

KENNETH SCHMITT
Town Supervisor

TOWN OF CARMEL
TOWN HALL

ANN SPOFFORD
Town Clerk

SUZANNE MC DONOUGH
Town Councilwoman
Deputy Supervisor

60 McAlpin Avenue
Mahopac, New York 10541
Tel. (845) 628-1500 • Fax (845) 628-6836
www.carmelny.org

KATHLEEN KRAUS
Receiver of Taxes

MICHAEL A. BARILE
Town Councilman
JOHN D. LUPINACCI
Town Councilman
JONATHAN SCHNEIDER
Town Councilman

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

TOWN BOARD VOTING MEETING
Wednesday, June 19, 2019 7:00pm

Pledge of Allegiance – Moment of Silence

6:00pm Executive Session:

1. Interview of Candidate for Planning Board
2. Garbage District – Contractual

Town Board Voting Meeting:

- Accept Town Board Meeting minutes for May 15, 2019
 - 1. Res: Making Appointment of Senior Office Assistant in the Building Department
 - 2. Res: Making Appointment to Environmental Conservation Board
 - 3. Res: Making Appointment to Environmental Conservation Board
 - 4. Amended Res: Authorizing Advertisement for Bid
 - 5. Res: Authorizing Entry into Order on Consent
 - 6. Res; Authorizing Award of Bid – Airport Park Phase 2 Field Improvements Contract C-255
 - 7. Res: Approving Application for Tuition Reimbursement – Town of Carme Police Department
 - 8. Res: Authorizing Re-Scheduling of Public Hearing on a Proposed Local Law Amending Chapter 111 of the Code of the Town of Carmel, entitled, “Peddling and Soliciting” (July 24, 2019)
 - 9. Res: Accepting Proposal and Authorizing Purchase of Livescan System – Carmel Police Department
 - 10. Res: Authorizing Payment for Repairs Town of Carmel Highway Department
 - 11. Res: Authorizing Payment for Repairs
 - 12. Res: Authorizing Acceptance of Proposal Geese Depredation Services
 - 13. Res: Accepting Proposal Stocking of Triploid Carp – Lake Mahopac
 - 14. Res: Authorizing Acceptance of Proposal Long Pond Road/Highway Improvement District Surveying Services
 - 15. Res: Authorizing Installation of Water Main Carmel Water District #9 Contract C-242-2017
- **Public Comment (Three (3) Minutes on Agenda Items Only)**
 - **Town Board Member Comments**
- Open Forum:**
- **Public Comments on New Town Related Business (Three (3) Minutes Maximum for Town Residents, Property Owners & Business Owners Only)**
 - **Town Board Member Comments**
 - **Adjournment**

RESOLUTION #1

RESOLUTION MAKING PROBATIONARY APPOINTMENT OF SENIOR TYPIST/SENIOR OFFICE ASSISTANT IN THE BUILDING DEPARTMENT

RESOLVED that the Town Board of the Town of Carmel hereby appoints Carol Ormsby to said position effective June 24, 2019, at a CSEA Group 2 Step 1 salary level on a probationary basis and 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>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #2

RESOLUTION MAKING APPOINTMENT TO ENVIRONMENTAL CONSERVATION BOARD

RESOLVED, that the Town Board of the Town of Carmel hereby re-appoints Vincent Turano to the Town of Carmel Environmental Conservation Board commencing June 14, 2019 and expiring on June 13, 2022.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #3

RESOLUTION MAKING APPOINTMENT TO ENVIRONMENTAL CONSERVATION BOARD

RESOLVED, that the Town Board of the Town of Carmel hereby re-appoints Nicholas Fannin to the Town of Carmel Environmental Conservation Board commencing June 14, 2019 and expiring on June 13, 2022.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #4

AMENDED RESOLUTION AUTHORIZING ADVERTISEMENT FOR BID

RESOLVED that, pursuant to the request of Town Comptroller Mary Ann Maxwell and Assistant to Town Board Anne Pasquerello, the Town Board hereby authorizes Town Clerk Ann Spofford to advertise for bids in connection with the proposed purchase of a new server for IT equipment, facilities and services at Town Hall; and

BE IT FURTHER RESOLVED that the detailed specifications are to be furnished for the above to Town Clerk Ann Spofford to be used in conjunction with the Town's general bid conditions and specifications.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #5

RESOLUTION AUTHORIZING ENTRY INTO ORDER ON CONSENT

WHEREAS the New York State Department of Environmental Conservation has proposed an Order on Consent addressing and remediating certain violations at Carmel Sewer Water District #5 Treatment Plant concerning the treatment of effluent/discharge at said plant in accordance with current SPDES permit; and

WHEREAS, the Town Engineer had advised that the Town of Carmel has already met and/or is able to meet the proposed milestone dates for Compliance Activity scheduled in the proposed Order on Consent;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of Carmel Sewer District #5, hereby authorizes entry into the Order on Consent in form as is on file in the Office of the Town Supervisor, and

BE IT FURTHER RESOLVED that the Town Supervisor Kenneth Schmitt is hereby authorized to execute said Order on Consent and any necessary documentation related thereto.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #6

RESOLUTION AUTHORIZING AWARD OF BID AIRPORT PARK PHASE 2 FIELD IMPROVEMENTS CONTRACT C-255

WHEREAS the Town Board of the Town of Carmel has previously authorized advertisement for the solicitation of bids for the project known as Airport Park Phase 2 Field Improvements, Contract C-255; and

WHEREAS such bids were received and opened on May 23, 2019, and

NOW THEREFORE BE IT RESOLVED that upon the recommendation of Engineering Insite Engineering, Surveying and Landscape Architecture PC, the Town Board hereby awards the aforesaid bid to U.S. Pitchcare, LLC, Northford, CT at the unit cost contained with said submitted bid and with base bid amounts and election of add/alternates #3 and #4 at a total estimated contract cost of \$691,678.00; and,

BE IT FURTHER RESOLVED that upon review of bonds and insurance certificates in form acceptable to Town Counsel, Kenneth Schmitt, Town Supervisor is hereby authorized to execute any other and further documentation necessary to accept such bid and contract for said services upon the terms authorized herein.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #7

RESOLUTION APPROVING APPLICATION FOR TUITION REIMBURSEMENT TOWN OF CARMEL POLICE DEPARTMENT

RESOLVED that pursuant to the terms of the current Town of Carmel PBA contract, the Town Board of the Town of Carmel hereby approves the application for tuition reimbursement of Town of Carmel Police Officer Ben Pearson for completion of Bachelor of Science Degree at Marist and authorizes payment in the amount of \$900.00 in connection therewith ;and

BE IT FURTHER RESOLVED, that pursuant of the terms of the current Town of Carmel PBA contract, the Town Board of the Town of Carmel hereby approves the application for tuition reimbursement of Town of Carmel Police Officer Kevin Anderson for completion of Associate in of Science Degree at Dutchess County Community College and authorizes payment in the amount of \$600.00 in connection therewith.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #8

RESOLUTION AUTHORIZING RE-SCHEDULING OF PUBLIC HEARING

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the re-scheduling of a Public Hearing at Town Hall, 60 Mc Alpin Avenue, Mahopac, New York 10541 on Wednesday July 24, 2019 at 7:00 p.m., or as soon thereafter that evening as possible, on a proposed Local Law amending Chapter 111 of the 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>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #9

RESOLUTION ACCEPTING PROPOSAL AND AUTHORIZING PURCHASE OF LIVSCAN SYSTEM – CARMEL POLICE DEPARTMENT

RESOLVED THAT the Town Board of the Town of Carmel, upon recommendation of Town of Carmel Chief of Police Michael Cazzari, hereby authorizes the purchase and acquisition of RIC1 Livescan System with Cabinet and 2 year maintenance contract for the Town of Carmel Police Department from IDEMIA, Albany, NY, as reflected in the memorandum from Chief Cazzari to the Town Board dated June 3, 2019, and under NYS OGS Contract No. PT 66571 and at a cost not to exceed \$26,200.00; and

BE IT FURTHER RESOLVED that upon presentation of insurance certificates in form acceptable to Town Counsel, Town Supervisor Kenneth Schmitt is hereby authorized to execute any and all necessary contract documentation to effect the authorization upon the terms authorized herein; and

BE IT FURTHER RESOLVED, that Town Comptroller Mary Ann Maxwell is hereby authorized to make any and all necessary budget transfers or modifications required to fund the cost of this authorization.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #10

RESOLUTION AUTHORIZING PAYMENT FOR REPAIRS TOWN OF CARMEL HIGHWAY DEPARTMENT

RESOLVED THAT the Town Board of the Town of Carmel, upon recommendation of Town of Carmel Highway Superintendent Michael Simone, hereby authorizes payment for repair and service performed on the Highway Department Freightliner VacAll unit to Campbell Freightliner of Orange County, Montgomery, NY at a cost of \$9,133.36 and in accordance with the invoice dated May 23, 2019.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #11

RESOLUTION AUTHORIZING PAYMENT FOR REPAIRS

RESOLVED, the Town Board of the Town of Carmel, acting as Commissioners of the various water and sewer districts of the Town of Carmel, and upon the recommendation of Town Engineer Richard J. Franzetti, hereby authorizes the following payments for repairs performed within the referenced districts:

<u>Vendor Name</u>	<u>Services Rendered</u>	<u>Invoice Amount</u>
Bee & Jay Plumbing	Carmel Water Dist #12 Well Pump Replacement Invoice May 21, 2019	\$5,826.16
Bee & Jay Plumbing	Carmel Water Dist #8 Filter Level Control Replacement Invoice May 29 2019	\$5,764.00
Ed Kuck Excavating	Carmel Water Dist #2 Valve Replacement Invoice May 25, 2019	\$7,576.00

BE IT FURTHER RESOLVED that Town Comptroller Mary Ann Maxwell is hereby authorized to make any and all necessary budget revisions to effect payment for the aforesaid repair authorizations.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #12

RESOLUTION AUTHORIZING ACCEPTANCE OF PROPOSAL GEESE DEPREDATION SERVICES

RESOLVED, that the Town Board of the Town of Carmel, as Commissioners of the Lake Mahopac Park District and the Lake Casse Park District, and upon the recommendation of Town Engineer Richard J. Franzetti, P.E., hereby accepts, the proposal dated June 2019 from various wildlife management professionals, for the depredation of geese populating Lake Casse, Lake Mahopac and Long Pond Lake at a cost not to exceed \$20,875.00; and

BE IT FURTHER RESOLVED, that such activity be conducted in accordance with the current permit for such activity issued to the Town of Carmel by the United States Department of Fish and Wildlife; and

BE IT FURTHER RESOLVED, that the cost for such activity be proportionally allocated among the respective Lake Park Districts and Town General Fund in accordance with the services rendered to each in connection with this authorization.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #13

RESOLUTION ACCEPTING PROPOSAL STOCKING OF TRIPLOID CARP LAKE MAHOPAC

WHEREAS, Town Engineer Richard J. Franzetti, P.E. has advised that the Town of Carmel has received a permit from New York State Department of Environmental Conservation for the stocking of triploid carp in Lake Mahopac; and

WHEREAS the Town Engineer's Office has also solicited proposals for the purchased and stocking of the aforesaid triploid carp;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel, acting as Commissioners of the Lake Mahopac Park District hereby accepts the proposal of Keo Fish Farm, Keo AK, NY for the purchase and stocking of 700 triploid carp in Lake Mahopac at a cost not to exceed \$5,150.00.

BE IT FURTHER RESOLVED that Town Supervisor Kenneth Schmitt is hereby authorized to execute any and all documentation necessary to accept said proposal on the terms authorized herein.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #14

RESOLUTION AUTHORIZING ACCEPTANCE OF PROPOSAL LONG POND ROAD/HIGHWAY IMPROVEMENT DISTRICT SURVEYING SERVICES

RESOLVED, that the Town Board of the Town of Carmel, hereby authorizes acceptance of the proposal of Lynn Surveying Services for preparation of metes and bounds descriptions for the finalization of the dedication of the improved roads in the Long Pond Road Improvement District to the Town of Carmel at a cost of \$350 each and for an estimated fourteen (14) parcels requiring generation of such descriptions; and

BE IT FURTHER RESOLVED that Town Comptroller Mary Ann Maxwell is hereby authorized to make any and all necessary budget revisions to effect payment for the aforesaid authorization.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___

RESOLUTION #15

RESOLUTION AUTHORIZING INSTALLATION OF WATER MAIN CARMEL WATER DISTRICT #9 CONTRACT C-242-2017

RESOLVED THAT the Town Board of the Town of Carmel, acting as Commissioners of Carmel Water District #9, and upon the recommendation of Town of Carmel Town Engineer Richard J. Franzetti, P.E., hereby authorizes the installation an additional 300 linear feet of 6" water main to be installed on Woodland Road to connect the Woodland Road and Kirkwood Road water mains within Carmel Water District #9 distribution system provide in accordance with the memoranda of Town Engineer Richard J. Franzetti, P.E. at dated May 31, 2019 and thereafter, at the unit costs provided for within Contract C-242-2017.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	___	___
Jonathan Schneider	___	___
John Lupinacci	___	___
Suzanne McDonough	___	___
Kenneth Schmitt	___	___