

MICHAEL S. CAZZARI
Town Supervisor

ROBERT F. SCHANIL, JR.
Town Councilman
Deputy Supervisor

STEPHEN J. BARANOWSKI
Town Councilman
FRANK D. LOMBARDI
Town Councilman
SUZANNE MC DONOUGH
Town Councilwoman

TOWN OF CARMEL
TOWN HALL



60 McAlpin Avenue
Mahopac, New York 10541
Tel. (845) 628-1500 • Fax (845) 628-6836
www.ci.carmel.ny.us

ANN SPOFFORD
Town Clerk

KATHLEEN KRAUS
Receiver of Taxes

MICHAEL SIMONE
Superintendent of Highways
Tel. (845) 628-7474

TOWN BOARD VOTING MEETING/WORK SESSION
Wednesday, August 16, 2023 7:00pm

PLEDGE OF ALLEGIANCE - MOMENT OF SILENCE

- **Roll Call Attendance**
- **Public Comments on Town Related Business (Five (5) Minutes Maximum for Town Residents, Property Owners & Business Owners Only)**

Town Board Voting Meeting:

- **Accept Town Board Minutes July 5, and August 2, 2023**

1. Res: Making Appointment of Administrative Sergeant Town of Carmel Police Department
2. Res: Making Appointment of Sergeant in Town of Carmel Police Department
3. Res: Making Appointment of Detective in Town of Carmel Police Department
4. Res: Accepting Town Roads and Accepting Responsibility for Future Ownership Maintenance and Repair of Roads
5. Res: Authorizing Waiver of Site Plan Bond and Substitution of Performance Guarantee – New York City Department of Environmental Protection West Branch Reservoir Auxiliary Dam Slope Improvement Project Tax Map #65.-1-5
6. Res: Awarding of Bid Carmel Sewer Districts #1, #1Ext.3, #2, #3, #4, #5, #6, #7, and #8 – Contract C291
7. Res: Acknowledging Emergency Repairs Carmel Water and Sewer Districts
8. Res: Waiving the Notice Requirement in Section 64 of the New York State ABC Law with Respect to a Liquor License for Dana’s Diner, LLC, d/b/a Dana’s Diner
9. Res: Authorizing Attendance at Seminar
10. Res: In Support of “New York Citizens Audit” Requesting an Audit of the New York State 2022 General Election
11. Res: Authorizing Award of Contract for Purchase of Bulk Diesel Fuel Town of Carmel Highway Department
12. Res: Scheduling Public Hearing on a Proposed Local Law Amending Chapter 111 of the Town Code Entitled, “Peddling and Soliciting” (9/20/2023)
13. Res: Authorizing Entry into Agreement for Engineering Services

- **Town Board Comments**
- **Motion to Close Voting Meeting**
- **Motion to Open Work Session**

Town Board Work Session:

1. Richard Franzetti, PE, Town Engineer – Consider Request to Acknowledge Emergency Repairs CSD#4
2. Supervisor Cazzari-Consider Request to Declare Old Equipment Obsolete and Authorize Disposal; and Consider Request to Authorize Purchase of Truck
3. Michael Simone, Highway Superintendent-Consider Request to Advertise for Fall Bids

- **Motion to Move into Executive Session**

Executive Session:

1. Personnel – Board Vacancies
 - **Motion to Adjourn Meeting**

RESOLUTION #1

RESOLUTION MAKING PROBATIONARY PROMOTIONAL APPOINTMENT OF ADMINISTRATIVE SERGEANT -TOWN OF CARMEL POLICE DEPARTMENT

RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of the Police Department hereby appoints Sergeant Laura Whitten to the position of Administrative Sergeant, effective September 1, 2023, on a promotional probationary basis subject to the provisions of Civil Service Law and the Civil Service Rules and Regulations.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #2

RESOLUTION MAKING PROBATIONARY PROMOTIONAL APPOINTMENT OF SERGEANT -TOWN OF CARMEL POLICE DEPARTMENT

RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of the Police Department hereby appoints Police Officer Erin Macom to the position of Sergeant, effective September 1, 2023, on a promotional probationary basis subject to the provisions of Civil Service Law and the Civil Service Rules and Regulations.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #3

RESOLUTION MAKING PROBATIONARY PROMOTIONAL APPOINTMENT OF DETECTIVE -TOWN OF CARMEL POLICE DEPARTMENT

RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of the Police Department hereby appoints Police Officer Devon Sanborn to the position of Detective, effective immediately, on a promotional probationary basis subject to the provisions of Civil Service Law and the Civil Service Rules and Regulations.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	NO
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #4

**RESOLUTION ACCEPTING TOWN ROADS
AND ACCEPTING RESPONSIBILITY FOR FUTURE
OWNERSHIP MAINTENANCE AND REPAIR OF ROADS**

RESOLVED, that the Town Board of the Town of Carmel, acting upon the request of Town of Carmel Superintendent of Highways Michael J. Simone, hereby resolves and acknowledges that certain roads and/or portions of certain roads located within the Town of Carmel, which may be or appear to be private, have actually been used as public highways within the Town of Carmel for a period of ten (10) years or more; and

BE IT FURTHER RESOLVED, that said roads and/or portions thereof, a schedule and description of which are attached hereto and made a part hereof, are, at the request of the Highway Superintendent, now hereby accepted as Town roads from this point forward; and

BE IT FURTHER RESOLVED, that the Town of Carmel hereby accepts full responsibility for the performance of maintenance and repair in perpetuity of the listed roads and/or portions thereof, which are referenced in the attached schedule; and

BE IT FURTHER RESOLVED, that the Town of Carmel hereby accepts full legal responsibility in perpetuity for the listed roads and/or portions thereof, which are referenced in the attached schedule; and

BE IT FURTHER RESOLVED, that upon passage of this resolution, a certified copy of same may be transmitted by the Superintendent of Highways to the New York State Department of Transportation.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

ROAD NAME	START	END
Ann Rd	Harkin Rd	N Cul de Sac
Blossom La	Cul de Sac	Blossom La
Buckshollow Rd Spur	Buckshollow Rd	US 6
Cherry La	End	US 6
Cole Dr	Dead End	Croton Falls Rd
Hatfield Rd	Hatfield Rd	Mandy Ln
Hemlock Ter	Dead End	Hemlock Ter
Indian Ave	Indian Ave	Mary Ave
Indian Hill Rd	NY 6N	Dead End
Kelly Ridge Rd	END	Kelly Ridge Rd
Muscoot Rd E	Muscoot Rd S	End
Northview La	W'Chester C/L	Northview La
Underhill Rd	Underhill Rd	End
Vista Ter N	Vista Ter	End
Vista Ter S	Rockledge Pl	End

RESOLUTION #5

RESOLUTION AUTHORIZING WAIVER OF SITE PLAN BOND AND SUBSTITUTION OF PERFORMANCE GUARANTEE NEW YORK CITY DEPARTMENT OF ENVIRONMENTAL PROTECTION WEST BRANCH RESERVOIR AUXILIARY DAM SLOPE IMPROVEMENT PROJECT TAX MAP #65.-1-5

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the substitution of the performance guarantee and undertaking from the New York City Department of Environmental Protection General Counsel Elissa Stein Cushman dated June 22, 2023 attached hereto, in lieu of the posting of a performance bond as required under Town Code 156-61(J) for the project known as the West Branch Reservoir Auxiliary Dam Slope Improvement Project located on the property designated as Town of Carmel Tax Map #65.-1-5.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___



Environmental Protection

Rohit T. Aggarwala
Commissioner

Elissa Stein Cushman
General Counsel/ Deputy
Commissioner
Bureau of Legal Affairs

59-17 Junction Blvd.
Flushing, NY 11373

Tel. (718) 595-6711
Fax (718) 595-6543
ecushman@dep.nyc.gov

June 22, 2023

Hon. Michael Cazzari
Town of Carmel Supervisor
Carmel Town Hall
60 McAlpin Avenue
Mahopac, NY 10541

Town Board of the Town of Carmel
Carmel Town Hall
60 McAlpin Avenue
Mahopac, NY 10541

Town of Carmel Planning Board
Carmel Town Hall
60 McAlpin Avenue
Mahopac, NY 10541

Attention: Rose Trombetta, Secretary to the Planning Board

**Re: CRO-534: West Branch Reservoir Auxiliary Dam (Putnam County)
Slope Improvement Project**

New York City Department of Environmental Protection
Bureau of Engineering, Design and Construction
Plan Application – Bond Waiver

Dear Honorable Michael Cazzari, Town Board and Planning Board Members of the Town of Carmel:

The New York City Department of Environmental Protection ("DEP") has previously submitted the Site Plan application to the Town of Carmel Planning Board on July 27, 2022, for the West Branch Auxiliary Dam Slope Improvement project. Site improvements include but are not limited to: placing selected fill to flatten the downstream slope of the dam, installing a seepage drain at the new toe of slope, installing slope monitoring instrumentation, resurfacing the site access road, replacing guide railing, install a curb and closed drainage system (catch basins and piping) and reconstructing US Route 6 within the limits of the dam crest. All site improvements have been developed in accordance with the Town of Carmel's regulations and will be consistent with the Final Site Plan Approval, when it is granted by the Town of Carmel's Planning Board.

deax/email: Supr
T Board
Anne P.
Rose T.
PB Chair
Town Attorney
PB Attorney
Engineer
file: NYC Dep
7/18 (J.T.)



DEP understands that in accordance with the requirements of Town Code of Carmel §156-61.J - *Site Plan Approval*, a performance bond will be required to ensure completion of all improvements. DEP respectfully requests a waiver from the requirement of a performance bond for the referenced project. Please accept this letter in lieu of the aforementioned bond as DEP's guarantee that all of the conditions of the Final Site Plan Approval will be strictly adhered to and satisfied. DEP requires a performance bond from the selected contractor as a guarantee to DEP that all work will be completed as approved, including all site restoration work. This requirement is also included in the scope of work, which is incorporated by reference into the construction contract.

DEP hereby warrants, represents, and guarantees that it will perform and satisfy all conditions of the Final Site Plan Approval to be granted by the Town of Carmel's Planning Board for the West Branch Auxiliary Dam Slope Improvement project. This guarantee is made by DEP in lieu of placing a bond with the Town of Carmel. It is the intent of this document that DEP shall be fully responsible for satisfying the aforementioned conditions. This guarantee shall not expire without the express written consent of the Town of Carmel.

Should there be any additional questions, please contact Paul Costa (Portfolio Manager) at 917-690-3039 or via email Pcosta@dep.nyc.gov.

Sincerely,

Elissa Stein Cushman

Elissa Stein Cushman
General Counsel

cc: Paul Costa, P.E, Portfolio Manager, BEDC
Linda Singh, Deputy Portfolio Manager, BEDC
Mark Klein, P.E., Director of PMO, BEDC
Philip Simmons, BEPA
Craig Paepre, Planning Board Chairman
Gregory Folchetti, Town Attorney
Joseph Charbonneau, Planning Board Attorney
Erik LeClair, Project Manager, CDM Smith

RESOLUTION #6

**RESOLUTION AUTHORIZING AWARD OF BID CARMEL
SEWER DISTRICTS #1, #1 Ext. 3, #2, #3, #4, #5, #6, #7 AND #8
CONTRACT C291**

WHEREAS the Town Board of the Town of Carmel has previously authorized advertisement for the solicitation of bids for sewer jetting and pump station vactoring within the sewer districts within the Town of Carmel; and

WHEREAS such bids were received and opened on July 20, 2023;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of the various Sewer Districts within the Town of Carmel, and upon the recommendation of Richard Franzetti, P.E. Town Engineer, hereby awards the aforesaid bid for sewer jetting to TAM Enterprises, Goshen, NY for years 2024 and 2025 at annual costs of \$98,300.00 and \$100,100.00 respectively; and

BE IT FURTHER RESOLVED, that said bid contract shall also contain a two (2) one-year unilateral renewal options in favor of the Town of Carmel for years 2026 and 2027 at annual costs of \$101,900.00 and \$103,700.00, respectively; and

BE IT FURTHER RESOLVED that upon review of insurance certificates in form acceptable to Town Counsel, Town Supervisor Michael Cazzari is hereby authorized to execute any other and further documentation necessary to accept such bid and contract for said jetting services; and

BE IT FURTHER RESOLVED, that the cost of said jetting services shall be allocated proportionately among the respective sewer districts of the Town of Carmel; and

BE IT FURTHER RESOLVED, that the hat the Town Board of the Town of Carmel, acting as Commissioners of the various Sewer Districts within the Town of Carmel, and upon the recommendation of Richard Franzetti, P.E. Town Engineer, hereby rejects all bids received for pump station vactoring services.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #7

**RESOLUTION ACKNOWLEDGING EMERGENCY REPAIRS
CARMEL WATER AND SEWER DISTRICTS**

RESOLVED, the Town Board of the Town of Carmel, acting as Commissioners of the various water and sewer districts of the Town of Carmel, hereby acknowledges the emergency performance of water and sewer district collection system/distribution system and treatment facilities repairs as fully detailed in the memorandum of Town Engineer Richard J. Franzetti, P.E. to the Town Board dated July 20, 2023, as attached hereto and made a part thereof.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

Richard J. Franzetti, P.E.
Town Engineer



(845) 628-1500
(845) 628-2087
Fax (845) 628-7085

Office of the Town Engineer
60 McAlpin Avenue
Mahopac, New York 10541

MEMORANDUM

To: Carmel Town Board

From: Richard J. Franzetti P.E. Town Engineer 

Date: July 20, 2023

Re: Emergency Repairs/Services

This memorandum is being presented to the Town Board to advise the Board of emergency invoices that were submitted for payment/authorization to proceed in excess of \$10,000.00 for services rendered. The following provides a brief a summary of the work that was performed.

- Carmel Sewer District 4

On June 27, 2023 Inframark, the operators for CSD4, notified the Engineering Department that the Supervisory Control and Data Acquisition (SCADA) computer interface controlling the function of the continuous microfiltration (CMF) building has been repeatedly freezing and crashing. Per Inframark if the computer completely fails then the facility will have to be bypassed. This would cause the plant to be in violation of the State Pollution Discharge Elimination System (SPDES) permit.

This type of software/SCADA is highly specific and varies from each individual plant. Due to the age of the system the controller is not under warranty and a replacement in kind is no longer available. This Department therefore considers this particular manufacturer to be a sole source.

Attached please find a proposal for the replacement which includes the cost for the materials and installation by the manufacturer. The replacement cost is \$13,251.00

As an FYI these projects were completed as a Regulatory Upgrade and were financed through NYS EFC by the New York City Department of Environment Protection (NYCDEP) and the NYCDEP has approved this purchase and will reimburse the Town accordingly.

TOWN OF CARMEL
ENGINEERING
REQUEST FOR PURCHASE OR REPAIR

District: CSD 4 CMF

Inframark, LLC
2 Renwick Street
Newburgh, NY 12550
United States

T: +1 845 228 0460
www.inframark.com

Date of Request: 6-27-23

Asset ID #: 4065

Quote Expires: 7-26-23

Item requested: SCADA Computer Upgrade – **Emergency Request**

Purpose of item: Controls all the functions of the CMF building, including operating all the control valves. Since it crashed last Thursday, it has been running, however the computer interface itself has been freezing daily making system resets necessary far too frequently. As we saw last week, if the computer decides to quit completely, we'll be forced to bypass the CMF units and submit further NY Alerts/Non-Comp. This type of software/SCADA controls work is highly specific to each individual plant and Chuck Cuyulis has demonstrated the most knowledge of our systems to date.

Estimated age of equipment to be replaced / repaired: Approx. 15 years

Estimated life expectancy of new equipment / repair: Approx. 10 years

Labor cost for installation and/or repair: Included in quote.

Vendor #1:	Water Solution Supply, LLC	Cost: \$13,251.00
Vendor #2:		Cost:
Vendor #3:		Cost:

Water Solution Supply, LLC

PO Box 4269
Wayne, NJ 07474

Proposal

Proposal Date: 6/26/2023
Proposal #: CS230626
FOB: Destination
Terms: See Below

Bill To:

Town of Carmel
Sewer and Water Districts
60 McAlpin Ave
Mahopac, NY 10541

Description	Total
<p>SCADA Computer upgrade at Carmel Sewer District 4 WWTP Includes:</p> <ol style="list-style-type: none"> 1) On site visit to review current machine, confirm licensing is available and review for other software that may be needed 2) Configure the new machine to get the system prepared for installing SCADA, and Rockwell RSLogix software. 3) Install Wonderware version appropriate to the license you have (I believe it is 2021r2, need to confirm this) 4) Install Rockwell RSLogix software as required to work with Wonderware and the plant systems 5) Copy projects and programming files from backup to appropriate locations on new machine 6) Get Wonderware SCADA project working 7) Deliver and install new machine on site at Carmel 4. Test and troubleshoot. (2 Engineers on site) 8) Another day on site to address any issues that have occurred and for other support <p>SCADA Computer Hardware:</p> <ol style="list-style-type: none"> 1) Hewlett Packard Z2 G5 Workstation computer with: Intel Core i5 Hexa-core (6 Core) i5-10500 10th Gen 3.10 GHz, 16 GB DDR4 SDRAM RAM, 512 GB SSD, Windows 11 Pro 2) Hewlett Packard V24v G5 23.8" Full HD LCD Monitor 3) Cables <p>Computer systems at this time are in very tight supply. This particular machine may not be available at the time of order.</p> <p>This proposal is based on information and conditions known at the time of quotation. We reserve the right to revise this proposal through change orders(s) should conditions vary significantly from those known at the time of quotation and require additional work or materials. Quote is valid for 30 days from date of this proposal. Delivery: 1~2 weeks after notice to proceed Payment Terms: 50% with purchase order, balance invoiced on delivery of parts (30 day terms on invoices)</p>	13,251.00T

Total

Subject to Water Solution Supply, LLC Terms and Conditions

Water Solution Supply, LLC

PO Box 4269
Wayne, NJ 07474

Proposal

Proposal Date: 6/26/2023
Proposal #: CS230626
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Terms: See Below

Bill To:

Town of Carmel
Sewer and Water Districts
60 McAlpin Ave
Mahopac, NY 10541

Description	Total
<p>Notwithstanding any liabilities or responsibilities it has assumed hereunder, Water Solution Supply, LLC shall in no event be responsible to Buyer or any third party in contract or in tort, or otherwise, for loss or damage sustained as a result of the operation of the equipment, loss of use, expenses involved in loss of capital claims or Buyer's or Owner's loss of profit or revenues, or any other indirect, incidental, special or consequential loss or damage, whether arising from defects, delay, or any other cause whatsoever. WSS hereby disclaims all representations and warranties with respect to the goods, whether express, implied or statutory (except as to title) including, without limitation, warranties of merchantability, fitness for a particular purpose, non-infringement and other implied warranties under any applicable laws, rules or regulations.</p>	0.00
Exempt from Sales Tax	
Total	\$13,251.00

Subject to Water Solution Supply, LLC Terms and Conditions

Esteves, Donna

From: Ostapyshyn, Dmitriy <DOstapyshyn@dep.nyc.gov>
Sent: Friday, July 7, 2023 9:02 AM
To: Esteves, Donna
Cc: Franzetti, Richard
Subject: RE: Microfiltration Approval Requests for CMF2 & CMF4

Donna,

Are the UV bulbs for the main unit or the backup unit?

SCADA for CMF4 is approved.

Thank You,
Dmitriy

Dmitriy Ostapyshyn, ENV SP | Project Manager | NYC Environmental Protection
Bureau of Water Supply, Watershed Lands & Community Planning
(O) 845 340-7299 | dostapyshyn@dep.nyc.gov

From: Esteves, Donna <de@ci.carmel.ny.us>
Sent: Tuesday, June 27, 2023 10:32 AM
To: Ostapyshyn, Dmitriy <DOstapyshyn@dep.nyc.gov>
Cc: Franzetti, Richard <rjf@ci.carmel.ny.us>
Subject: [EXTERNAL] Microfiltration Approval Requests for CMF2 & CMF4

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. Report suspected phishing emails with the Phish Alert Button or forward them to phish@oti.nyc.gov as an attachment.

Good Morning Dmitriy,

Please see attached requests for your approval.

Regards,

Donna Esteves

Town of Carmel ~ Engineering Department
60 Mc Alpin Ave
Mahopac, NY 10541
845-628-1500 ext. 184

TOWN OF CARMEL
ENGINEERING
REQUEST FOR PURCHASE OR REPAIR
District: CSD 4 CMF

Inframark, LLC
2 Renwick Street
Newburgh, NY 12550
United States

T: +1 845 228 0460
www.Inframark.com

Date of Request: 6-27-23

Asset ID #: 4065

Quote Expires: 7-26-23

Item requested: SCADA Computer Upgrade – **Emergency Request**

Purpose of item: Controls all the functions of the CMF building, including operating all the control valves. Since it crashed last Thursday, it has been running, however the computer interface itself has been freezing daily making system resets necessary far too frequently. As we saw last week, if the computer decides to quit completely, we'll be forced to bypass the CMF units and submit further NY Alerts/Non-Comp. This type of software/SCADA controls work is highly specific to each individual plant and Chuck Cuyulis has demonstrated the most knowledge of our systems to date.

Estimated age of equipment to be replaced / repaired: Approx. 15 years

Estimated life expectancy of new equipment / repair: Approx. 10 years

Labor cost for installation and/or repair: Included in quote.

Vendor #1:	Water Solution Supply, LLC	Cost: \$13,251.00
Vendor #2:		Cost:
Vendor #3:		Cost:

EXHIBIT "B"

**Emergency Justification Form
Town of Carmel Procurement Policy**

Procurement Policy, Section VI: Emergency Procurement

Subdivision (4) of General Municipal Law §103 sets forth an exception to purchasing and bidding requirements for emergency situations

Department: Engineering

Vendor name: Water Solution Supply

Nature of emergency: CMF4 SCADA Computer Replacement

Estimated cost: See attached

There are three basic statutory criteria to be met in order to fall within the emergency purchase exception. State the basis for identifying an emergency purchase or service, check any that apply:

- The situation arose out of an accident or unforeseen occurrence or condition.
- Public buildings, public property, or the life, health, safety or property of the political sub-division's residents were affected.
- The situation required immediate action, which could not await competitive bidding.

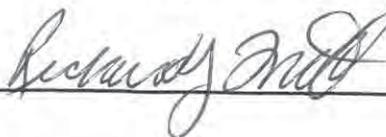
The emergency purchases or services exceeded **\$10,000** and will be submitted to the Town Board for presentation at a Town Board Meeting to acknowledge said emergency. A Town Board Resolution should be passed acknowledging the same.

Other (provide explanation):

Purchasing Agent's signature for approval:



Department Head's signature for approval:



Esteves, Donna

From: Geertsema, Jack <Jack.Geertsema@inframark.com>
Sent: Monday, June 26, 2023 4:12 PM
To: Franzetti, Richard; Esteves, Donna
Cc: Boyd, Diane; Batz, Michael; Harris, Carrie; Dursee, Kristoffer; Dries, Gabriel
Subject: Carmel Sewer District #4 - CMF Scada Computer
Attachments: CSD4 Scada Computer.pdf

Importance: High

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Afternoon,

Attached is the quote I received from Charles Cuyulis regarding the CSD4 CMF Scada computer replacement. As noted in our communications last week, CSD4 is in desperate need of replacement for its Scada controls computer. Since Chuck was on-site this past Thursday our CMF system has been running, however the computer interface itself has been freezing daily making system resets necessary far too frequently.

As we saw last week, if this computer decides to quit completely we'll be forced to bypass the CMF units and submit further NY Alerts/Non-Comp. I believe this should be submitted for emergency PO asap to avoid these type scenarios. This type of software/Scada controls work seems to be highly specific to each individual plant and Chuck has demonstrated the most knowledge of our systems to date. I do not believe a typical three-quote type submittal is feasible in a scenario like this considering our level of risk associated and lack of qualified individuals to do so.

Jack Geertsema | Operations Supervisor



Carmel, New York | Water & Wastewater
(M) 845-667-2752 | www.inframark.com

Water Solution Supply, LLC

PO Box 4269
Wayne, NJ 07474

Proposal

Proposal Date: 6/26/2023

Proposal #: CS230626

FOB: Destination

Terms: See Below

Bill To:

Town of Carmel
Sewer and Water Districts
60 McAlpin Ave
Mahopac, NY 10541

Description	Total
<p>SCADA Computer upgrade at Carmel Sewer District 4 WWTP Includes:</p> <ol style="list-style-type: none"> 1) On site visit to review current machine, confirm licensing is available and review for other software that may be needed 2) Configure the new machine to get the system prepared for installing SCADA, and Rockwell RSLogix software. 3) Install Wonderware version appropriate to the license you have (I believe it is 2021r2, need to confirm this) 4) Install Rockwell RSLogix software as required to work with Wonderware and the plant systems 5) Copy projects and programming files from backup to appropriate locations on new machine 6) Get Wonderware SCADA project working 7) Deliver and install new machine on site at Carmel 4. Test and troubleshoot. (2 Engineers on site) 8) Another day on site to address any issues that have occurred and for other support <p>SCADA Computer Hardware:</p> <ol style="list-style-type: none"> 1) Hewlett Packard Z2 G5 Workstation computer with: Intel Core i5 Hexa-core (6 Core) i5-10500 10th Gen 3.10 GHz, 16 GB DDR4 SDRAM RAM, 512 GB SSD, Windows 11 Pro 2) Hewlett Packard V24v G5 23.8" Full HD LCD Monitor 3) Cables <p>Computer systems at this time are in very tight supply. This particular machine may not be available at the time of order.</p> <p>This proposal is based on information and conditions known at the time of quotation. We reserve the right to revise this proposal through change orders(s) should conditions vary significantly from those known at the time of quotation and require additional work or materials. Quote is valid for 30 days from date of this proposal. Delivery: 1~2 weeks after notice to proceed Payment Terms: 50% with purchase order, balance invoiced on delivery of parts (30 day terms on invoices)</p>	<p>13,251.00T</p>
<p><u>Subject to Water Solution Supply, LLC Terms and Conditions</u></p>	<p>Total</p>

Water Solution Supply, LLC

PO Box 4269
Wayne, NJ 07474

Proposal

Proposal Date: 6/26/2023

Proposal #: CS230626

FOB: Destination

Terms: See Below

Bill To:

Town of Carmel
Sewer and Water Districts
60 McAlpin Ave
Mahopac, NY 10541

Description	Total
<p>Notwithstanding any liabilities or responsibilities it has assumed hereunder, Water Solution Supply, LLC shall in no event be responsible to Buyer or any third party in contract or in tort, or otherwise, for loss or damage sustained as a result of the operation of the equipment, loss of use, expenses involved in loss of capital claims or Buyer's or Owner's loss of profit or revenues, or any other indirect, incidental, special or consequential loss or damage, whether arising from defects, delay, or any other cause whatsoever. WSS hereby disclaims all representations and warranties with respect to the goods, whether express, implied or statutory (except as to title) including, without limitation, warranties of merchantability, fitness for a particular purpose, non-infringement and other implied warranties under any applicable laws, rules or regulations.</p>	0.00
Exempt from Sales Tax	
Total	\$13,251.00

Subject to Water Solution Supply, LLC Terms and Conditions

From: [Esteves, Donna](#)
To: [Franzetti, Richard](#)
Subject: Micro4 SCADA Computer Emergency Upgrade
Date: Thursday, July 13, 2023 10:27:04 AM
Attachments: [S2ndFlrCopi23071309430.pdf](#)

Rich,

Please see attached invoice for the SCADA computer upgrade that will require Board authorization. There are sufficient funds in the budget. However, I will be submitting a budget transfer request to the equipment line to encumber the costs.

Thanks,

Donna Esteves
Town of Carmel ~ Engineering Department
60 Mc Alpin Ave
Mahopac, NY 10541
845-628-1500 ext. 184

RESOLUTION #8

**RESOLUTION WAIVING THE NOTICE REQUIREMENT IN SECTION 64 OF THE
NEW YORK STATE ABC LAW WITH RESPECT TO A LIQUOR LICENSE FOR
DANA'S DINER, LLC d/b/a DANA'S DINER**

WHEREAS, the representatives and/or proprietors of Dana's Diner, 565 Route 6, Suites 1 & 2, Mahopac, New York, have advised of the intention to apply for an on-premises liquor license for which thirty days advance notice of such application must be sent to the municipality, and

WHEREAS, the notice required by Article 5 of the ABC Law may be waived by the Town Board, and

WHEREAS, the Town of Carmel Town Board does not intend to comment upon the application referred to herein;

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel hereby waives the thirty-day notice requirement contained in Article 5 of the Alcoholic and Beverage Control Law, and states that it does not intend to offer any comments regarding said application, for a liquor license at the premises referred to herein; and

BE IT FURTHER RESOLVED that Town Clerk Ann Spofford is hereby authorized to sign a Waiver of Said Notice on behalf of the Town of Carmel.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #9

RESOLUTION AUTHORIZING ATTENDANCE AT SEMINAR

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Glenn Droese, Town Assessor, to attend the 2023 NYS Association of Assessors Fall Conference, Saratoga Springs, NY from October 3, 2023 through October 6, 2023; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Carmel authorizes payment of reasonable and necessary expenses incurred in connection therewith upon audit.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #10

RESOLUTION IN SUPPORT OF “NEW YORK CITIZENS AUDIT” REQUESTING AN AUDIT OF THE NEW YORK STATE 2022 GENERAL ELECTION

WHEREAS certain residents of the Town of Carmel who are also members of the “New York Citizens Audit” are concerned that the official voter rolls are not kept up-to-date, and are not properly safeguarded against data breaches; and

WHEREAS on August 2, 2023, at the Carmel Town Board Meeting, members of the “New York Citizens Audit” spoke requesting that the Town Board of the Town of Carmel support the audit of the 2022 New York State General Election

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel supports the efforts by State and local officials to keep voter rolls and information up-to-date, complete, and safeguarded from any data breaches

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #11

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR PURCHASE OF BULK DIESEL FUEL TOWN OF CARMEL HIGHWAY DEPARTMENT

RESOLVED THAT the Town Board of the Town of Carmel, upon the recommendation of Town of Carmel Highway Superintendent Michael Simone, hereby authorizes the award of bid contract for purchase of bulk diesel fuel for the Town of Carmel Highway Department for the period commencing retroactive to August 27, 2021 through August 22, 2024 (Revised April 7, 2023) to Global Montello Group Corp. under New York State Office of General Services, Group No. 05602, Award No. 23236 and Contract No. No. PC69480 at the pricesset forth therein.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #12

RESOLUTION AUTHORIZING THE SCHEDULING OF PUBLIC HEARING

RESOLVED, that the Town Board of the Town of Carmel hereby authorizes the scheduling of a Public Hearing, to be held on the 20th day of September, 2023 at 7:00 p.m. or as soon thereafter that evening as possible, on a Local Law amending Chapter 111 of the Town Code of the Town of Carmel, entitled "Peddling and Soliciting"; and

BE IT FURTHER RESOLVED that Town Clerk Ann Spofford is hereby authorized and instructed to publish and post the necessary notices in the official newspaper of the Town and on the Town bulletin board regarding this Public Hearing.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Robert Schanil	_____	_____
Michael Cazzari	_____	_____

RESOLUTION #13

**RESOLUTION AUTHORIZING ENTRY INTO CONTRACT
AGREEMENT FOR ENGINEERING SERVICES**

RESOLVED, that the Town Board of the Town of Carmel hereby authorizes entry into contract for engineering consulting services to be rendered to the Town of Carmel in form as attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED that Town Supervisor Michael Cazzari is hereby authorized to execute the extension agreement as authorized herein.

BE IT FURTHER RESOLVED that Town Comptroller Mary Ann Maxwell is hereby authorized to make any budgetary transfers or modifications required pursuant to this authorization.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

August 1, 2023

Town of Carmel Town Board
Town of Carmel
60 McAlpin Avenue
Mahopac, New York 10541
Attn: Hon. Michael Cazzari, Supervisor

RE: ENGINEERING DEPARTMENT SUPPORT

Dear Supervisor Cazzari:

Pursuant to Town Engineer Franzetti's request, we are pleased to submit our proposal for professional engineering services required for the ongoing support of Engineering Department functions. Our understanding of the work requested is as follows:

- Conduct Weekly site inspections for active Planning Board approved projects
- Conduct preliminary review/comment of new Planning Board submittals and Integrated Plot Plans , including:
 - Develop memorandum summarizing submittals reviewed
 - Identify need for regulatory permits/referrals
 - Review drawings based on Town Code/Stormwater Criteria
- Review/comment on RFPs/Bid documents.
- Provide technical consultation related to equipment and operations

SECTION 1 – PROPOSED SCOPE OF WORK

SECTION 2 - WORK BY OTHERS

SECTION 3 - ESTIMATED COSTS AND SCHEDULE

SECTION 4 - PAYMENT SCHEDULE

SECTION 5 - ADDITIONAL SERVICES AND LIMITATIONS

SECTION 1 –PROPOSED SCOPE OF WORK

- Task 1 Conduct preliminary review and develop memorandum to the Town Engineer for Integrated Plot Plans, Site Plans, and subdivisions of two (2) lots.
- Task 2 Conduct weekly site inspections of Planning Board approved projects and IPP's for compliance with NYSDEC MS4 permit requirements. Copies of inspection reports will be emailed to the Town Engineer.

31 Sodom Road
Brewster, New York 10509
845-363-1560
845-582-0485 FAX
www.jrfa.com

- Task 3 Provide technical comments on RFP's and other bid documents.
- Task 4 Provide technical consultation related to equipment and operations.
- Task 5 Conduct preliminary review and develop memorandum to the Town Engineer for subdivisions greater than two (2) lots.
- Task 6 Conduct inspections of Planning Board approved projects where infrastructure is proposed for dedication to the Town for compliance with approved plans and specifications

SECTION 2 – WORK BY OTHERS

JRFA's scope of work, as specified in this proposal, is limited to the Work outlined in Section 1 above with additional work to be performed upon request. JRFA can provide assistance to the Owner/Client in the procurement and coordination of additional services, as required. Where JRFA retains sub-consultants on behalf of the OWNER they will be billed at cost.

SECTION 3 – ESTIMATED COSTS AND SCHEDULE

The Estimated Engineering Costs for Tasks 1-4 above is \$7,000.00 per month. Tasks 5 & 6, as well as other tasks that may be requested or required, will be scoped individually and costs provided upon identification of scope of work. These costs will not be exceeded without prior authorization of the Owner. JRFA can commence work immediately upon Notice to Proceed.

SECTION 4 – PAYMENT SCHEDULE

We will bill you monthly as the work progresses; payment is expected within 30-days of receipt of our invoices. We reserve the right to discontinue or suspend work if outstanding invoices exceed 45 days.

SECTION 5 – ADDITIONAL SERVICES AND LIMITATIONS

Any work not identified herein is specifically excluded. JRFA will provide an estimated cost for completing any additional services tasks prior to executing the work.

Work containing a Professional Engineer seal and signature will be delivered as hard copy for the Town's use. Where work containing a Professional Engineer seal and signature may be required for delivery to other agencies. Work, or copies thereof, containing Professional Engineer seal and signature will not be transmitted electronically to, or by, the Town's representatives.

J. ROBERT FOLCHETTI & ASSOCIATES, L.L.C.
ENGINEERING RATES

<u>CLASSIFICATION</u>	<u>\$ PER HOUR</u>
Principal	\$160.00 - \$210.00
Project Manager	\$150.00 - \$200.00
Project Engineer / Geologist	\$120.00 - \$150.00
Engineer / Designer	\$ 95.00 - \$130.00
Engineer / Inspector	\$ 70.00 - \$100.00
Other Technical Personnel	\$ 75.00 - \$100.00

REIMBURSABLES

- Travel, Subsistence and Incidentals
- Use of motor vehicles on a mileage basis, consistent with IRS allowances
- Reproduction costs
- Postage and shipping for project related materials
- Rental charges for equipment, including equipment owned by the Engineer
- Cost of acquiring any other materials or services specifically for and applicable to this project. This includes any special requests for Accounting backup or support.
- Subconsultants, as required, will be billed at cost plus 5%.

These rates are guaranteed through December 31, 2023.

Richard J. Franzetti, P.E.
Town Engineer



(845) 628-1500
(845) 628-2087
Fax (845) 628-7085

Office of the Town Engineer
60 McAlpin Avenue
Mahopac, New York 10541

MEMORANDUM

To: Carmel Town Board

From: Richard J. Franzetti P.E. Town Engineer 

Date: August 9, 2023

Re: Emergency Repairs/Services

This memorandum is being presented to the Town Board to advise the Board of emergency invoices that were submitted for payment/authorization to proceed in excess of \$10,000.00 for services rendered. The following provides a brief summary of the work that was performed.

- Carmel Sewer District 4

On August 1, 2023 Inframark, the operators for CSD4, notified the Engineering Department that the motor and internal computer/PLC of one (1) of the two (2) air compressors required to process the CMF at CSD 4 has failed and replacement parts are no longer available.

The WWTP is currently operating on a single air compressor, which is the same make/model and age of the failed air compressor #2 (20 years).

The compressors supply the air for the CMF units' processes and actuators. They are necessary for the units to open and close valves and flush out the membranes. The CMF units cannot operate without them. Both air compressors are needed to be functioning in order to prevent the CMFs from entering machine shutdown when they complete air intensive processes such as backwashes, alternating units, CIPs, maintenance washes, and running both CMFs simultaneously.

This type of equipment is highly specific and varies from each individual plant. Due to the age of the system the units are no longer under warranty and a replacement in kind is no longer available. This Department therefore considers this particular manufacturer to be a sole source.

Attached please find a proposal for the replacement which includes the cost for the materials and installation by the manufacturer. The replacement cost is \$44,240.00

As an FYI these projects were completed as a Regulatory Upgrade and were financed through NYS EFC by the New York City Department of Environment Protection (NYCDEP) and the NYCDEP has approved this purchase and will reimburse the Town accordingly.

08-09-2023
Emergency Repairs/Services

- Carmel Water District 12

On July 23, 2023 Inframark, the operators for CWD12, notified the Engineering Department of a water leak between the water main and curb valve. It was determined that a saddle had failed. Attached is an invoice from Kuck Excavating in the amount of \$10,209.96 to make the repair. There are sufficient funds in the budget for this expense

- Carmel Water District 6

On August 2, 2023 Bee and Jay, the operators for CWD6, notified the Engineering Department that the inter process communication (IPC) for the booster pumps at CWD 6 had failed. The booster pumps are required to provide water to the district. Attached is an invoice in the amount of \$11,730.00 from D&S Pump and Supply to provide new IPCs for the water treatment plant.

There are sufficient funds in the budget for this expense, the Board should note that the drive failed due to a lightning storm and will be submitted to the insurance company for reimbursement.

From: [Esteves, Donna](#)
To: [Franzetti, Richard](#)
Subject: CMF4 ~ Air Compressors Emergency Purchase
Date: Friday, August 4, 2023 12:45:37 PM
Attachments: [S2ndFlrCopi23080411140.pdf](#)

Rich,

See attached emergency request which will require Board acknowledgement. There are insufficient funds in the operating budget for this expense. I will be submitting a budget transfer request from the revenue line to encumber the cost. Please note that the Town will be reimbursed 50% of the cost per the attached approval from DEP.

Thanks,

Donna Esteves
Town of Carmel ~ Engineering Department
60 Mc Alpin Ave
Mahopac, NY 10541
845-628-1500 ext. 184

EXHIBIT "B"

**Emergency Justification Form
Town of Carmel Procurement Policy**

Procurement Policy, Section VI: Emergency Procurement

Subdivision (4) of General Municipal Law §103 sets forth an exception to purchasing and bidding requirements for emergency situations

Department: Engineering

Vendor name: Iacono Inc

Nature of emergency: Replacement of (2) Air Compressors (Sole Source)

Estimated cost: See attached

There are three basic statutory criteria to be met in order to fall within the emergency purchase exception. State the basis for identifying an emergency purchase or service, check any that apply:

- The situation arose out of an accident or unforeseen occurrence or condition.
- Public buildings, public property, or the life, health, safety or property of the political sub-division's residents were affected.
- The situation required immediate action, which could not await competitive bidding.

The emergency purchases or services exceeded **\$10,000** and will be submitted to the Town Board for presentation at a Town Board Meeting to acknowledge said emergency. A Town Board Resolution should be passed acknowledging the same.

Other (provide explanation):

Purchasing Agent's signature for approval: *Richard J. Zuppi*

Department Head's signature for approval: *Richard J. Zuppi*

Esteves, Donna

From: Ostapyshyn, Dmitriy <DOstapyshyn@dep.nyc.gov>
Sent: Friday, August 4, 2023 8:10 AM
To: Esteves, Donna
Cc: Franzetti, Richard; Maxwell, Mary Ann; Tenefrancia, Michelle
Subject: RE: CMF4 ~ Air Compressors Emergency Request

Donna,

This request is approved.

Thank You,
Dmitriy

Dmitriy Ostapyshyn, ENV SP | Project Manager | NYC Environmental Protection
Bureau of Water Supply, Watershed Lands & Community Planning
(O) 845 340-7299 | dostapyshyn@dep.nyc.gov

From: Esteves, Donna <de@ci.carmel.ny.us>
Sent: Tuesday, August 1, 2023 12:13 PM
To: Ostapyshyn, Dmitriy <DOstapyshyn@dep.nyc.gov>
Cc: Franzetti, Richard <rjf@ci.carmel.ny.us>; Maxwell, Mary Ann <mam@ci.carmel.ny.us>; Tenefrancia, Michelle <mt@ci.carmel.ny.us>
Subject: [EXTERNAL] CMF4 ~ Air Compressors Emergency Request
Importance: High

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. Report suspected phishing emails with the Phish Alert Button or forward them to phish@oti.nyc.gov as an attachment.

Good Morning Dmitriy,

Please see attached emergency request for your approval.

Regards,

Donna Esteves

Town of Carmel ~ Engineering Department
60 Mc Alpin Ave
Mahopac, NY 10541
845-628-1500 ext. 184

TOWN OF CARMEL

ENGINEERING

REQUEST FOR PURCHASE OR REPAIR

District: **CSD 4 CMF**

Inframark, LLC
2 Renwick Street
Newburgh, NY 12550
United States

T: +1 845 228 0460
www.inframark.com

Date of Request: 8-1-23 Asset ID #: 1436 Air Compressor #1 Quote Expires: n/a
1437 Air Compressor #2

Item requested: **Emergency Request** for replacement of two (2) air compressors at CSD 4 CMF.

Purpose of item: Two air compressors are required for the process at CSD 4 CMF. The motor and internal computer / PLC of Air Compressor #2 are burned out and replacement parts are not longer available. We are currently running on just Air Compressor #1 and it is the same age as Air Compressor #2 (20 years). It has recently been overhauled but has also exceeded its life expectancy and is in need of replacement as soon as possible.

The compressors supply the air for the CMF units' processes and actuators. They are necessary for the units to open and close valves and flush out the membranes. The CMF units cannot operate without them.

We need both air compressors functioning properly in order to prevent the CMFs from entering machine shutdown when they complete air intensive processes such as backwashes, alternating units, CIPs, maintenance washes, and running both CMFs simultaneously. Having the CMFs enter machine shutdown mid-process due to low system air pressure is not healthy for the units and adds unneeded stress on the piping and actuating valves as they may be left in the wrong position either causing a water hammer or sending unregulated flow to an incorrect circuit of the CMF skid.

Estimated age of equipment to be replaced / repaired: 20 years

Estimated life expectancy of new equipment / repair: 20 years or less

Labor cost for installation and/or repair: n/a

Vendor #1:	Iacono Inc.	Cost: \$44,240.00*
Vendor #2:	Sole Source Supplier	Cost:
Vendor #3:		Cost:

*Quote for replacing only one unit: \$25,940.00

Iacono Inc.

Compressed Air & Vacuum Systems
230 Knickerbocker Ave. Bohemia, NY 11716

230 Knickerbocker Avenue Suite A
Bohemia, New York 11716
www.iaconoinc.com
631-589-6303
david@iaconoinc.com

Estimate #9148

Estimate Date Wed Jul 26, 2023

Customer

Town of Carmel
Engineering Department
Carmel Town Hall
60 Mc Alpin Ave
Mahopac, NY 10547
845-628-2087

Service Location

Carmel Sewer District #4
297 North Rd
Mahopac, NY 10541-1009

Item(s)

Qty	Name	Description	Rate
2	GA15+-175 AFF 208-230/460_2	Air Compressor	\$20,500.00
2	PIPING	PIPING OF EXISTING	\$300.00
8	Technical Services	Technical Service	\$165.00
8	Technical Services Plumber	Technical Service Plumber	\$165.00

Subtotal	\$44,240.00
Tax	\$0.00
Total	\$44,240.00

Notes

Good afternoon,
This estimate is for replacement of both air compressors. A team will replace one unit at a time and get one running first before working on the other compressor. If you approve of this estimate. Please email us for approval. Thank You !

Terms

Net 30

Signature

Date

Ed Kuck Excavating Inc

20 Day Road
 Carmel, NY 10512

CWD 12
 INV #
 TOC -59-2023
 REQ #
 Vendor 0670
 Tax ID - 133851002

Attention:, ENGINEERING
 TOWN OF CARMEL

EMERGENCY 1" BLUE JET AND SADDLE REPLACEMENT

Respond as per INFRAMARK

Job Location: 15 ALLISON CT

Work Completed;7/23-24/2023 8 HRS

Start time:

End Time: TOTAL 8 HRS PWOT

Job Description:

WATER LEAKING BETWEEN WATER MAIN AND CURB VALVE, ASSISTED WITH LOCATING VALVES AND SHUTTING OFF. DUG UP AND EXPOSED BLUE JET LINE, ROTTED SADDLE. REPLACED SADDLE ON MAIN AND RAN COPPER TO EXISTING SERVICE LINE. NEW CURB BOX AND CURB VALVE INSTALLED, BACKFILLED. NEEDS BLACKTOP RESTORATION

Materials / Equipment/ Labor	Total Hrs,yds,qty	Price per yd, qty, day	Total
Track Hoe MR55	8	\$95.00 per hour	760.00
PC-120		\$175.00 PER HR	
Dump Truck	8	\$100.00 per hour	800.00
Support Vehicle	Day rate DAYS	\$155.00 PER DAY	155.00
Chop Saw	Day rate DAYS	\$ 70.00	
Jumping Jack	Day rate	\$70.00	
Plate tamper	Day rate	\$70.00	
Mud Sucker	Day rate	\$70.00	70.00
Locater	Day rate	\$70.00	
TRASH PUMP & HOSE	DAY RATE PER UNIT	\$225.00 PER PUMP	
Machine Hammer	Day rate	\$250.00	
Powered drill/hammer	Day rate	\$70.00	
MACHINE OPERATOR OT 1-1/2	8 HRS X 1 MAN	\$291.27 PER HR	2,330.16
Machine operator	HRS X MAN	\$194.18 PER HR	
Laborers	HRS X MAN	\$169.30 PER HR	
LABORER OT 1-1/2	8 HRS X 3 MEN DAY	\$253.95 PER HR	6,094.80
Item 4		\$52.00 per yard	
Seed		\$150.00 bag	
CONCRETE			
Top soil		\$50.00	
Blacktop		\$151.00 per ton	
SHORING BOX		\$500.00	
HAY		\$19.00 bag	
GRAVEL		\$50.00/YARD	
LIGHT TOWER		\$275.00 DAY RATE	
SKYLIFT		90.00 PER HR	
Total			10,209.96

From: [Esteves, Donna](#)
To: [Franzetti, Richard](#)
Subject: 08-09-23 ~ CWD12 ~ Kuck Invoice #TOC 059-23
Date: Wednesday, August 9, 2023 11:50:40 AM
Attachments: [Scan08082023.pdf](#)

Rich,

Please see attached emergency repair invoice that will require Board acknowledgement. There are sufficient funds in the budget for this expense.

Thanks,

Donna Esteves
Town of Carmel ~ Engineering Department
60 Mc Alpin Ave
Mahopac, NY 10541
845-628-1500 ext. 184

EXHIBIT "B"

**Emergency Justification Form
Town of Carmel Procurement Policy**

Procurement Policy, Section VI: Emergency Procurement

Subdivision (4) of General Municipal Law §103 sets forth an exception to purchasing and bidding requirements for emergency situations

Department: Engineering

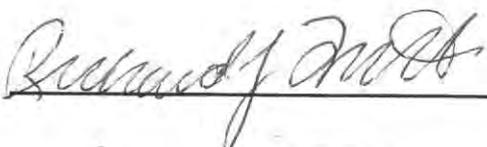
Vendor names: D&S Pump

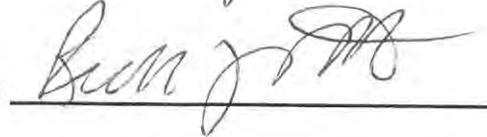
Nature of emergency: Pump Replacement ***Insurance

Estimated Cost: See attached

There are three basic statutory criteria to be met in order to fall within the emergency purchase exception. State the basis for identifying an emergency purchase or service, check any that apply:

- The situation arose out of an accident or unforeseen occurrence or condition.
- Public buildings, public property, or the life, health, safety or property of the political sub-division's residents were affected.
- The situation required immediate action, which could not await competitive bidding.
- The emergency purchases or services exceeded **\$10,000** and will be submitted to the Town Board for presentation at a Town Board Meeting to acknowledge said emergency. A Town Board Resolution should be passed acknowledging the same.
- Other (provide explanation):

Purchasing Agent's signature for approval: 

Department Head's signature for approval: 

THE PUMP PEOPLE



D & S PUMP AND SUPPLY COMPANY, INC.

WHOLESALE ONLY

MAIN OFFICE:
3784 DANBURY RD.
BREWSTER, NY 10509
(845) 279-3785
FAX (845) 279-5536

OTHER LOCATIONS:
WILLIMANTIC, CT. (860) 456-3731
RHINEBECK, N.Y. (845) 876-3071
MIDDLETOWN, N.Y. (845) 692-3200
HARRISVILLE, R.I. (401) 568-3334
HUDSON, N.H. (603) 598-9448
GREENFIELD, MA. (413) 772-0032
WHITEVILLE, N.C. (910) 641-0909

DOMESTIC-INDUSTRIAL-COMMERCIAL
WATER SYSTEMS & CONDITIONING EQUIPMENT

ORDER NO. QUOTE
ORDER DATE 08/02/23
TIME: 11:17
PAGE: 1

SOLD TO

000100

JOB NAME
DELIVER TO:

BEE & JAY PLB & HTG

719 ROUTE 6
MAHOPAC, NY 10541
845 628-3924

*** * * *** * * * *
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ON AMOUNTS BEYOND 60 DAYS PAST DUE A 1 1/2% MONTHLY SERVICE CHARGE WILL BE MADE

SALESMAN NAME RALPH BROWN		DELIVERED BY		HOW SHIPPED		WRITTEN BY	
TERMS 2% 10th NET 30		PULLED BY		CUSTOMER ORDER #		DATE SHIPPED	
ITEM NUMBER	DESCRIPTION	QTY ORDERED	QTY SHIPPED	B.O.	U/M	PRICE	
IPC DRIVE	AVA20150A0FOX0X1	2			0	11730.00	
ALL PRICES SHOWN ARE SUGGESTED RETAIL				MDSE TOT:		11730.00	
RECEIVED BY:							

ORIGINAL

From: [Esteves, Donna](#)
To: [Franzetti, Richard](#)
Subject: 08-08-23 ~ CWD6 Purchase of IPC Drive
Date: Wednesday, August 9, 2023 11:49:28 AM
Attachments: [D&S Pump.pdf](#)

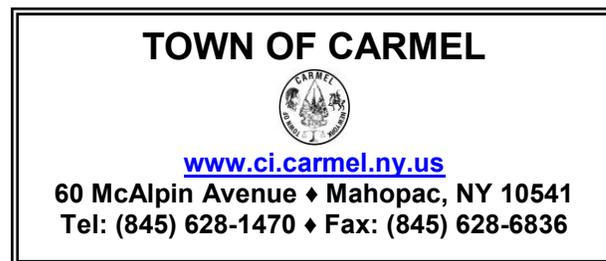
Rich,

See attached invoice for the replacement of the IPC drive at CWD6 (SV) which will require Board acknowledgement. There are sufficient funds in the budget for this expense, However, the drive failed due to a lightning storm and will be submitted to the insurance company for reimbursement.

Thanks,

Donna Esteves
Town of Carmel ~ Engineering Department
60 Mc Alpin Ave
Mahopac, NY 10541
845-628-1500 ext. 184

*Office of the Supervisor
Michael S. Cazzari*



To: Town Board, Town of Carmel

From: Supervisor Michael Cazzari

Date: August 14, 2023

Ref: Obsolete Equipment and Purchase of Replacement

Upon the recommendation of the fleet mechanic, I am requesting that the Town Board deem the following vehicle as obsolete equipment and authorize the disposal of same.

1998 Chevrolet Pickup Truck Green Vin# 1GCGK24RXWZ214883

The fleet mechanic located a replacement vehicle for the use of our maintenance staff and the seasonal snow removal at Town Hall. The fleet mechanic recommends we purchase the following vehicle from Upstate Auto Sales Inc, 3511 State Route 7, Pittstown, NY.

2010 GMC 4-wheel drive Pickup Truck White

I am requesting that the Town Board approve the purchase of the following vehicle at a cost not to exceed \$16,500.

MC

Agreement and Bill of Sale

BY AND BETWEEN

Upstate Auto Sales Inc
3511 State RT 7, Hoosick Falls, NY 12090

Facility # 7080620

AND Town of Carmel hereinafter designated "Purchaser" of

PURCHASER'S NAME
60 McAlpin Ave Mahopac, NY 10541

ADDRESS

STATE

"The above named seller agrees to sell the hereinafter mentioned and described automobile and the above named purchaser agrees to purchase said automobile upon the following conditions, it being agreed by both parties hereto that this contract embodies all terms and conditions of sale."

MILEAGE: 73,010

STOCK NO	MAKE AND TYPE OF CAR	MODEL	YEAR	VEHICLE IDENT NO	SALESMAN
	GMC Pick UP	2500HD	2010	1GT3KZBG0AF147438	JC
Cash Price of Car		\$ 16250	00	Cash on Delivery of Car	
Less Trade in Allowance		\$		Cash on Account with order	
Optional Warranty				Balance	
Term:				Dealer's optional fee for processing application for registration and/or certificate of title, and for securing special or distinctive plates (if applicable). THIS IS NOT A DMV FEE.*	
Other:				\$	
Total		\$ 16250	00		
Inspection		\$ 21	00		
Registration		\$		Total Balance	
Sales Tax Exempt		\$		Payable at rate of \$ per month for months	
Total Cash Price		\$ 16271	00	to	

The principal prior use of this vehicle was as: rental a police vehicle lease a taxicab or a driver education vehicle
THE AMOUNT INDICATED ON THIS SALES CONTRACT OR LEASE AGREEMENT FOR REGISTRATION AND TITLE FEES IS AN ESTIMATE. IN SOME INSTANCES, IT MAY EXCEED THE ACTUAL TITLE FEES DUE THE COMMISSIONER OF MOTOR VEHICLES. THE DEALER WILL AUTOMATICALLY, AND WITHIN SIXTY DAYS OF SECURING SUCH REGISTRATION AND TITLE, REFUND AMOUNT OVERPAID FOR SUCH FEES.

PURCHASER

*The optional dealer registration or title application processing fee (\$75.00 maximum) and special plate processing fee (\$5.00 maximum) are not New York State or Department of Motor Vehicle fees. Unless a lien is being recorded or the dealer issued number plates, you may submit your own application for registration and/or certificate of title or for a special or distinctive plate to any motor vehicle issuing office.

Remarks: Vehicle is used with 73,010 miles **See attached: Acknowledgement of Purchase**

"The purchaser agrees to pay the seller the sum of \$ _____ on delivery of this agreement receipt of which is hereby acknowledged, and to pay the seller the balance due on or before _____, 20____ or purchaser hereby agrees to forfeit said amount to the seller as and for liquidated damage for his breach. Title will not pass to purchaser until payment in full has been made. If final payment is made by check, title will not pass until check is paid." The purchaser certifies that he is eighteen years of age and has full legal capacity to enter into this agreement, and that the car he is trading in is free and clear of all encumbrances whatsoever.

"IF THIS MOTOR VEHICLE IS CLASSIFIED AS A USED MOTOR VEHICLE, **Upstate Auto Sales Inc** CERTIFIES THAT THE ENTIRE VEHICLE IS IN CONDITION AND REPAIR TO RENDER, UNDER NORMAL USE, SATISFACTORY AND ADEQUATE SERVICE UPON THE PUBLIC HIGHWAY AT THE TIME OF DELIVERY."

"THE INFORMATION YOU SEE ON THE WINDOW FORM FOR THIS VEHICLE IS PART OF THIS CONTRACT. INFORMATION ON THE WINDOW FORM OVERRIDES ANY CONTRARY PROVISIONS IN THE CONTRACT OF SALE."

DATED August, 2023

Final Settlement of Bill
Must Be in Cash or Certified Check

Accepted **Upstate Auto Sales Inc**

By *Paula Costa*

Sold subject to approval of an Executive of the Company _____

Delivery Accepted _____ 20____

Purchaser's Signature _____



TOWN OF CARMEL HIGHWAY DEPARTMENT

Carmel Highway Department
55 McAlpin Avenue
Mahopac, NY 10541

MICHAEL SIMONE
Superintendent of Highways

845.628.7474
FAX 845.628.1471
MSimone@bestweb.net

MEMORANDUM

TO: Town Board
FROM: Michael Simone – Highway Superintendent
DATE: August 15, 2023
RE: Highway Requests – Annual Fall Bids

I am requesting that the following items be advertised for bid:

Sand
Guide Rail
Winter Mix

MS/Sen

cc Ann Spofford – Town Clerk
MaryAnn Maxwell – Town Comptroller