

DATE OF MEETING: June 15, 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.

MOTION by Trustee Peters to close the regular session at 7:01 P.M. and go into the Public Hearing on proposed Local Law No. 2 of 2015 amending Chapter 98 of the Village Code entitled “Zoning” to adopt reservation of park land and recreation areas. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

Trustee Burweger explained that developers had the option of either giving money to set aside for parkland or recreational areas in the community or providing the areas outright as an alternative to the fee. He said the Board has the ability to set the fee schedule.

Mayor Liffland asked Michael Cerny, a member of the Planning Board, for his opinion on the topic. Mr. Cerny said the concept was a great idea. He said, as he understood it, the proposed Local Law would only involve parcels having to do with Incentive Zoning, of which there are only 3 left in the village, and if the developers wanted the density bonus. He said that they did not want to discourage development so the Board would have to be careful that the fee would not do that. Mr. Cerny said the site plan fee was \$3,000 which he felt needed to be fixed because it was too high. Mr. Cerny asked if there would be a fee schedule that the Planning Board could look at for guidance. Trustee Burweger said the Board would look at the individual projects, see what the benefits to the community are and see what the developer is offering in the way of any kind of amenities on the site that could be in lieu of any kind of fee. He said the Board wanted some kind of fee or for the developer to provide something – the \$3,000 was a maximum amount and he did not see the Board ever asking for that amount. Mr. Cerny said the way the Local Law was written it would be the Planning Board that was in charge of deciding the amount asked, if any. Trustee Burweger said he thought it would be with the concept that the Planning Board and Village Board would communicate about the topic; however a fee schedule could be added. Mr. Cerny said the developer would say they want Incentive Zoning and the Planning Board would say they would like to see some park land and if the developer could not provide park land there would be a fee in lieu of that. Mr. Cerny said, as a Planning Board Member, how would they work with the Village Board and the Planning Board? He said the village would be responsible for the property and the Planning Board was not in the position to make the decision as to what the Village Board would like or not like. He asked how the interaction would work. He said if someone was before the Planning Board with a subdivision and they want Incentive Zoning, the Planning Board would say that they would need park land and they submitted a project – would there be a joint meeting at that point between the Planning Board and Village Board? Mr. Morgan, a village attorney, said that any land dedicated would have to be accepted by the Village Board which would give the Trustees a role in deciding on the proposed park land. Mr. Cerny asked if there should be some language that indicates it would be with the consent of the Village Board. Mr. Morgan said it was implied. Mr. Cerny said he just wanted future Planning Boards to realize that the Village Board would have to agree,

however what Mr. Morgan was saying was that if the Planning Board went ahead the Village Board would have to approve it. Mr. Cerny asked if the developer could propose park land that was not on the subdivision land. Mr. Morgan said that would be at the discretion of the Village Board however for the properties the Local Law would affect that the leaders would be working closely with those developers on the projects. Mr. Cerny said he could see a developer proposing something that would involve another piece of property and he wanted to make sure the proposed Local Law would contemplate that. Trustee Burweger said that would be the intent. Mr. Cerny asked if the developer would be required to equip the land as park land before it was dedicated over to the village. He said that regarding the parcels being discussed that the Board always wanted to develop pathways to lead into the hub of the village as much as possible but those would not be on the developer's property – could they be required to build the walkways as park land. Mr. Morgan said they could. Mr. Cerny asked what criteria there would be to decide how much of a fee would be paid in lieu of the park land. Mr. Morgan said the amount in the proposed Local Law was an arbitrary amount and could be changed. He said there could be a capped amount or a checklist added to help the Board decide what the amount would be. Mr. Cerny suggested setting up a joint meeting between the Planning Board and Village Board to discuss the fee schedule.

Mr. Steve Sollazzo, a resident of Pawling, asked where the TR One and Umscheid properties were located. Mayor Liffland said TR One was off of Sheridan Drive and Dutcher Avenue and the other was off of Lakeside. Mr. Sollazzo asked about the pathways discussed. Mayor Liffland said that with the Umscheid property it was a pathway that would go through the town property where the ball fields are and through Murrow Park and then up West Main Street. Mr. Sollazzo asked if there were developers interested in the properties. Mayor Liffland responded there were serious inquiries about the properties. Mr. Sollazzo asked if there would be senior housing. Mayor Liffland said TR One was a mixed use property and Umscheid was 55 and active. There was discussion on the 55 and active rules and regulations. Mayor Liffland said it was early in the process.

Mayor Liffland said he would like to hold the Public Hearing open until after the Village Board and Planning Board met.

MOTION by Trustee Peters to leave the Public Hearing at 7:22 P.M. and return to regular session. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

Mr. Joe Foxley a representative of AFLAC gave a presentation on their services.

The Board and Mr. Dennis Brunow, President of the Pawling Fire Department, discussed the Annual Fire Department Carnival.

MOTION by Trustee Peters to approve the Pawling Fire Department holding their Annual Carnival on August 5,6,7 & 8, 2015 and parade on August 8, 2015. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

The Board discussed correspondence received from Sibyll Gilbert regarding the Slocum-Watts Cemetary. Mayor Liffland said Ms. Gilbert wants to beautify and remove the poison ivy from the cemetery.

MOTION by Trustee Burweger that the Board is supportive of Ms. Gilbert's project at the Slocum-Watts Cemetary. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

Trustee Peters went over the Waterline Replacement and Road Improvement Project for Memorial Avenue, Smith Street, Charles Street, East Street and West Street. He asked to bring the information to Municipal Solutions to see if they can find funding sources for the project. The Board agreed that Trustee Peters should contact Municipal Solutions.

RESOLUTION

RESOLUTION NO. 061515

PASSED

RE: RESOLUTION AUTHORIZING THE VILLAGE OF PAWLING TO EXECUTE THE 2016-2018 DUTCHESS COUNTY URBAN COUNTY CONSORTIUM REQUALIFICATION BALLOT AND THE AMENDMENT TO THE EXISTING COOPERATION AGREEMENT DATED JUNE 29, 2000 WITH THE COUNTY OF DUTCHESS FOR THE PURPOSE OF UNDERTAKING COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PROGRAMS PURSUANT TO TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, AND TITLE II OF THE NATIONAL AFFORDABLE HOUSING ACT OF 1990, AS AMENDED.

Trustee Dan Peters offers the following and moves it is adopted:

Seconded by Trustee John Burweger

WHEREAS, the Secretary of Housing and Urban Development of the United States is authorized, under the Community Development Block Grant Program ("CDBG") of Title I of the Housing and Community Development Act of 1974 ("Act"), as amended, and the HOME Investment Partnership Program ("HOME") of Title II of the National Affordable Housing Act of 1990, as amended, to make grants to states and other units of general local government to help finance Community Development Programs, and

WHEREAS, the County of Dutchess and the Village of Pawling ("Cooperating Municipality") entered into an existing Cooperation Agreement dated June 29, 2000, as amended, to form the Dutchess County Urban County Consortium ("Consortium") for the purpose of undertaking the CDBG and HOME Programs, and

WHEREAS, the existing Cooperation Agreement must be amended as specified in Schedule A attached, and

WHEREAS, the Board deems it to be in the public interest for the Cooperating Municipality to renew the existing Cooperation Agreement for 2016-2018 in accordance with Paragraph 3 of the Cooperation Agreement and into enter into an amendment to the Cooperation Agreement, attached, now, therefore, be it

RESOLVED, that Mayor Robert Liffland be and hereby is authorized to execute 2016-2018 Dutchess County Urban County CDBG Consortium Requalification Ballot and Cooperation Agreement Amendment between the Municipality and the County of Dutchess for the purposes of undertaking a Community Development Block Program pursuant to Title I of the Housing and

Community Development Act of 1974, as amended, and the HOME Investment Partnerships Program of Title II of the National Affordable Housing Act of 1990, as amended.

MOTION by Trustee Peters to approve the May 18, 2015 and June 1, 2015 minutes.

SECONDED by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Peters to approve the Metro North Treasurer's Report for May 2015.

SECONDED by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Peters to approve payment of the Metro North bills in the amount of \$271.43. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

Mayor Liffland asked for Public Comment.

Mr. Earl Slocum, a resident of the Village of Pawling, said the bathrooms at the Chamber were great during the car show.

Mr. Stephen Sollazzo, a resident of Pawling, went over concerns he had regarding work being done at 33 East Main Street.

Mr. Jeff Place, a resident of the village, asked if the crosswalks were going to be painted.

Mayor Liffland said it was on the list and would be done shortly.

Mr. Peter Cris, President of the Chamber of Commerce, asked if there was a time limit on Public Comment. Mayor Liffland said he let people talk as long as they needed as long as they were respectful.

MOTION by Trustee Burweger to adjourn the meeting at 8:15 P.M. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

Village Clerk