

DATE OF MEETING: December 7, 2020

PLACE OF MEETING: Village Hall, Pawling, New York

MEMBERS PRESENT: Mayor Robert Liffland  
Trustee Dan Peters  
Trustee Earl Slocum  
Trustee John Burweger  
Trustee Lauri Taylor

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

Trustee Peters went over the proposed 2021 Garbage Budget (see attached).

**MOTION** by Trustee Taylor to go into the Public Hearing on the proposed 2021 Garbage Budget at 7:01 P.M. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

Mr. Drew Montgomery, a resident of Quaker Hill Road, stated he was hoping the Village Board would think about using the town transfer station for the village garbage. He said he realized the Board could not do single stream but if they added a trailer and broke it up into multiple - collecting each separate area for the recycling - you could use the transfer station and save yourself a lot of miles. He said it was at least 10 miles a trip to Wingdale and 20 miles a trip going over to get rid of the recycles. Trustee Peters said they discussed using the transfer station and it means doing it twice. He said when it was done years ago they were hauling it a lot further. Trustee Peters said they were hauling a few trucks to Wingdale and they would dump it there in their box and then they would have to load their box and haul it to Wingdale. He said it just didn't seem cost effective. Mr. Montgomery asked if Trustee Peters was saying that the town brings theirs to Wingdale. Trustee Peters responded yes. Mr. Montgomery asked what about the recycling. Trustee Peters said the recycling all goes to the same place and what they did with it out there he didn't know - he said there was a time when they were bringing some of the stuff to Southeast but he didn't think they were doing that anymore. He said it all goes to the same place. Mr. Montgomery said it was the same place but they were not doing the single stream. Trustee Peters said the things they are separating are the cardboard and the bottles and the glass and the plastic... Mr. Montgomery said he assumed that the village was paying for every bit of recycling. Trustee Peters said the recycling was the same price no matter... Mr. Montgomery said it was not the same price - single stream versus separated. Trustee Peters said he was pretty sure it was but he would double check again where when they went out there it was XX amount of dollars per ton for the recycles, there was no.. Trustee Peters said he did ask the Welsh people about that and they said... Mr. Montgomery replied okay.

The Clerk asked if there was any public comment from the people on the conference call.

There were no comments.

**MOTION** by Trustee Peters to close the Public Hearing on the Garbage Budget and return to regular session at 7:04 P.M. **SECONDED** by Trustee Taylor. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Taylor to approve the 2021 Garbage Budget as presented. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

Kelly Liffland, Mayor Liffland's wife, said she was very proud of her husband who devoted 25 years to public service and always loved doing what he did at the village. She said obviously for somebody to do it for 25 years they would have to love it. Mrs. Liffland said her husband always put God first, family next and then his commitment as Mayor to the Village of Pawling third. She said all were very important to him and it was with deep sadness that he resigns as of 12/31/20 due to health issues that have made it difficult to serve the community in the manner and to the extent that the community deserves. She said he loves this community and loved being a part of the planning and growth of Pawling. She said he loved talking with people, local business owners and helping people. Mrs. Liffland said people felt comfortable talking with Rob and sharing their concerns or ideas pertaining to the village. She stated she had a few letters her husband would like her to read that some of the members of the community have submitted over the past few months.

Letters attached from:

Reverend John Palatucci  
Robert Carlson  
Shannon McKinney  
Adrian "Butch" Anderson  
Nancy Clark Tanner and  
Chip McElroy.

The Board discussed holding a workshop instead of a meeting on the 3<sup>rd</sup> Monday of the month.

**MOTION** by Trustee Peters to approve the release of the retainer in the amount of \$10,461.46 for the Charles Street waterline project. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Slocum to approve hiring Joe Berger (up to \$500) to inspect the Durkin property. **SECONDED** by Trustee Taylor. Mayor Liffland said they need to make sure that Mr. Berger has the credentials to complete the job. There was no further discussion; all were in favor and the motion carried.

**MOTION** by Trustee Peters to approve the Village Green and Public Assembly permit applications received from the Pardess Center for Jewish Life for a menorah and from the Knights of Columbus for a nativity display. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

Stacey Kurian, a village engineer from Chazen, gave an update on the Elm Street Sidewalk project. She said there was approximately \$20,000 - \$25,000 left over in the budget to cover a small portion of Charles Colman Boulevard depending on what the Board would like to do.

**MOTION** by Trustee Burweger to approve the water restrictions (see attached). **SECONDED** by Trustee Slocum. There was no discussion; all were in favor and the motion carried.

There was discussion on work that needs to be done on the old water line on Charles/Smith Street.

**MOTION** by Trustee Slocum to approve the work on the old water line on Charles/Smith Street. **SECONDED** by Trustee Taylor. Trustee Peters asked how much time it would be. Mr. Stone, a village engineer from Chazen, said it would take about a ½ day for the village crew and equipment at each location. There was no further discussion; all were in favor and the motion carried.

**MOTION** by Trustee Peters to approve payment of the November bills in the amount of \$205,829.83. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Burweger to approve payment of the prepaids from November 23, 2020 in the amount of \$1,964.16. **SECONDED** by Trustee Taylor. There was no discussion; all were in favor and the motion carried.

Mayor Liffland thanked the Clerk for all the work she did on the election. The Board concurred.

**MOTION** by Trustee Peters to close the meeting at 7:34 P.M. and go into Public Comment. **SECONDED** by Trustee Taylor. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Taylor to reopen the regular session at 7:35 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

The Clerk announced that the results of the Village Consolidation vote were:

593	No
84	Yes.

**MOTION** by Trustee Taylor to close the meeting at 7:37 P.M. and go into Public Comment. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Taylor to reopen regular session and go into Executive Session to discuss personnel matters, litigation and Special counsel's investigation at 7:38 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Taylor to close Executive Session and return to regular session at 8:18 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

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

**WHEREAS**, the Village of Pawling (the "Village") has received bills from private contractors in the amount of \$19,219.36 for water main work performed in front of 140 and 146 East Main Street in the Village (the "Properties");

**WHEREAS**, Village employees also performed water main work in front of the Properties;

**WHEREAS**, on or about July 23, 2020 the Village retained Kerry A. Lawrence, Esq., Calhoun & Lawrence, LLP. to conduct an independent investigation to determine, amongst

other things, the validity of the expenditures of money and property incurred in connection with the aforementioned water main work;

**WHEREAS**, on or about December 7, 2020 Attorney Lawrence presented the non-conflicted members of the Board of Trustees of the Village with a copy of the confidential independent investigation report; and

**NOW, THEREFORE, BE IT RESOLVED** that in accordance with New York Village Law §4-412 (12) all of the Trustees who vote in favor of this resolution shall be deemed to dissent from the expenditure of money or property of the Village in connection with the water main work that was performed in front of the Properties and such dissent shall be entered in the minutes of this meeting;

**BE IT FURTHER RESOLVED** that Calhoun & Lawrence, LLP. be retained to demand that Mayor Robert Liffland a) reimburse the Village for all expenditures of money and property incurred in connection with the water main work performed at the Properties including, but not limited to the fair value of the work performed by Village employees and the costs of the independent investigation, and b) to pay all bills received by the Village from outside contractors for the work performed at the Properties and in the event he fails to do so to initiate legal action against Mayor Liffland for same;

**BE IT FURTHER RESOLVED** that in accordance with New York Village Law §4-412 (12) all of the Trustees who vote in favor of this resolution shall be deemed to have filed a request with the Village Clerk for the bringing of the aforementioned legal action; and

**BE IT FURTHER RESOLVED** that any Trustee is authorized to execute all documents necessary to effectuate this resolution.

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

Mayor Robert Liffland	Absent **
Trustee Daniel Peters	Aye
Trustee John Burweger	Aye
Trustee Lauri Taylor	Aye
Trustee Earl Slocum	Aye.

The resolution was thereby adopted.

**MOTION** by Trustee Taylor to close the meeting at 8:27 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

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Village Clerk

\*\* Mayor left the meeting before the executive session and was not present during the reading or vote on this resolution

# 2021 Tentative Garbage Budget

Public Hearing  
12/7/2020

	1/2019-12/2019 Expenditures	1/2020-12/2020 Budget	1/1/20-10/20/20 Expenditures	1/2021-12/2021 Preliminary Budget
Personnel Services	60,363	62,444	55,272 (21 of 26 P/Rs)	69,990
Social Security	3,722	3,872	3,407	4,340
Medicare	871	906	797	1,015
Retirement	9,028	9,216	9,691 (estimate)	11,092
Contingency	—	5,000	—	5,000
Truck Repair	14,489	19,900	5,300	15,500
Tipping Fees	69,843	78,750	66,709	80,258
Recycling	5,990	7,800	6,931	8,818
Administration	1,500 Rent 1,075 Other	1,500 Rent 2,400 Other 5,000 Software	1,500 Rent 1,307 Other 5,050 Software	1,500 Rent 1,600 Other 1,200 Software
Maintenance	3,730	6,600	5,326	6,400
Fuel	4,500	4,500	-----	4,500
BAN Principal	11,600	11,600	11,600	11,600
BAN Interest	695	579	579	174
<b>TOTAL</b>	187,406	\$220,067 -16,178 fund bal \$203,889 ÷ 931 = <b>\$219.00/unit</b>	173,469 10-month total	222,987 ÷ 933 = <b>\$239.00/unit</b>

## STATUS

The Summer and Fall of 2020 have brought many challenges to Pawling and its quest to solve its water supply shortages. This information sheet explains what has occurred and the current Emergency Status of your water supply system.

- In the late summer and early fall, the Village’s seven wells experienced a decrease in yield causing the Village to truck in water to maintain enough distribution storage volume.
- The Village prepared an Emergency Response Plan, endorsed by the Dutchess County Department of Behavioral and Community Health (DCDBCH), which identified the Umscheid wells as an emergency source of supply.
- The Village requested and received Environmental Facilities Funding to permit and use the Umscheid wells.
- On October 23<sup>rd</sup>, the Village and DCDBCH entered a consent order that required the Village to augment its sources of supply.
- On October 23<sup>rd</sup>, the Village declared a Water Supply Emergency and commenced procurement of equipment to connect one of the Umscheid wells to the Baxter Green Treatment Plant.
- On November 6<sup>th</sup>, water started flowing from Umscheid Well #2 into the public water supply system.

## CONDITIONS OF EMERGENCY APPROVAL AND THE CONSENT ORDER

- Pawling **MUST** find additional sources of supply.
- Pawling **MUST** continue to seek permit(s) from New York State Department of Environmental Conservation.
- **Pawling MUST and will enforce Mandatory Restrictions in water use to conserve its sources of supply.**

**The Village is now in a Stage III Emergency and all restrictions below are Mandatory:**

RESTRICTION STAGE	STAGE TRIGGER(S)	RESTRICTIONS
I	Source Capability less than 2x average daily flow but more than 1.51x average daily flow	All users required to fix leaks
		No vehicle or street washing
		Grass and shrub watering only allowed between 9:00 pm-10:00 pm
		Non-residential users to develop and submit consumption reduction plans for 15%, 20% and 25% reduction in use
II	Source Capability less than 1.5x average daily flow but more than 1.26x average daily flow	All of Phase 1 restrictions
		No users may fill pools from Public Water Supply
		No outside watering of lawn or shrubs EXCEPT plants in hand-held container
		Non-residential users reduce use by 15% or 20% as determined by Village Board
III	Source Capability less than 1.25x average daily flow	All of Phase II restrictions
		Non-residential users shall reduce use by 25%

# Pawling Water Emergency Status December 2020

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## Things you can do to help conserve drinking water:

### IN THE SHOWER

**Shower Head Installation Savings:** Hot showers cost you money, both for the water and the energy you use to heat the water. A high-quality showerhead will save water while delivering an increased shower force.

### AT THE FAUCET

**Savings:** Save hot and cold water at kitchen and bathroom sinks. A high-quality aerator will save you water and still deliver a forceful spray for all your washing needs.

### LOOK FOR LEAKS

**Savings:** Dripping faucets and running toilets are more than a nuisance. They waste water and cost you money. If the water is hot, it is costing you for the water and the energy to heat the water.

Other water leaks are less noticeable. If your water bill increases for no apparent reason, chances are there is a leak somewhere. Finding and fixing household leaks is easy and inexpensive. A few simple steps can detect leaks anywhere in your home:

- Step 1** Locate your water meter.
- Step 2** Turn off all water, inside and outside.
- Step 3** Read your meter and write down the figures.
- Step 4** Wait 15 or 20 minutes and read the meter again.
- Step 5** If the figures have changed; you have a leak somewhere. Your next step is to find it!

### START WITH THE TOLIET

Toilets are the most common source of leaks. Here is how to find them:

- Step 1** Put a dye tablet or several drops of food coloring in the toilet tank. Wait 15 minutes. If color appears in the bowl, you have a leak. The flush ball might need to be replaced.
- Step 2** If the flush valve ball is not worn, check to see whether it fits into the flush valve snugly. If this valve is corroded, clean it. If the ball does not seat properly, straighten the guidewire and make sure that it is not catching on anything. New toilets have a chain and "Flapper" instead of the guidewire and flush valve ball. Make sure the Flapper seats properly.
- Step 3** Sprinkle a small amount of talcum powder on top of the water in the tank. If this powder moves toward the overflow tube, you probably have an overflow leak. Gently bend the float arm down to shut off valve before water spills into the tube. If necessary, replace float valve.
- Step 4** If your toilet whistles, whines or will not shut off after adjusting the float ball, you may need a new ball cock assembly.

### WHEN TO CALL AN EXPERT

If your meter indicates a leak and you can't find it, or if you are reluctant to tackle the repairs, call a licensed plumber.

