

DATE OF MEETING: November 21, 2016  
PLACE OF MEETING: Village Hall, Pawling, New York  
MEMBERS PRESENT: Mayor Robert Liffland  
Trustee Stan Mersand  
Trustee Dan Peters  
Trustee Earl Slocum

The meeting was called to order at 7:00 P.M. with the Pledge of Allegiance and a moment of silence for the passing of the Undersheriff of Putnam County and in thanks to all first responders.

**MOTION** by Trustee Mersand to close the regular session and go into Executive Session to discuss litigation at 7:01 P.M. **SECONDED** by Trustee Slocum. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Slocum to close Executive Session and return to regular session at 7:20 P.M. **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: Introducing Local Law Amending Chapter 92 of the Village Code, Entitled "Vehicles and Traffic" by amending section 1 of Local Law 5 of 2014, by amending section 2 of Local Law 1 of 2005 by repealing the schedule in section 2 and substituting a new schedule, and by amending § 92-14.***

Trustee Peters moved the following resolution, seconded by Trustee Slocum, to introduce the following proposed local law, to be known as Proposed Local Law No. 7 of 2016, entitled "A Local Law Amending Chapter 92 of the Code of the Village of Pawling, entitled "Vehicles and Traffic", by amending section 1 of Local Law 5 of 2014, by amending section 2 of Local Law 1 of 2005 by repealing the schedule in section 2 and substituting a new schedule, and by amending § 92-14, and to set a date for the public hearing on the said local law:

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

**Section 1.** The legislative intent of this Local Law is to ease time limits for parking in the business districts to reflect the fact that the village has increased parking enforcement, and the sense of the board of trustees is that the new time limits for parking will be complied with, and the extension of the limits to three hours for parking will better accommodate businesses and customers whose business activities are not easily concluded in a two hour time frame, including but not limited to activities such as meetings, closings, and audits.

**Section 2.** Section 1 of Local Law 5 of 2014 is amended to provide 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 three (3) 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 of longer than three (3) 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 3.** The Schedule in Section 2 of Local Law 1 of 2005 is repealed and replaced with the following Schedule:

Street	Side	Time Limit/Hours	Location
Arch Street	South	3 hr. 7:00 A.M. – 7:00 P.M.	Entire Length
Broad Street	Both	3 hr. 7:00 A.M. – 7:00 P.M.	Entire length except 2 spaces described below
Broad Street	North	15 min. 7:00 A.M. – 7:00 P.M.	2 spaces in front of Post Office
Dutcher Avenue	East	3 hr. 7:00 A.M. – 7:00 P.M.	From south of M&T parking lot to Henry Street
East Main Street	South	3 hr. 7:00 A.M. – 7:00 P.M.	From Railroad crossing to Church
East Main Street	North	3 hr. 7:00 A.M. – 7:00 P.M.	From Memorial Avenue to DMV driveway
Memorial Avenue	East	3 hr. 7:00 A.M. – 7:00 P.M.	From East Main Street to Smith Street
Memorial Avenue	West	3 hr. 7:00 A.M. – 7:00 P.M.	From exit of Metro North parking to Charles Street

Union Street	North	3 hr. 7:00 A.M. – 7:00 P.M.	From Charles Colman Blvd. to Elm Street
West Main Street	South	3 hr. 7:00 A.M. – 7:00 P.M.	From Dutcher Avenue to exit of M&T Bank
West Main Street	North	3 hr. 7:00 A.M. – 7:00 P.M.	From Dutcher Avenue to Charles Colman Blvd.
Elm Street	East	15 min. 7:00 A.M. – 7:00 P.M.	From Broad Street to end of Post Office
Elm Street	West	3 hr. or Post Office worker with permit 7:00 A.M. – 7:00 P.M.	From Broad Street to edge 12 Elm Street
Fairway Drive	West	3 hr. 7:00 A.M. – 7:00 P.M.	125 feet from East Main Street
Charles Colman Blvd. northbound	East	Merchant Parking with permit or 2 hr. 7:00 A.M. – 7:00 P.M.	West Main Street to Broad Street
Charles Colman Blvd. southbound	West	3 hr. 7:00 A.M. – 7:00 P.M.	Union Street to 10 feet north of West Main Street
Charles Colman Blvd. southbound	East	3 hr. 7:00 A.M. – 7:00 P.M.	Union Street to 80 feet north of West Main Street

**Section 4.** § 92-14 “All-night parking” of Chapter 92 is amended as follows:

The parking of vehicles overnight is hereby prohibited on all streets within the village between the hours of 12:00 midnight and 7:00 a.m., beginning November 15 of each year and ending April 1 of the following year. Each instance of overnight parking shall constitute a separate offense and may be punishable as such.

**Section 5.** This local law shall take effect immediately upon filing with the New York State Department of State.

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

**WHEREAS**, Trustee Peters has introduced this proposed local law for the Village of Pawling, to be known as Village of Pawling Proposed Local Law No. 7 of 2016, entitled “Proposed Local Law No. 7 of 2016, entitled “A Local Law Amending Chapter 92 of the Code of the Village of Pawling, entitled “Vehicles and Traffic”, by amending section 1 of Local Law 5 of 2014, by amending section 2 of Local Law 1 of 2005 by repealing the schedule in section 2 and substituting a new schedule, and by amending § 92-14;”

**BE IT RESOLVED**, that a public hearing be held in relation to the proposed amendments 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 December 5, 2016, at 7 o’clock p.m., Prevailing Time, and that notice of said hearing 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 December 5, 2016, at 7 o'clock p.m., Prevaling Time on Proposed Local Law No. 7 of 2016, entitled "Proposed Local Law No. 7 of 2016, entitled "A Local Law Amending Chapter 92 of the Code of the Village of Pawling, entitled "Vehicles and Traffic", by amending section 1 of Local Law 5 of 2014, by amending section 2 of Local Law 1 of 2005 by repealing the schedule in section 2 and substituting a new schedule, and by amending § 92-14" to extend from 2 hours to three hours the permitted time that vehicles may be parked in the general business areas of the Village of Pawling; and

TAKE FURTHER NOTICE, that 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  
November 21, 2016  
Jennifer Osborn, Village Clerk

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

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

The resolution was adopted.

**MOTION** by Trustee Mersand to adopt the following resolution pertaining to the Highway Department. **SECONDED** by Trustee Peters.

**RESOLUTION DATED 11/21/16**

**WHEREAS** the Board of Trustees of The Village of Pawling unanimously passed on October 19, 2016 a resolution changing the pay for employees who are assigned to the highway department for the remainder of the 2016-2017 fiscal year, and

**WHEREAS** there were several small numerical errors contained in that resolution, and

**WHEREAS** The Board wants to have the correct figures stated, now

**BE IT SO RESOLVED** that the figure for the part-time employee working Mondays or the day garbage is collected will be paid \$ 17.33 per hour for the 5 hour day, and

**BE IT FURTHER RESOLVED** that the full time employees assigned to the highway department shall receive an increase of two dollars per hour (\$2), and

**BE IT FURTHER RESOLVED** that those full time employees who possess and maintain a COMMERCIAL DRIVERS LICENSE (CDL) shall receive an additional increase of \$.25per hour for the CDL (except for the Working Forman, [W.F.]), and

**BE IT FURTHER RESOLVED** that the W. F. shall receive an increase of \$500 in his yearly salary (from the date of this resolution to the end of the fiscal year), and

**BE IT FURTHER RESOLVED** the employee assigned to the highway department who shall be designated as SECOND IN CHARGE (S.I.C.) by the W.F. (and approved by the Trustees assigned to oversee the highway department) and shall have the responsibility of acting in place of the Working Forman when he is out, shall receive a stipend of \$ 2 per hour (\$16 per working day) for up to 20 days per year, and

**BE IT FURTHER RESOLVED** that the S.I.C. shall receive the total of three hundred twenty dollars (\$320 – calculated as \$ 16 per day times 20 days) in their paycheck on the last payday of the fiscal year.

There was no discussion; all were in favor and the resolution was adopted.

**MOTION** by Trustee Peters to approve the waiver of the penalty for Water Account No. 089 in the amount of \$10.95. **SECONDED** by Trustee Slocum. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Peters to approve the November 7, 2016 minutes. **SECONDED** by Trustee Mersand. 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 7:23 P.M. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

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Village Clerk