

DATE OF MEETING: July 7, 2014

PLACE OF MEETING: Village Hall, Pawling, New York

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

The meeting was called to order at 7:00 P.M.

MOTION by Trustee Mersand to close the regular session and go into the Public Hearings.
SECONDED by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

Mayor Liffland asked for any comments or questions regarding proposed Local Law No. 3 of 2014 Amending Chapter 95 of the Village Code Entitled "Water" (proposed local law would require that the village will adopt a standardized meter specification to be applied to each individual water service connection, and that all such meters comply with the specification of the Village of Pawling as a condition of continuing water supply service by the village). Trustee Griffin asked if this would cover meters outside of the village. Mayor Liffland said it would be for the town also – anyone using village water would have to comply with the local law. Trustee Griffin asked if there had been any further correspondence with the town. Mayor Liffland said the Village Board received the initial correspondence from the town but had not heard from them further. Trustee Griffin asked if the Board enacted the local law that evening would there be further correspondence with districts outside the village to address their concerns. Mayor Liffland said there would be no further correspondence because he felt they had enough time and nobody showed up to the Public Hearing or sent correspondence. Trustee Burweger and Trustee Mersand agreed with the Mayor. Mayor Liffland said that it would not only synchronize the meters but would also make the billing more accurate for both the water and sewer departments.

Mr. Sy Capalbo, a resident of Walnut Street, asked what accurate meant – which way – was it high or low? Mayor Liffland said this was for the old meters not the newly installed meters.

Brian Morgan, an attorney for the village, stated the standardized meters would be a large part of the water conservation program of the village. Trustee Mersand thanked Mr. Morgan for all of his work.

Mayor Liffland asked for any comments or questions regarding proposed Local Law No. 4 of 2014 Amending Chapter 92 of the Village Code Entitled "Vehicles and Traffic" by Adding New Sections 92-20.4 Entitled "Loading Zones" and 92-47 Entitled "Schedule XIX: Loading Zones". Trustee Mersand asked if anything had changed since the last meeting. Trustee Griffin said nothing had changed it was still 2 zones on East Main Street which will serve to better regulate traffic flow and bottlenecks and will provide a designated loading area from 8-11 a.m., Monday – Friday. Trustee Mersand asked if that meant vehicular traffic would not be allowed to park in those zones. Trustee Griffin said that was correct – only vehicles specified as delivery trucks can park between 8-11 a.m. Trustee Mersand asked how it would be enforced and what would be the penalties. Trustee Griffin said the local law would be enforced by the Sheriff's Office.

Ms. Faith Phillips asked where the zones were. Trustee Griffin said one was on East Main Street off of Fairway Drive and the other was just after Charles Colman Boulevard on the side of Good Tidings. Ms. Phillips asked if the Sheriff's would be there to enforce it. Trustee Griffin said that would be part of their duties.

Mayor Liffland asked for any comments or questions regarding proposed Local Law No. 5 Amending Chapter 92 of the Village Code Entitled "Vehicles and Traffic" by Adding New Sections 92-20.5

Entitled "Permit/Merchant Parking Zones" and 92-48 Entitled "Schedule XX: Permit/Merchant Parking Zones". Trustee Griffin went over the proposed local law.

Ms. Phillips asked how many spots were reserved for Merchant Parking. Trustee Griffin said there are approximately 70. Ms. Phillips asked if there was any overnight parking in the village. Trustee Griffin said there was except between November – April for the snow ordinance.

Mr. Earl Slocum, a resident of East Main Street, asked if there would be 2 spots by the Chamber of Commerce. Trustee Griffin responded there were.

Trustee Mersand said he still had concerns about the 2 hour parking versus 4 hour parking. He said 4 hour parking would give people greater time to go into the local businesses. Trustee Griffin said that was part of the extended parking plan – allowing for longer term parking within the village. There was discussion regarding the Metro North contract and the parking restrictions. Trustee Griffin said he did not think that the Metro North contract restrictions impacted the proposed local law. Mr. Morgan said the residential restrictions would not apply to Charles Colman Boulevard and Memorial Avenue. Trustee Mersand said that the Board could approve the local law and tweak it at a later time if necessary.

MOTION by Trustee Mersand to close the Public Hearings on Local Laws No. 3, 4, & 5 and return to regular session. **SECONDED** by Trustee Griffin. 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: Final Resolution Enacting 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 7th day of July, 2014, at 7:00 p.m., Trustee Mersand, seconded by Trustee Burweiger, moved the following resolution, to enact the following proposed local law, to be known as Local Law No. 3 of 2014, entitled "A Local Law Amending Chapter 95 of the Code of the Village of Pawling, entitled "WATER;"

WHEREAS, this Introductory local law was introduced to the Board of Trustees on May 5, 2014, at which time notice to the public of a public hearing on the proposed law was ordered; and

WHEREAS, the said public hearing was duly opened on May 19th, 2014 and continued to June 16th 2014, the comments of all interested persons were heard, and the hearing was continued by resolution of the Board of Trustees adopted on June 16th to July 7th, which resolution was adopted during a regularly scheduled meeting of the said Board of Trustees; whereupon the public hearing was closed on July 7th, 2014 by further resolution of the Board of Trustees during a regular meeting thereof;

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 the Village limits, provision is necessary to assure that water meters of all water customers of the Village 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 located outside the Village's 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.
- C. Such specification shall include that newly installed and replacement meters must be telemetric.
- D.

(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.

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

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

RESOLUTION

Enacting a Local Law Amending Chapter 92 of the Village Code Entitled "Vehicles and Traffic" by Adding New Sections 92-20.4 entitled "Loading Zones" and 92-47 entitled "Schedule XIX: Loading Zones"

At a meeting of the Board of Trustees of the Village of Pawling ("Village Board"), held at the Village of Pawling Village Hall on the 7th day of July 2014, at 7:00 p.m., Trustee Mersand, seconded by Trustee Burweger, moved the following resolution, to enact the following local law, to be known as Local Law No. 4 of 2014, entitled "A Local Law Amending Chapter 92 of the Village of Pawling Code entitled 'Vehicles and Traffic' by adding new Sections 92-20.4 entitled 'Loading Zones' and 92-47 entitled 'Schedule XIX: Loading Zones.'"

WHEREAS, the following Local Law was introduced as Local Law No. 4 of 2014, by resolution adopted at a meeting of the Village Board held on May 19, 2014, and

WHEREAS, a properly noticed public hearing was held before the Village Board during the meeting on June 16th, 2014 and during the meeting on July 7th, 2014 on Local Law No. 4 of 2014; and

WHEREAS, the enactment of a local law amending Chapter 92 of the Village Code to establish Loading Zones is a Type II Action under the New York State Environmental Quality Review Act (“SEQRA”) and is therefore not subject to environmental review; and

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 trucks making deliveries to the businesses and residences located on East Main Street and West Main Street in the Village, during the morning hours on weekdays, results in many of the delivery trucks having to double park or park in spaces where parking is otherwise prohibited such as cross-walks and handicap spaces. As a result, traffic in the Village during the morning hours of weekdays is significantly congested and the parking of delivery trucks in places where parking is prohibited creates a hazard to other vehicles driving in the Village as well as pedestrians. Therefore, in order to protect the health, safety and welfare of the residents of the Village of Pawling, as well as all drivers of motor vehicles and pedestrians in the Village, the Village Board has determined that it is necessary to designate two (2) areas of approximately eighty (80) feet of curb length, one (1) on East Main Street and one (1) on West Main Street in the Village, as “Loading Zones” where parking between the hours of 8:00 a.m. and 11:00 a.m., Monday Through Friday excluding holidays, will be limited to trucks loading and unloading while making pickups, deliveries or service calls in the Village.

Section 2. The Village Code of the Village of Pawling is hereby amended by adding a new Section 92-20.4 entitled “Loading Zones” to read as follows:

§ 92-20.4. Loading Zones.

The parking of vehicles in the areas described in Schedule XIX (§ 92-47) shall be prohibited between the hours of 8:00 a.m. and 11:00 a.m., Monday through Friday, except that it shall be permissible for trucks making pickups, deliveries or service calls to park or stand in the areas described in Schedule XIX (§92-47) during the above stated time period for the sole purpose of expeditiously loading and unloading and for no other purposes. The areas described in Schedule XIX (§ 92-47) shall be posted with signs which state “Loading Zone Only 8 a.m. – 11:00 a.m Mon-Fri.”

Section 3. The Village Code of the Village of Pawling is hereby amended by adding a new Section 92-47 entitled “Schedule XIX: Loading Zones” to read as follows:

§ 92-47. Loading Zones.

In accordance with the provisions of § 92-20.4, the parking of vehicles is prohibited in the locations described below between the hours of 8:00 a.m. and 11:00 a.m., Monday through Friday, except that it shall be permissible for trucks making pickups, deliveries or service calls to park or stand in such areas during the above stated time period for the sole purpose of expeditiously loading and unloading and for no other purposes:

Name of Street	Side	Location
East Main Street	South	From the intersection with Fairway Drive to a point eighty (80) feet east of Fairway Drive
West Main Street	North	From the intersection with Charles Colman Boulevard to a point eighty (80) feet west of Charles Colman Boulevard

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

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

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

RESOLUTION

Enacting a Local Law Amending Chapter 92 of the Village Code Entitled "Vehicles and Traffic" by Adding New Sections 92-20.5 entitled "Permit/Merchant Parking Zones" and 92-48 entitled "Schedule XX: Permit/Merchant Parking Zones"

At a meeting of the Board of Trustees of the Village of Pawling ("Village Board"), held at the Village of Pawling Village Hall on the 7th day of July, 2014, at 7:00 p.m., Trustee Mersand, seconded by Trustee Griffin, moved the following resolution, to enact the following local law, to be known as Local Law No. 5 of 2014, entitled "A Local Law Amending Chapter 92 of the Village of Pawling Code entitled 'Vehicles and Traffic' by adding new Sections 92-20.5 entitled 'Permit/Merchant Parking Zones' and 92-48 entitled 'Schedule XX: Permit/Merchant Parking Zones.'"

WHEREAS, the following Local Law was introduced as Local Law No. 5 of 2014, by resolution adopted at a meeting of the Village Board held on May 19, 2014, and

WHEREAS, a properly noticed public hearing was held before the Village Board during the meeting on June 16th, 2014 and during the meeting on July 7th, 2014 on Local Law No. 5 of 2014; and

WHEREAS, the enactment of a local law amending Chapter 92 of the Village Code to establish Permit/Merchant Parking Zones is a Type II Action under the New York State Environmental Quality Review Act ("SEQRA") and is therefore not subject to environmental review; and

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 the merchants, business owners, employees of merchants and business owners and the residents of the Village who park their vehicles on the public streets of the Village tend to use a majority of the available parking spots located near the merchants, businesses and residences in the Village between the hours of 6:00 a.m. and 6:00 p.m., and as a result, prevent shoppers, clients and visitors of the merchants, businesses and residences of the Village, and anyone who parks their vehicle for a period of less than two (2) hours, from finding adequate parking during that time period. The Village Board has further determined that the lack of adequate parking for shoppers, clients, and visitors in the Village has had a negative impact on the ability of the merchants and businesses in the Village to conduct business and remain competitive with other businesses in the region.

In order to provide adequate parking for all those using the public streets of the Village, and allow the merchants and businesses in the Village to attract customers and clients and remain competitive with other businesses in the region, the Village Board has determined that it is in the best interest of the Village to adopt a parking permit system which will require the merchants, business owners, employees of merchants and business owners, residents of the Village and anyone needing to park their vehicle for a period longer than two (2) hours to purchase a parking permit from the

Village which will allow them to park in separate designated, on-street permit parking areas for an unlimited period of time. The other on-street parking spaces in the Village will remain subject to the time restrictions set forth in this Chapter 92 of the Village Code.

The Village Board believes that such a system will help ensure there are a sufficient number of on-street parking spaces available for the customers, clients and visitors wishing to use the merchants, businesses and residences of the Village, as well as anyone wishing to temporarily park on the Village streets, while providing adequate parking for those needing to park their vehicles on the Village streets for longer periods of time, such as the merchants, business owners, employees of the merchants and business owners, and the residents of the Village.

Section 2. The Village Code of the Village of Pawling is hereby amended by adding a new Section 92-20.5 entitled “Permit/Merchant Parking Zones” to read as follows:

§ 92-20.5. Permit/Merchant Parking Zones.

The parking of vehicles in the areas described in Schedule XX (§ 92-48) shall be prohibited without a permit purchased from the Village of Pawling and such permit displayed on the rear view mirror of the vehicle in a manner that allows such permit to be visible from outside the vehicle. The fees for such permits shall be determined on an annual basis by resolution of the Village Board of Trustees.

Section 3. The Village Code of the Village of Pawling is hereby amended by adding a new Section 92-48 entitled “Schedule XX: Permit/Merchant Parking Zones” to read as follows:

§ 92-48. Permit/Merchant Parking Zones.

In accordance with the provisions of § 92-20.5, the parking of vehicles is prohibited in the locations described below without a permit purchased from the Village of Pawling and such permit displayed on the rear view mirror of the vehicle in a manner that allows such permit to be visible from outside the vehicle:

Name of Street	Side	Location
Memorial Avenue	West	From East Main Street to Charles Street, excluding the area across from 9 Memorial Avenue designated as “Police Cars Only”
Arch Street	South	From Oak Street to a point one-hundred twenty (120) feet east of Oak Street
Broad Street	South	From Charles Colman Boulevard to the eastern boundary line of the property located at 7 Broad Street
Charles Colman Boulevard	Median	Along the east and west sides of the northernmost median on Charles Colman Boulevard which is located between Broad Street and Union Street

The areas designated above shall be subject to all other parking laws contained in Chapter 92 of the Village Code, with the exception of the Limited Time Parking provisions contained in §92-17 and §92-39.

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

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

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

RESOLUTION

At a meeting of the Board of Trustees of the Village of Pawling ("Village Board"), held at the Village of Pawling Village Hall on the 7th day of July, 2014, at 7:00 p.m., Trustee Griffin, seconded by Trustee Mersand, moved the following resolution, to wit

WHEREAS, section 92-20.5 of the Village of Pawling Code authorizes the Village of Pawling Board of Trustees to establish by resolution the fees charged by the Village for Permits to park in the areas described in section 92-48 of the Village of Pawling Code on an annual basis; and

WHEREAS, the Village Board wishes to establish the fees for such Permits for 2014; and

WHEREAS, the establishment of fees for Permits to park in the areas described in section 92-48 of the Village of Pawling Code is a Type II Action under the New York State Environmental Quality Review Act ("SEQRA") and is therefore not subject to environmental review; and

NOW THEREFORE BE IT RESOLVED that the Village Board of Trustees hereby adopts the fee schedule for Permits to park in the areas described in section 92-48 of the Village of Pawling Code annexed hereto and incorporated by reference herein; and

BE IT FURTHER RESOLVED that this fee schedule for Permits shall become effective immediately.

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

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

FEE SCHEDULE FOR PERMIT/MERCHANT PARKING FEE PURSUANT TO VILLAGE CODE **§§92-20.5 AND 92-48**

Village of Pawling Merchants and Employees of Village of Pawling Merchants	No Charge
Residents of the Village of Pawling	No Charge
Non Residents of the Village of Pawling	Permit Fee to be equal to the Permit Fee for Permit Parking in the Metro North Train Station Lots pursuant to the Metro North Fee Schedule.

Trustee Griffin gave an update on the Safe Routes to School program. He said various ideas had been discussed and the project that was decided upon was a sidewalk from Coulter Avenue to Haight Street directly to the elementary school. Mr. Glen Freyer, a representative from the Pawling Central School District, said the School District supported the sidewalk coming into the elementary school. Trustee Griffin recognized Mr. Freyer's membership on the committee and thanked him for all of his work. There was discussion on long term projects. Mayor Liffland said the Board would apply for the sidewalk project in the next round of the CDBG program.

Trustee Griffin went over the proposed Metro North parking rates for 2015. Mayor Liffland said he was in favor of the rate increase. Trustee Griffin said it was consistent with a 15% increase and that Metro North approved the proposed rates.

MOTION by Trustee Griffin to adopt the Pawling fee increase for Metro North and the rates for 2015 effective January 1, 2015. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Mersand to appoint Trustee Dan Peters as a voting representative for the Dutchess County MS4 Coordination Committee. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Mersand to appoint Mayor Robert Liffland as alternate voting member for the Dutchess County MS4 Coordination Committee. **SECONDED** by Trustee Burweger. 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: Approving Zarecki & Associates, LLC Contract for EFC Scope of STP Expansion

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 John Burweger
Trustee Brian Griffin
Trustee Stan Mersand

ABSENT:

Trustee Daniel Peters

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

WHEREAS, the Pawling Joint Sewer Commission ("the Commission") has previously authorized execution of the attached Contract with Zarecki & Associates, LLC for services limited to the EFC Scope of the Wastewater Treatment Plant (WWTP) expansion project; and

WHEREAS, the Village of Pawling is a signatory of the said Contract as the owner of the WWTP;

NOW THEREFORE, BE IT RESOLVED, that the Village Board approves the attached Contract and authorizes its execution by the mayor or the deputy mayor; and

BE IT FURTHER RESOLVED, that the village clerk may file the executed Contract as a record of the Village of Pawling together with this Resolution.

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

Mayor Robert Liffland	Aye
Trustee Daniel Peters	Absent
Trustee John Burweger	Aye
Trustee Brian Griffin	Aye
Trustee Stan Mersand	Aye.

MOTION by Trustee Burweger to approve the adjustment to Water Account No. 340A in the amount of \$156.83. **SECONDED** by Trustee Mersand. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Burweger to approve the minutes from June 2, 2014 and June 16, 2014. **SECONDED** by Trustee Griffin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Mersand to approve the May bills in the amount of \$67,499.99. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Mersand to approve the June bills in the amount of \$55,784.79. **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 \$575.00. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

The Board discussed the renewal of the ANEU lease.

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

Village Clerk