

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

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MICHAEL SIMONE
Superintendent of Highways
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TOWN BOARD VOTING MEETING
Tuesday, September 19, 2017 7:00pm

Pledge of Allegiance – Moment of Silence

Town Board Voting Meeting:

- Accept Town Board Minutes September 6, 2017
- 1. Res: Accepting Proposal Parking Planning Services and Study
- 2. Res: Waiving the Notice of Requirement in Section 64 of the New York State ABC Law with Respect to a Liquor License for M & M Izabella, LLC d/b/a Aesop's Fable, 825 South Lake Blvd., Mahopac, NY
- 3. Res: Authorizing Mailing of Lake Casse Park District Newsletter
- 4. Res: Authorizing Mailing of Lake Mahopac Park District Newsletter
- 5. Res: Authorizing Extension of Contract for Waste Wood Processing – Town of Carmel Highway Department
- 6. Res: Authorizing Award of Contract for Purchase of Bulk Road Salt – Town of Carmel Highway Department
- 7. Res: Awarding Bid Micro-surfacing Services Contract - Town of Carmel Highway Department
- 8. Res: Approving Application for Educational Stipend
- 9. Res: Authorizing Attendance at Seminar (Town Assessor)
- 10. Res: Authorizing Attendance at Seminar (Town Engineer)
- 11. Res: Awarding Bid for Purchase of Town Vehicle
- 12. Res: Adopting MSSAM Pilot Program Chartering Document
- 13. Res: Authorizing Signing of Change Order #2 Long Pond Road Improvement District Roadway Reconstruction Project Contract No. C238
- 14. Res: Accepting Proposal for Engineering Services Carmel Water District #9

- **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**

Executive Session:

1. Supervisor Schmitt – Budget F/Y/E 2018 - Personnel

RESOLUTION #1

RESOLUTION ACCEPTING PROPOSAL PARKING PLANNING SERVICES AND STUDY

RESOLVED THAT the Town Board of the Town of Carmel, hereby accepts the proposal of Walker Parking Consultants, New York, NY for the performance of a study concerning the provision of municipal parking in the downtown Mahopac area, in accordance the proposal of September 8, 2017 and at a cost not to exceed \$24,000.00; and

BE IT FURTHER RESOLVED that Town Supervisor Kenneth Schmitt is hereby authorized to sign any and all documentation necessary to accept the proposal and authorize the actions contained 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>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #2

RESOLUTION WAIVING THE NOTICE REQUIREMENT IN SECTION 64 OF THE NEW YORK STATE ABC LAW WITH RESPECT TO A LIQUOR LICENSE FOR M&M IZABELLA, LLC DBA AESOPS FABLE

WHEREAS, the representatives and/or proprietors of M&M Izabella, LLC, dba Aesops Fable, 825 South Lake Boulevard, Mahopac, NY 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 Alcohol Beverage Control 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>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #3

RESOLUTION AUTHORIZING MAILING OF LAKE CASSE PARK DISTRICT NEWSLETTER

RESOLVED that the Town Board of the Town of Carmel, acting as the Commissioners of the Lake Casse Park District, hereby authorizes the mailing of the September 2017 newsletter as prepared by the Lake Casse Park District Committee to all properties within the district and further directs that the cost thereof be charged as a district expense.

Resolution

Offered by: _____

Seconded by: _____

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

RESOLUTION #4

RESOLUTION AUTHORIZING MAILING OF LAKE MAHOPAC PARK DISTRICT NEWSLETTER

RESOLVED that the Town Board of the Town of Carmel, acting as the Commissioners of the Lake Mahopac Park District, hereby authorizes the mailing of the 2017 newsletter as prepared by the Lake Mahopac Park District Advisory Committee to all properties within the district and further directs that the cost thereof be charged as a district expense.

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	_____	_____

RESOLUTION #5

RESOLUTION AUTHORIZING EXTENSION OF CONTRACT FOR WASTE WOOD PROCESSING 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 extension of the contract for waste wood processing with Tri-State Forestry, Inc., as previously authorized by the Town Board by resolution passed on December 17, 2014, said extension being at the terms and conditions contained therein through and including December 17, 2017.

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	___	___

RESOLUTION #6

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR PURCHASE OF BULK ROAD SALT 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 road salt for the Town of Carmel Highway Department for the period commencing retroactive to September 1, 2016 through August 31, 2018 to Morton Salt, Inc., Chicago, IL under Putnam County Office of Purchasing Contract No. No. PC67022 at the price of \$82.48 per ton.

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	_____	_____

RESOLUTION #7

RESOLUTION AWARDING BID MICROSURFACING SERVICES CONTRACT 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 awarding of contract for Town of Carmel Microsurfacing Services on Town Roads to Gorman Brothers, Inc., Albany, NY for the period of April 1, 2016 through March 31, 2018 under Putnam County Contract #PC67365.

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	_____	_____

RESOLUTION #8

RESOLUTION APPROVING APPLICATION FOR EDUCATIONAL STIPEND

RESOLVED that the Town Board of the Town of Carmel hereby approves the payment of Education Stipend for P.O. Brian Detz (Bachelor of Business Administration at College of Westchester) in the sum of \$900

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	_____	_____

RESOLUTION #9

RESOLUTION AUTHORIZING ATTENDANCE AT SEMINAR

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Town of Carmel Assessor, Glenn Droese, to attend the New York State Assessor's Conference offered by the New York State Assessors Association, in Lake Placid, NY, on October 1, 2017 through October 4, 2017; 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>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #10

RESOLUTION AUTHORIZING ATTENDANCE AT SEMINAR

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Town of Carmel Engineer Richard J. Franzetti, P.E. to attend the Southeast NY Stormwater Conference offered by the Lower Hudson Coalition of Conservation Districts in Beacon, NY, on October 18, 2017; 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>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #11

RESOLUTION AWARDING BID FOR PURCHASE OF TOWN VEHICLE

WHEREAS the Town Board of the Town of Carmel has previously authorized advertisement for the solicitation of bids for the purchase and maintenance of a 2017 Ford Explorer vehicle in addition to the Town vehicle fleet; and

WHEREAS such bids were received and opened on September 7, 2017; and

WHEREAS Town Engineer Richard J. Franzetti, P.E. has recommended the awarding of the bid as set forth hereafter,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby awards the bids for one (1) 2017 Ford Explorer XLT 4WD vehicle to Park Ford, Mahopac, NY at a cost not to exceed \$39,411.00.

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	_____	_____

RESOLUTION #12

RESOLUTION ADOPTING MSSAM PILOT PROGRAM CHARTERING DOCUMENT

RESOLVED THAT the Town Board of the Town of Carmel, upon the recommendation of Town Engineer Richard J. Franzetti, P.E., hereby adopts the Municipal Sewage System Asset Management Pilot Program Document dated August 2017, as prepared by the New York State Environmental Facilities Corporation, a copy of which is on file in the Office of the Town Supervisor.

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	_____	_____

RESOLUTION #13

RESOLUTION AUTHORIZING SIGNING OF CHANGE ORDER #2 LONG POND ROAD IMPROVEMENT DISTRICT ROADWAY RECONSTRUCTION PROJECT CONTRACT NO. C238

WHEREAS the Town Board of the Town of Carmel has previously awarded the contract for the above project to Landscape Unlimited, Inc.; and

WHEREAS, Town Engineer Richard J. Franzetti, P.E. has recommended that the Town Board approve Change Order #2 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 #2 to the aforementioned contract, resulting in an overall increase to contract price in the amount of \$19,910.00, 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	_____	_____

CHANGE ORDER

No. 2

LONG POND ROAD DEDICATON - C238

DATE OF ISSUANCE

EFFECTIVE DATE

OWNER Town of Carmel
OWNER's Contractor No. C238

CONTRACTOR: Landscape Unlimited.

ENGINEER: Carmel Engineering Department

You are directed to make the following modifications:

Description:

Reason for Change Order: The bid quantity for asphalt pavement (Bid Item 2A1) was 2300 tons, to be purchased from the Town supplier at prices awarded under Town Highway Department bid by Town Board resolution on April 19, 2017. Installation of asphalt pavement commenced on June 22, 2017 and concluded on June 26, 2017. During that period 127 truckloads of asphalt were purchased at the Peckham plants located in Carmel & Bedford, delivered to the jobsite and installed by the contractor. The total volume of asphalt purchased was 2513.46 tons, as reflected in the trip tickets contained in the project record.


Attachments:

CHANGE IN CONTRACT PRICE: Original Contract Price \$847,395.00	CHANGE IN CONTRACT TIMES: Original Contract Times Substantial Completion: _____ Ready for final payment: _____
Net changes from previous Change Orders No. 1 \$16,000.00 \$ _____	Net change from previous Change Orders No. to No. _____ _____ days
Contract Price prior to this Change Order \$ 863,395.00	Contract Times prior to this Change Order Substantial Completion: _____ Ready for final payment: _____
Net Increase (decrease) of this Change Order \$ 19,910.00	Net Increase (decrease) of this Change Order _____ days
Contract Price with all approved Change Orders \$ 883,305.00	Contract Times with all approved Change Orders Substantial Completion: _____ Ready for final payment: _____ days or dates

RECOMMENDED:

ACCEPTED:

APPROVED:

By: 
Engineer (Authorized Signature)

By: _____
Contractor (Authorized Signature)

By: _____
Owner (Authorized Signature)

Date: 09-08-17

Date: _____

Date: _____

RESOLUTION #14

RESOLUTION ACCEPTING PROPOSAL FOR ENGINEERING SERVICES CARMEL WATER DISTRICT #9

RESOLVED THAT the Town Board of the Town of Carmel, acting as Commissioners of Carmel Water District #9, hereby accepts the proposal of J. Robert Folchetti Associates, LLC of Brewster, NY for the services required in connection with the construction and performance of Carmel Water District #9 distribution system upgrades, including survey design, permitting, bid assistance and construction administration services in accordance with the proposal of August 28, 2017 and at a cost not to exceed \$160,500.00; and

BE IT FURTHER RESOLVED that Town Supervisor Kenneth Schmitt is hereby authorized to sign any and all documentation necessary to accept the proposal and authorize the actions contained 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>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____