be published in summary form in the Poughkeepsie Journal, which is hereby designated as the official newspaper of said Village for such purpose together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

**SECTION 11:** This resolution is subject to permissive referendum.

**ROLL CALL:**

TRUSTEE, JOHN BURWEGER	VOTING	AYE
TRUSTEE, STAN MERSAND	VOTING	AYE
TRUSTEE, BRIAN GRIFFIN	VOTING	AYE
TRUSTEE, DAN PETERS	VOTING	AYE
MAYOR, ROBERT LIFFLAND	VOTING	AYE

The resolution was thereupon declared duly adopted.

Mayor Liffland said he would like to see the funding for the truck come out of all the departments that are going to use the vehicle.

**MOTION** by Trustee Mersand to purchase an air conditioner for the Utility Billing Office from Staples not to exceed \$270.00. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Peters to approve April bills in the amount of \$124,150.57. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Griffin to approve the Metro North bills in the amount of \$18,880.85. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Mersand to adjourn the meeting and go into Public Comment at 7:58 p.m. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

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Village Clerk