

KENNETH SCHMITT
Town Supervisor

TOWN OF CARMEL
TOWN HALL

ANN SPOFFORD
Town Clerk

FRANK D. LOMBARDI
Town Councilman
Deputy Supervisor

60 McAlpin Avenue
Mahopac, New York 10541

KATHLEEN KRAUS
Receiver of Taxes

JOHN D. LUPINACCI
Town Councilman
SUZANNE MC DONOUGH
Town Councilwoman
JONATHAN SCHNEIDER
Town Councilman

Tel. (845) 628-1500 • Fax (845) 628-6836
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MICHAEL SIMONE
Superintendent of Highways
Tel. (845) 628-7474

TOWN BOARD VOTING MEETING
Wednesday, July 2, 2014 7:00pm

Pledge of Allegiance – Moment of Silence

1. Accept Town Board Minutes, June 11 and 18, 2014
2. Res: Authorizing And Execute Data Sharing Project Agreement Town of Carmel Police Department
3. Res: Awarding Bids and Authorizing Purchase of Capital Equipment – Highway Department
4. Res: Setting Public Hearing on a Proposed Local Law Amending Chapter 147, entitled "Vehicle and Traffic" (July 23, 2014)
5. Res: Authorizing Filing of Annual MS4 Stormwater Report
6. Res: Awarding of Bid Sludge Hauling in Carmel Sewer Districts #2, #4, #5, #6 and #7
7. Res: Authorizing Signing of Change Order #1 – Pittsburgh Tank and Town Maintenance Tank Inspection Contract
8. Res: Accepting Proposal and Authorizing Purchase of Comminutor – CSD#8
9. Res: Accepting Proposal and Authorizing Installation of Carp Fencing – Upper and Lower Teakettle Spout Lakes
10. Res: Approving Application for Reimbursement of Seminar Attendance Fee (\$385)
11. Res: Authorizing Waiving of Sound Amplification Permit Fee in Reference to the Applications of the Lake Secor Park District
12. Res: Authorizing Waiver of Sound Amplification Permit Fee – Application of St. James the Apostle Church
13. Res: Authorizing Conveyance of Real Property
14. Res: Authorizing Scheduling of Public Hearing (July 23, 2014)

- **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 per Speaker for Town Residents, Property Owners & Business Owners Only)**
- **Town Board Member Comments**
- **Adjournment**

#2

RESOLUTION AUTHORIZING AND EXECUTE DATA SHARING PROJECT AGREEMENT TOWN OF CARMEL POLICE DEPARTMENT

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Chief of Police Michael Cazzari to execute the IMPACT Data Sharing Agreement with the County of Westchester and the State of New York for the Town of Carmel Police Department in form and content as attached hereto and made a part hereof.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

IMPACT Data Sharing Agreement

The purpose of this document is to define what functionality is included in the IMPACT Data Sharing technology and to be a vehicle for IMPACT clients to participate in the IMPACT Data Sharing Community.

IMPACT is providing this technology under the terms and conditions of the Software License Agreement currently in place between the department/municipality and Admit Computer Services, Inc. dba IMPACT.

Current Data Sharing Summary

Data is shared as it relates to a specific person (Name/DOB) or specific vehicle (Plate #/State). Summary information is updated in real-time from all departments included in the data sharing community. Data shared includes:

- Arrest Summary (Date/Time, Initiating Agency, Location, Related Case # and Blotter/Incident #)
 - Case/Incident Summary (Date/Time, Initiating Agency, Person's role, Related Blotter/Incident #)
 - Blotter/Incident Summary (Date/Time, Initiating Agency, Location, Type of Call and Person's role)
 - Citation/Ticket Summary (Date/Time, Initiating Agency, Location, Charge, Related Case # and Blotter/Incident #)
 - Field Interview Summary (Date/Time, Initiating Agency, Location, and Related Blotter/Incident #)
 - Gun Permits (Date, Initiating Agency, Weapon, Make, Model & Serial Number)
 - Impound Summary (Date/Time, Impounding Agency, Place, Related Case # and Blotter/Incident #)
 - Orders of Protection Summary (Date/Time, Initiating Agency, Status, Against/For, Related Case # and Blotter/Incident #)
 - Warrant Summary (Date, Type of Warrant, Status and Related Blotter/Incident #)
-

Please sign and return this form via email, FAX (631-249-2049) or U.S. mail.

I approve to have my agency participate in the Impact Data Sharing Project. I agree to share Summary data as described above with other agencies in New York State that also utilize the Impact Police Records Management System. I understand that this summary information will be replicated from my agency's computer hard drive to a centrally located server accessible through a secure Virtual Private Network. No other agency's data will reside on my department's computer system, and my agency's data will not reside on any other agency's computer system. I further understand that, although not required to participate in the data sharing program, my department will have the ability to configure reciprocal arrangements with other agencies to share "detail" information if desired. I understand that the detail of these records will be provided as a read-only document, and the actual data file will not be transmitted or otherwise be available to the requesting party.

The undersigned department has the right to opt-out of this program at any time. If choosing to no longer participate in the IMPACT Data Sharing Project, it is agreed that all summary data originating from the undersigned department will be purged from the Data Sharing Server(s).

IMPACT will provide 30-day notice of any change to the above arrangements.

Regional Data Sharing Group: WESTCHESTER COUNTY

Statewide Data Sharing Group: NEW YORK STATE

Department Name:

Authorized Representative:

Signature _____

IMPACT (a dba of Admit Computer Services, Inc.)

Dennis Labriola, President/CEO

Authorized Representative:

Signature:



#3

RESOLUTION AWARDING BIDS AND AUTHORIZING PURCHASE OF CAPITAL EQUIPMENT – HIGHWAY DEPARTMENT

WHEREAS, the Town Board of the Town of Carmel, has previously authorized capital borrowing and funding authorizing the purchase of up certain capital equipment and vehicles for the Town of Carmel Highway Department in year 2014; and

WHEREAS, Town of Carmel Highway Superintendent Michael Simone has solicited bids pursuant to the NY General Municipal Law for such capital equipment and a copy of a memorandum summarizing bids and recommended the awarding of bids as set forth herein is on file in the Office of the Town Supervisor;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel hereby accepts the recommendation of the Town of Carmel Highway Superintendent Michael Simone and hereby authorizes the purchase of the following capital equipment:

- **Two (2) Kenworth T370 Single Axle 4x4 Six Wheel Multi-Task Dump Body, Plow & Central Hydraulic System at total cost of \$394,928.00 to Gabrielli Truck Sales, 880 S. Oyster Bay Road, Hicksville, NY 11801;**
- **One (1) 2015 GMC Sierra 3500HD 4WD Dual-Wheel Cab & Chassis at a cost of \$26,574.00 to Arthur Glick Truck Sales, Inc., Monticello, NY;**
- **One (1) 2015 GMC Sierra 3500HD 4WD Pickup at a cost of \$27,359.00 to Arthur Glick Truck Sales, Inc., Monticello, NY;**
- **One (1) 2015 Ford Explorer K8B 4 Door 4x4 at a cost of \$27,800 to Park Ford of Mahopac, Mahopac, NY;**

BE IT FURTHER RESOLVED, that Town Comptroller MaryAnn Maxwell is hereby authorized to make all budgetary transfers necessary to effect this authorization and purchase.

Resolution

Offered by: _____

Seconded by: _____

Roll Call Vote

YES

NO

Jonathan Schneider

John Lupinacci

Suzanne McDonough

Frank Lombardi

Kenneth Schmitt

#4

RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the scheduling of a Public Hearing at the Town Hall, 60 Mc Alpin Avenue, Mahopac, New York 10541 on Wednesday July 23, 2014 at 7:00 p.m. or as soon thereafter that evening as possible on a Local Law amending Chapter 147, entitled "Vehicle and Traffic" of the Town Code of the Town of Carmel; 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>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

PROPOSED LOCAL LAW # _____ OF THE YEAR 2014

A Local Law to Amend the Code of the Town of Carmel, Chapter 147, thereof, entitled "Vehicle and Traffic."

BE IT ENACTED by the Town Board of the Town of Carmel, County of Putnam, State of New York as follows:

SECTION 1. Chapter 147 of the Code of the Town of Carmel, Section 147-45. Schedule VI: Stop Intersections is hereby amended by the addition of the following:

Road	Intersection	Stop Sign on
Kennicut Hill Road	Mt. Hope Road	Kennicut Hill Road Eastbound intersection with Mt. Hope Road
Kennicut Hill Road	Mt. Hope Road	Kennicut Hill Road Westbound intersection with Mt. Hope Road

SECTION 2. Chapter 147-60 of the Town Code is hereby amended as follows:

§ 147-60 Schedule XIX: Hospitals, Shopping Centers, Private Apartment Complexes, Fire Stations, Private Condominium Complexes, Industrial Parks and Industrial Complexes, Town of Carmel-Owned Parks and Facilities.

In accordance with the provisions of § 147-28, the following described locations are hereby designated as hospitals, shopping centers, private apartment complexes, fire stations, private condominium complexes, industrial parks and industrial complexes and Town of Carmel-owned Parks and Facilities to which the provisions of Article IV hereinabove apply:

- A. Putnam Plaza Shopping Center.
- B. Mahopac Village Center.
- C. Mahopac Plaza Shopping Center.
- D. Lake Plaza Shopping Center.
- E. Woodland Trails Condominium.
- F. Kings Grant Condominium.

G. All Town of Carmel-owned Parks including but not limited to:

- (i) Camarda Park;
- (ii) Airport Park;
- (iii) Mahopac Chamber Park;
- (iv) Sycamore Park;
- (v) McDonough Park;
- (vi) Volz Park;
- (vii) Baldwin Meadows Park.

H. All Town of Carmel-owned facilities and grounds including but not limited to:

- (i) Town Carmel Town Hall;
- (ii) Town of Carmel Highway Department Grounds;
- (iii) All Town of Carmel-owned sewer, water and other utility plants and facilities.

SECTION 3. This Local Law shall take effect immediately in accordance with the law.

#5

RESOLUTION AUTHORIZING FILING OF ANNUAL MS4 STORMWATER REPORT

WHEREAS the Town Board has been presented with a draft annual MS4 Stormwater Report prepared by the Town of Carmel Engineering Department; and

WHEREAS public comment on the draft annual report was received by the Town Board and the Town Board has considered said comments;

NOW, THEREFORE, BE IT RESOLVED that the Town Supervisor, Kenneth Schmitt is hereby authorized to sign and file said report as drafted by John Folchetti, PE.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

#6

RESOLUTION AUTHORIZING AWARDING OF BID SLUDGE HAULING IN CARMEL SEWER DISTRICTS #2, #4, #5, #6 AND #7

WHEREAS the Town Board of the Town of Carmel has previously authorized advertisement for the solicitation of bids for sludge hauling in various sewer districts within the Town of Carmel; and

WHEREAS such bids were received and opened on June 3, 2014 and a bid opening memo is on file with Town Clerk Ann Spofford, and

NOW THEREFORE BE IT RESOLVED that upon the recommendation of Richard Franzetti, P.E. Town Engineer, the Town Board hereby awards the aforesaid bid to Residuals Management Services, dba Earthcare, Vernon, NJ, the lowest responsible bidder meeting specifications.

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

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

#7

RESOLUTION AUTHORIZING SIGNING OF CHANGE ORDER #1 PITTSBURGH TANK AND TOWER MAINTENANCE TANK INSPECTION CONTRACT

WHEREAS the Town Board of the Town of Carmel has previously awarded the contract for the above project to Pittsburgh Tank and Tower Maintenance, Co., Inc.;

WHEREAS, the Office of the Town Engineer has recommended that the Town Board approve Change Order No. 1 to the aforesaid contract;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the Town Supervisor to sign Change Order #1 to the aforementioned contract, resulting in an overall increase to contract price in the amount of \$850.00, in form as attached hereto and made a part hereof.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

Pittsburg Tank & Tower Maintenance Co., Inc.

PAINT•REPAIR•DISMANTLE•INSPECT



TANKS RAISED, LOWERED AND MOVED•NEW AND PREOWNED TANKS

P.O. Box 1849 • Henderson, KY 42419-1849 • TEL. (270) 869-9400 • FAX (270) 827-4417

<http://www.watertank.com>

Email: sales@watertank.com

CHANGE ORDER

To: Town of Carmel
60 McAlpin Avenue
Mahopac, NY 10541

Date: April 9, 2014

No.: 314020

Attn: John E. Folchetti

ORDERED BY	WHEN SHIP	SHIP VIA	F.O.B. POINT	TERMS	
QTY. ORDERED	DESCRIPTION			UNIT PRICE	TOTAL
	Re-Mobilization fee				
	Total additional Cost this Change Order				\$850.00

Signed:


4/10/14

Accepted: _____

#8

RESOLUTION ACCEPTING PROPOSAL AND AUTHORIZING PURCHASE OF COMMUNUTOR CARMEL SEWER DISTRICT #8

WHEREAS, Town Engineer Richard J. Franzetti, P.E. has solicited proposals for the acquisition and installation of a comminutor unit for Carmel Sewer District #8;

NOW THEREFORE BE IT RESOLVED, that the Town Board of Town of Carmel, as Commissioners of Carmel Sewer District #8 hereby accepts the recommendation of the Town Engineer and authorizes the purchase of a JWC Muffin Monster Comminutor Unit from GP Jager & Associates, Kinnelon, NJ at total cost not to exceed \$18,159.00; and

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

BE IT FURTHER RESOLVED that Town Comptroller MaryAnn Maxwell is hereby authorized to make any and all necessary budget revisions required in connection with this authorization.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

#9

RESOLUTION ACCEPTING PROPOSAL AND AUTHORIZING INSTALLATION OF CARP FENCING UPPER AND LOWER TEAKETTLE SPOUT LAKES

WHEREAS, Town Engineer Richard J. Franzetti, P.E. has solicited proposals for the installation of carp control fencing at Upper Teakettle Spout Lake and Lower Teakettle Spout Lake for the purposes of stocking carp in compliance with the requirements of the New York State Department of Environmental Conservation;

NOW THEREFORE BE IT RESOLVED, that the Town Board of Town of Carmel, as Commissioners of Teakettle Spout Lake Park District hereby accepts the recommendation of the Town Engineer and authorizes acceptance of the proposal of Garon Fence, Bedford Hill, NY for the installation of said carp control fence at total cost not to exceed \$6,545.00; and

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

BE IT FURTHER RESOLVED that Town Comptroller MaryAnn Maxwell is hereby authorized to make any and all necessary budget revisions required in connection with this authorization.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

#10

RESOLUTION APPROVING APPLICATION FOR REIMBURSEMENT OF SEMINAR ATTENDANCE FEE

RESOLVED that the Town Board of the Town of Carmel, as commissioners of the Lake Mahopac Park District, hereby approves the request of Edward Barnett of the Lake Mahopac Advisory Committee and authorizes reimbursement of \$385.00 (THREE HUNDRED EIGHTY-FIVE DOLLARS) to Mr. Barnett for the attendance fee paid for the New York State Federation of Lakes Association Seminar held May 2, through May 4, 2014 in Hamilton, NY

Resolution

Offered by: _____

Seconded by: _____

Roll Call Vote

YES

NO

Jonathan Schneider

John Lupinacci

Suzanne McDonough

Frank Lombardi

Kenneth Schmitt

#11

RESOLUTION AUTHORIZING WAIVING OF SOUND AMPLIFICATION PERMIT FEE IN REFERENCE TO THE APPLICATIONS OF THE LAKE SECOR PARK DISTRICT

RESOLVED that the Town Board of the Town of Carmel hereby waives the sound amplification permit fees regarding the applications of the Lake Secor Park District for its July 19, 2014 Veterans Benefit Concert event and its August 8, 2014 Wounded Warrior Benefit Concert Event.

Resolution

Offered by: _____

Seconded by: _____

Roll Call Vote

YES

NO

Jonathan Schneider

John Lupinacci

Suzanne McDonough

Frank Lombardi

Kenneth Schmitt

#12

RESOLUTION WAIVING SOUND AMPLIFICATION PERMIT FEE APPLICATION OF ST. JAMES THE APOSTLE CHURCH

RESOLVED that the Town Board of the Town of Carmel hereby waives the sound amplification permit fee regarding the application of the St James the Apostle Church for its annual Feast event commencing July 16, 2014 and concluding July 19, 2014.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

#13

RESOLUTION AUTHORIZING CONVEYANCE OF REAL PROPERTY

WHEREAS, the Town of Carmel is currently owner in fee simple of a parcel of real property situated upon and or adjacent to the Baxter Court right of way, the location and description of which is generally designated and shown of the survey map attached hereto and made part hereof; and

WHEREAS, the Town Board has received a request to purchase said parcel from Mr. Andrew Pinto, 4 Baxter Court, Mahopac, NY; and

WHEREAS, the matter has been referred to Town Assessor Glenn Droese for the purposes of appraisal/valuation of the proposed parcel to be conveyed; and

WHEREAS, the matter has been referred to Town Highway Superintendent Michael Simone, who has no objection to the proposed conveyance;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel hereby authorizes the conveyance of title in fee interest of the aforesaid real property to Andrew Pinto in exchange for the sum of \$_____ and

BE IT FURTHER RESOLVED that conveyance authorized herein is contingent and conditioned upon the receipt and review of a survey and metes and bounds description from a licensed surveyor by Town Counsel; and

BE IT FURTHER RESOLVED that Town Supervisor Kenneth Schmitt is hereby authorized to execute any and all documentation necessary to effect to transfers of property interests contemplated herein as prepared by Town Counsel; and

BE IT FURTHER RESOLVED, that Andrew Pinto bear all costs of surveys, drawings and recording of the conveyance documents contemplated herein; and

BE IT FURTHER RESOLVED that this resolution is subject to permissive referendum.

Resolution

Offered by: _____

Seconded by: _____

Roll Call Vote

YES

NO

Jonathan Schneider

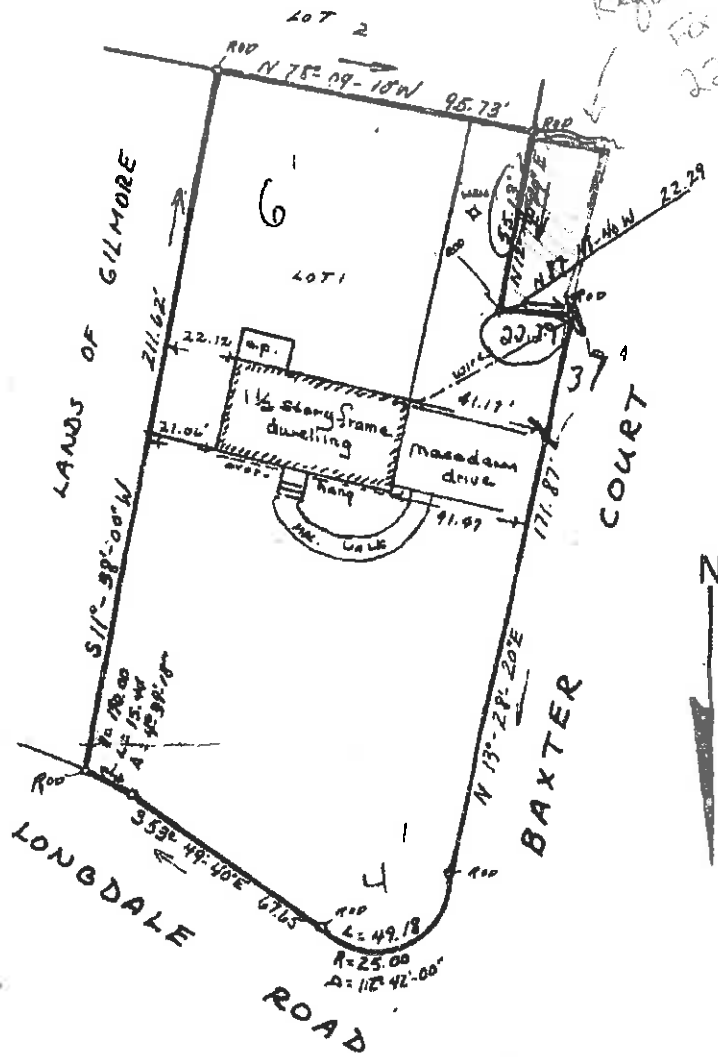
John Lupinacci

Suzanne McDonough

Frank Lombardi

Kenneth Schmitt

TITLE No.



SURVEY OF PROPERTY
PREPARED FOR
GILMORE & MORE CAP LTD.
SITUATE IN THE
TOWN OF CARMEL
PUTNAM COUNTY NEW YORK
SCALE 1 in. = 40 ft. 1984

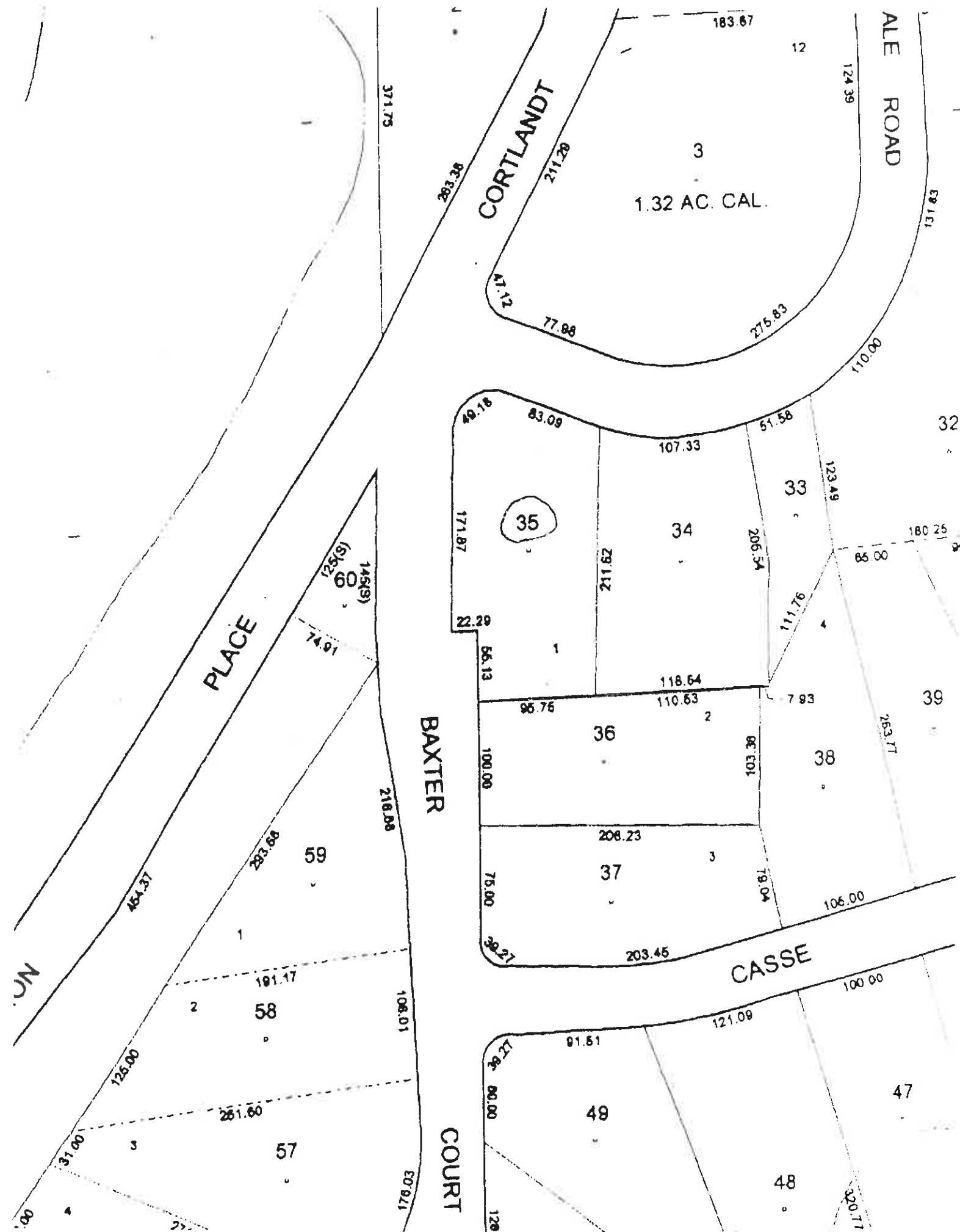
I, RICHARD H. GORR the surveyor who made this map, certify that the survey shown hereon was completed by me on 7-23-84 19 84 that this map was completed by me on PRB. 19 19 84 and that this survey has been prepared in accordance with the existing Code of Practice for Land Surveys adopted by The New York State Association of Professional Land Surveyors.
DRAFTED TO DATE AUGUST 10, 1984

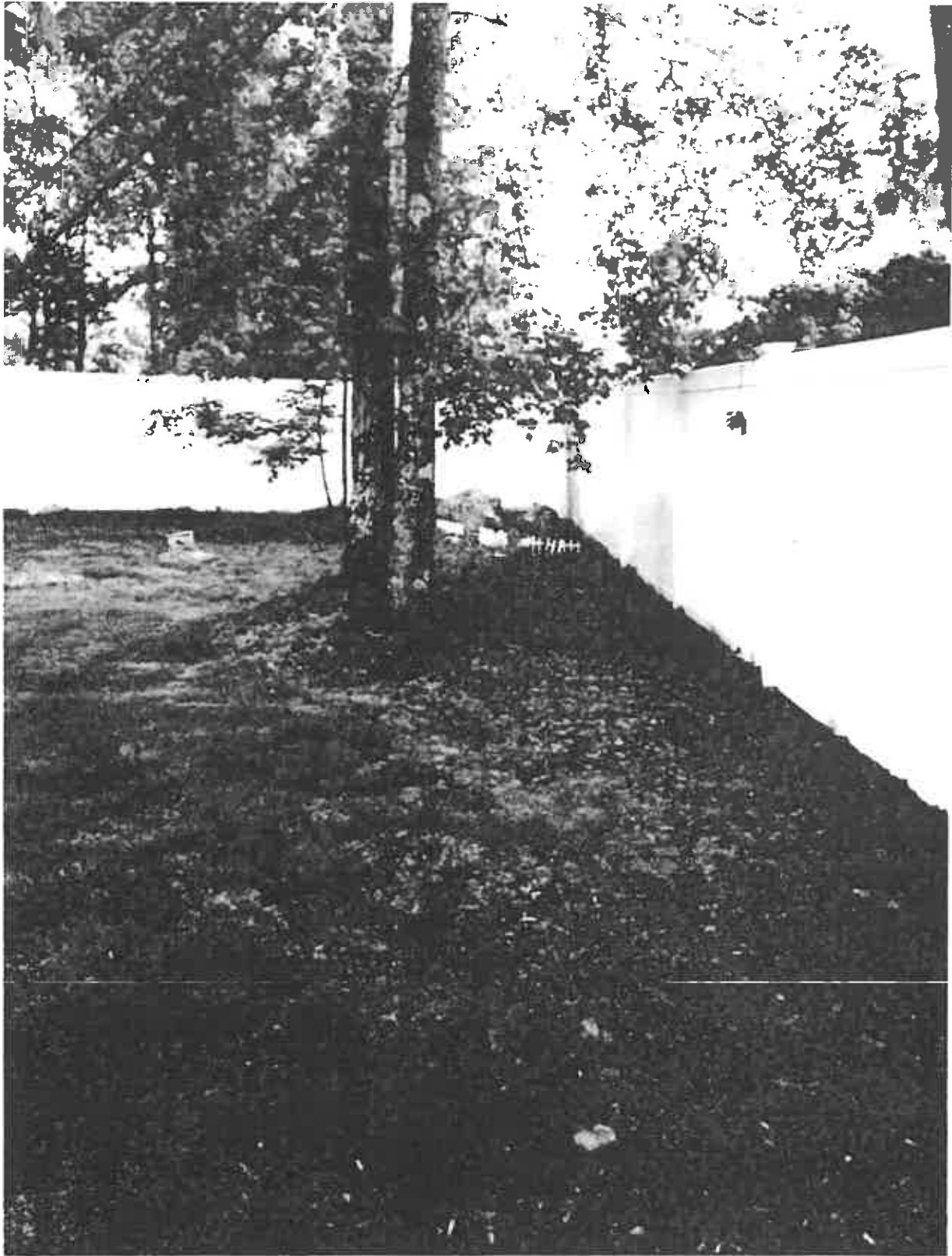
NOTES:

1. All certifications are valid for this map and copies thereof only if the said map or copies bear the impressed seal of the surveyor whose signature appears hereon.
2. Alteration of this document, except by a licensed Land Surveyor, is illegal.
3. LOT 1 AS SHOWN ON MAP ENTITLED "SUBDIVISION MAP OF LAKE CARLE WEST" DATED SEPT 24, 1966 AND FILED IN THE PUTNAM COUNTY CLERK'S OFFICE ON JUNE 9, 1967 AS MAP NO. 7241.

Richard H. Gorr
RICHARD H. GORR, P.L.S. N.Y.S. Lic. No. 46813
R.D. #8, LAKEVIEW DR.
MAHOEAC, N.Y.
10541

REFER TO JOB No. 84-112





#14

RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the scheduling of a Public Hearing at the Town Hall, 60 Mc Alpin Avenue, Mahopac, New York 10541 on Wednesday July 23, 2014 at 7:00 p.m. or as soon thereafter that evening as possible on a Local Law amending Chapter 156, entitled "Zoning" of the Town Code of the Town of Carmel; 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>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____