

KENNETH SCHMITT
Town Supervisor

TOWN OF CARMEL
TOWN HALL

ANN SPOFFORD
Town Clerk

FRANK D. LOMBARDI
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Receiver of Taxes

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

MICHAEL SIMONE
Superintendent of Highways
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TOWN BOARD VOTING MEETING
Wednesday, May 7, 2014 7:00pm

Pledge of Allegiance – Moment of Silence

1. Res: Declaring the Week of May 17th through May 23rd 2014 as Safe Boating Week
2. Res: Authorizing Budget Modifications #2014/01
3. Res: Accepting Proposal for Cemetery Grass Cutting/Landscaping
4. Res: Accepting Proposal and Authorizing Installation of Pavilion at Lake Secor Park District
5. Res: Accepting Proposal for Landscaping and Maintenance Services at Lake Secor Park District
6. Res: Accepting Proposal for Landscaping and Maintenance Services at Teakettle Spout Lake Park District
7. Res: Authorizing the Awarding of Bids for Miscellaneous Highway Department Materials and Services
8. Res: Authorizing, Subject to Permissive Referendum, the Construction of Drainage Improvements Throughout and In and for the Town of Carmel, Putnam County, New York, at a Maximum Estimated Cost of \$100,000, and Authorizing the Issuance of \$100,000 Bonds of Said Town to Pay the Cost Thereof
9. Res: Authorizing, Subject to Permissive Referendum, the purchase of certain trucks and equipment for the Highway Department, in and for the Town of Carmel, Putnam County, New York, at a Maximum Estimated Cost of \$570,000 Bonds of Said Town to Pay the Cost Thereof
10. Res: Authorizing, Subject to Permissive Referendum, the Issuance of \$750,000 Bonds of the Town of Carmel, Putnam County, New York, To Pay the Cost of the Road Reconstruction and Resurfacing, Throughout and In for Said Town to Pay the Cost Thereof
11. Res: Authorizing Advertising for Bids
12. Res: Authorizing Payment of Legal Fees East of Hudson Municipalities – MS4 Requirements

13. Res: Abandoning Route Six Driveway Relocation Project and Woodcrest Gardens

- **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. Ronni Travers, Public Sector HR – Contractual
2. Personnel

#1

RESOLUTION DECLARING THE WEEK OF MAY 17th THROUGH MAY 18th AS SAFE BOATING WEEK

WHEREAS, while being a significant source of enjoyment and relaxation, boating to the unprepared, can be a risky sport where knowledge and skills are important in reducing human error and improving judgment;

WHEREAS, it is critical to implement precautionary measures to protect those participating in boating activities to reduce and eliminate accidents and fatalities in boating activities; and

WHEREAS, The Town Board of the Town of Carmel hereby recognizes the efforts of the United State Coast Guard Auxiliary in reducing accidents and fatalities in boating activities, thereby making the waters of this country safer;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel hereby declares the week of May 17, 2014 through May 23, 2014 as Safe Boating Week in the Town of Carmel; and

BE IT FURTHER RESOLVED, that it is urged that all levels of government within the County of Putnam, all school districts, divisions of law enforcement, place of worship, youth service organizations, and all citizens of the Town of Carmel and the County of Putnam promote safety and awareness in boating activities during this week.

Resolution

Offered by: _____

Seconded by: _____

Roll Call Vote

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

#2

RESOLUTION AUTHORIZING BUDGET MODIFICATIONS #2014-1

WHEREAS the Town Comptroller has reviewed the 2014 year-to-date Budget Modifications/Revisions for the period ending March 31, 2014 with the Town Board, which are detailed and explained on the attached Budget Revisions Schedule identified as #2014-01;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes and ratifies the 2014 year-to-date Budget Modifications/Revisions for the period for the period ending March 31, 2014 as itemized on Schedule #2014-01 which is attached hereto, incorporated herein 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	_____	_____

TOWN OF CARMEL
BUDGET REVISIONS FOR QUARTER ENDING 3/31/14 - #2014/01

#2

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
GENERAL FUND				
01	100-1110-0020	JUSTICE COURT EQUIPMENT	6,453.00	
	100-1440-0045	ENGINEERING DEPT - EQUIPMENT	6,360.00	
	100-1680-0020	INFORMATION TECHNOLOGY	18,000.00	
	100-1680-0021	DATA IMAGING EQUIPMENT	5,000.00	
	100-7020-0045	RECREATION BLDG SPECIAL REPAIRS	13,500.00	
	100-7110-0045	RECREATION MAINTENANCE CONTRACT	6,400.00	
	100-1989-9909	APPROPRIATED FUND BALANCE ENCUMBRANCES *	55,713.00	
		- RECORD ENCUMBRANCES FORWARD INCREASING BUDGET		
02	100-3120-0019	POLICE COMPENSATED ABSENCE	150,735.00	
	100-1989-9877	RESERVE COMP ABSENCES *	150,735.00	
		- PROVIDE FOR RETIREMENT PAYOUT PER UNION CONTRACT		
03	100-3120-0029	POLICE SPECIAL EQUIPMENT EXP	16,851.00	
	100-1989-1522	POLICE SPECIAL REVENUE *	16,851.00	
		- PROVIDE FOR POLICE EQUIPMENT FROM SEIZED ASSETS		
04	100-1010-0042	TOWN BOARD EXPENSE - JL	50.00	
	100-1110-0047	JUSTICE COURT CONFERENCE EXPENSE	150.00	
	100-1220-0047	SUPERVISOR CONFERENCE EXPENSE	550.00	
	100-1010-0086	TOWN BOARD RETIREE BENEFIT EXPENSE		50.00
	100-1110-0086	JUSTICE COURT RETIREE BENEFIT EXPENSE		150.00
	100-1220-0086	SUPERVISOR RETIREE BENEFIT EXPENSE		550.00
		- TRANSFER FOR CONFERENCE EXPENSE		
05	100-1220-0019	SUPERVISOR OTHER COMPENSATION EXPENSE	5,000.00	
	100-1220-0080	SUPERVISOR EMPLOYEE BENEFIT EXPENSE		5,000.00
		- TRANSFER FOR OTHER COMPENSATION EXPENSE		
06	100-1410-0045	TOWN CLERK SYSTEM MAINTENANCE EXPENSE	40.00	
	100-3620-0045	CODE ENFORCE SYSTEM MAINTENANCE EXPENSE	120.00	
	100-1410-0040	TOWN CLERK CONTRACTUAL EXPENSE		40.00
	100-3620-0040	CODE ENFORCE SYSTEM MAINTENANCE EXPENSE		120.00
		- TRANSFER FOR SYSTEM MAINTENANCE EXPENSE		
07	100-1680-0042	INFO TECH WEB SITE EXPENSE	1,100.00	
	100-1680-0040	INFO TECH CONTRACTUAL EXPENSE		1,100.00
		- TRANSFER FOR WEB SITE EXPENSE		
08	100-7110-0022	PARK MAINTENANCE SPECIAL EQUIPMENT	100.00	
	100-7110-0020	PARK MAINTENANCE EQUIPMENT EXPENSE		100.00
HIGHWAY FUND				
09	500-5110-0019	GENERAL REPAIR OTHER PAY	1,604.00	
	500-5130-0019	MACHINERY REPAIR OTHER PAY	2,005.00	
	500-5010-9877	RESERVE COMP ABSENCES *	3,609.00	
		- PROVIDE FOR YEAR END SICK PAY PER IBT CONTRACT		
10	500-5112-0012	CHIPS OVERTIME EXPENSE	2,000.00	
	500-5112-0020	CHIPS CONTRACT EXPENSE	33,000.00	
	500-5112-0082	CHIPS FICA/MED EXPENSE	82.00	
	500-5010-3502	CHIPS STATE AID - CAPITAL *	35,082.00	
		- PROVIDE FOR CHIPS CAPITAL EXPENSE 2013 NYS BUDGET		
11	500-5130-0012	MACHINERY REPAIR OVERTIME	7,000.00	
	500-5110-0086	RETIREE BENEFIT EXPENSE		7,000.00
		- TRANSFER FOR OVERTIME EXPENSE		
12	500-5142-0040	SNOW REMOVAL RENTALS	196.00	
	500-5142-0084	SNOW REMOVAL EMPLOYEE BENEFIT EXPENSE		196.00
		- TRANSFER FOR WEATHER SERVICE RENTAL EXPENSE		

TOWN OF CARMEL
BUDGET REVISIONS FOR QUARTER ENDING 3/31/14 - #2014/01

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
CARMEL FIRE PROTECTION DISTRICT #1				
13	301-3410-0045	EQUIPMENT - DRY HYDRANT	16,000.00	
	301-3410-9909	APPROPRIATED FUND BALANCE ENCUMBRANCES * - RECORD ENCUMBRANCES FORWARD INCREASING BUDGET	16,000.00	
LAKE MAHOPAC PARK DISTRICT				
14	402-7110-0040	CONTRACTUAL EXPENSE	4,860.00	
	402-7110-0099	REPAIR RESERVE FUND - TRANSFER FOR DAM CLASSIFICATION STUDY		4,860.00
TEAKETTLE LAKE PARK DISTRICT				
15	403-7140-0020	EQUIPMENT EXPENSE	30.00	
	403-7140-0040	CONTRACTUAL EXPENSE - TRANSFER FOR EQUIPMENT EXPENSE		30.00
LAKE SECOR PARK DISTRICT				
16	404-7140-0050	PARK CAPITAL IMPROVEMENTS	19,811.00	
	404-7140-9909	APPROPRIATED FUND BALANCE ENCUMBRANCES * - RECORD ENCUMBRANCES FORWARD INCREASING BUDGET	19,811.00	
CARMEL WATER DISTRICT #3				
17	603-8310-0046	PURCHASE OF WATER	6,730.00	
	603-8310-0099	REPAIR RESERVE FUND - TRANSFER FOR PURCHASE OF WATER EXPENSE		6,730.00
CARMEL SEWER DISTRICT #2				
18	702-8130-0020	EQUIPMENT EXPENSE	2,900.00	
	702-8130-0040	CONTRACTUAL EXPENSE - TRANSFER FOR PURCHASE OF GENERATOR		2,900.00
19	702-8130-0141	CHEMICAL EXPENSES - MICROFILTRATION	20,000.00	
	702-8130-0041	CHEMICAL EXPENSES - REVISE BUDGET FOR MICROFILTRATION COSTS		20,000.00
CARMEL SEWER DISTRICT #4				
20	704-8130-0142	UTILITY EXPENSES - MICROFILTRATION	5,000.00	
	704-8130-0042	UTILITY EXPENSES - REVISE BUDGET FOR MICROFILTRATION COSTS		5,000.00
CARMEL SEWER DISTRICT #8				
21	708-8130-0020	EQUIPMENT EXPENSES	39,900.00	
	708-8130-0040	CONTRACTUAL REPAIR EXPENSE		14,300.00
	708-8130-9882	REPAIR RESERVE APPROPRIATION * - TRANSFER/PROVIDE FOR PURCHASE OF GENERATOR	25,600.00	
CAPITAL FUND TOWN HALL GENERATOR				
22	908-1989-0099	TRANSFER TO OTHER FUNDS	4,600.00	
	908-1989-0040	CONTRACTUAL EXPENSE		2,100.00
	908-1989-0048	OTHER PROJECT EXPENSE - TRANSFER TO CLOSE FUND		2,500.00

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
CAMARDA PARK CAPITAL FUND				
23	911-7140-0044	ENGINEERING SERVICES EXPENSE	4,800.00	
	911-7140-5030	TRANSFER FROM PARKLAND TRUST	*	4,800.00
		- PROVIDE FOR ENGINEERING SERVICES FROM PARKLAND TRUST FUND		
SYCAMORE PARK CAPITAL FUND				
24	914-7140-0045	CONTRACT IMPROVEMENT EXPENSE	71,394.00	
	914-7140-5030	TRANSFER FROM PARKLAND TRUST	*	71,394.00
		- PROVIDE FOR PURCHASE OF DOCKS FROM PARKLAND TRUST FUND		
CAPITAL FUND BUILDING IMPROVEMENT				
25	930-1989-0099	TRANSFER TO OTHER FUNDS	899.00	
	930-1989-0045	IMPROVEMENT CONTRACT EXPENSE		899.00
		- TRANSFER TO CLOSE FUND		
CWD #14 CAPITAL FUND				
26	984-8310-0099	TRANSFER TO OTHER FUNDS	9,023.76	
	984-8310-0040	CONTRACTUAL EXPENSE		9,023.76
		- TRANSFER TO CLOSE FUND		

#3

RESOLUTION ACCEPTING PROPOSAL FOR CEMETERY GRASS CUTTING/LANDSCAPING

RESOLVED that the Town Board of the Town of Carmel, hereby authorizes the acceptance of the proposal of Kiko's Landscaping, Baldwin Place, NY to provide landscaping and maintenance services for Town of Carmel-owned cemeteries at an annual cost not to exceed \$7,000 (Seven Thousand Dollars); 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 documentation required in connection with the acceptance of the aforesaid proposal.

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	_____	_____

#4

RESOLUTION ACCEPTING PROPOSAL AND AUTHORIZING INSTALLATION OF PAVILION AT LAKE SECOR PARK DISTRICT

WHEREAS, the Lake Secor Park District Advisory Committee has solicited proposals for the installation and construction of a of a pavilion at Lake Secor park; and

NOW THEREFORE BE IT RESOLVED, that the Town of Carmel Town Board, as Commissioners of the Lake Secor Park District, hereby accepts the proposal of Blue Horizons Construction of Mahopac NY, and authorizes the installation and construction of the previously-purchased Pavilion at a cost not to exceed \$18,100.00 (EIGHTEEN THOUSAND ONE HUNDRED DOLLARS); 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 documentation required to formalize the acceptance of said proposal on the terms authorized herein.

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	_____	_____

#5

RESOLUTION ACCEPTING PROPOSAL FOR LANDSCAPING AND MAINTENANCE SERVICES AT LAKE SECOR PARK DISTRICT

WHEREAS, Town Engineer Richard Franzetti has solicited proposals for the performance of landscaping and maintenance services for the Lake Secor Park District ; and

NOW THEREFORE BE IT RESOLVED, that the Town of Carmel Town Board, as Commissioners of the Lake Secor Park District, hereby accepts the proposal of Bella Vista Landscaping, Mahopac NY, for the performance landscaping and maintenance services for the Lake Secor Park District for a three (3) year term at a total cost not to exceed \$9,550.00 (NINE THOUSAND FIVE HUNDRED FIFTY DOLLARS); 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 documentation required to formalize the acceptance of said proposal on the terms authorized herein.

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 ACCEPTING PROPOSAL FOR LANDSCAPING AND MAINTENANCE SERVICES TEAKETTLE SPOUT LAKE PARK DISTRICT

WHEREAS, Town Engineer Richard Franzetti has solicited proposals for the performance of landscaping and maintenance services for the Teakettle Spout Lake Park District ; and

NOW THEREFORE BE IT RESOLVED, that the Town of Carmel Town Board, as Commissioners of the Teakettle Spout Lake Park District, hereby accepts the proposal of Bella Vista Landscaping, Mahopac NY, for the performance landscaping and maintenance services for the Teakettle Spout Lake Park District for a three (3) year term at an annual cost not to exceed \$5,850.00 (FIVE THOUSAND EIGHT HUNDRED FIFTY DOLLARS); 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 documentation required to formalize the acceptance of said proposal on the terms authorized herein.

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 THE AWARDING OF BIDS FOR MISCELLANEOUS HIGHWAY DEPARTMENT MATERIALS AND SERVICES

WHEREAS the Town Board of the Town of Carmel has previously authorized advertisement for the solicitation of bids for various highway materials and services for the Town Highway Department, and

WHEREAS such bids were received and opened and Highway Superintendent Michael Simone has recommended the awarding of the bids (after equalizing all FOB bids based on distance to the Town Highway Department yard),

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Carmel hereby awards the bids for the purchase of various highway materials and services to the lowest responsible bidders who met specifications as follows:

CRUSHED GRAVEL

1 ½" DELIVERED

1/4" F.O.B

1/4" DELIVERED

3/4" DELIVERED

THALLE INDUSTRIES

172 ROUTE 9

FISHKILL, NY 12524

CRUSHED GRAVEL

1 ½" F.O.B.

3/4" F.O.B.

3/8" F.O.B.

PUTNAM MATERIALS CORP.

ROUTE 311

PATTERSON, NY 12563

CRUSHED GRAVEL

3/8" DELIVERED

NICHOLAS F. DOMAIN SAND & GRAVEL

2441 ROUTE 22

DOVER PLAINS, NY 12522

GRANULAR BASE-F.O.B.

ITEM 4

PUTNAM MATERIALS CORP.

RTE 311

PATTERSON, NY

GRANULAR BASE - DELIVERED

ITEM 4

THALLE INDUSTRIES

172 ROUTE 9

FISHKILL, NY 12524

RUN OF BANK GRAVEL FOB& DELIVERED

NICHOLAS F. DOMAIN SAND & GRAVEL

2441 ROUTE 22

DOVER PLAINS, NY 12522

ROAD OILS, CUTBACKS ETC.

PECKHAM MATERIALS CORP.

PENETRATION ASPHALT
CATIONIC EMULSIFIED ASPHALT

20 HAARLEM AVENUE
WHITE PLAINS, NY 10603

ALUMINUM CULVERT PIPE - DELIVERED -
PLAIN & PERFORATED
ALL SIZES

ESP INCORPORATED
3330 ROUTE 9
COLD SPRING, NY 10516

ALUMINUM CULVERT PIPE - F.O.B. -
PLAIN & PERFORATED
ALL SIZES

ESP INCORPORATED
3330 ROUTE 9
COLD SPRING, NY 10516

STEEL CULVERT PIPE - F.O.B. -
PLAIN & PERFORATED
ALL SIZES

ESP INCORPORATED
3330 ROUTE 9
COLD SPRING, NY 10516

STEEL CULVERT PIPE - DELIVERED -
PLAIN & PERFORATED
ALL SIZES

CHEMUNG SUPPLY CORP.
ELMIRA, NY

POLYETHYLENE DRAINAGE PIPE DELIVERED-
PLAIN & PERFORATED
ALL SIZES & TYPES
ELBOWS & TEES
CORRUGATED & SMOOTH

REJECT ALL BIDS & PURCHASE
UNDER NYS BID

POLYETHYLENE DRAINAGE PIPE - FOB -
DRAINAGE PIPE & ELBOWS/TEES
ALL SIZES & TYPES
ELBOWS & TEES
CORRUGATED & SMOOTH

CARMEL WINWATER
CARMEL, NY

CATCH BASIN SUMPS & TOPS -
DELIVERED

M & M PRECAST CORP.
39 PADANARAM ROAD
DANBURY, CT 06811

TREE FELLING AND TRIMMING -

LAUREL OAK LANDSCAPING, INC
21 BRANCH ROAD
BREWSTER, NY 10509

BITUMINOUS CONCRETE FOB -
TOP COURSE TYPE 6 & 6F
TOP COURSE TYPE 7 AND 7F
BINDER COURSE TYPE 3
CURB MIX

PECKHAM MATERIALS CORP.
CARMEL PLANT, ROUTE 6
CARMEL, NY 10512

BITUMINOUS CONCRETE –IN PLACE

TYPE3 BINDER COURSE
IN-PLACE WITH TACK COAT
IN-PLACE
IN-PLACE WITH KEYS

KECT CONSTRUCTION
ROUTE 22
PATTERSON, NY 12563

TYPE 6F3 TOP COURSE
IN-PLACE WITH TACK COAT
IN-PLACE
IN-PLACE WITH KEYS

KECT CONSTRUCTION
ROUTE 22
PATTERSON, NY 12563

TYPE 6F3 TOP WARM MIX
IN-PLACE WITH TACK COAT
IN-PLACE
IN-PLACE WITH KEYS

KECT CONSTRUCTION
ROUTE 22
PATTERSON, NY 12563

BITUMINOUS CONCRETE –IN PLACE

TYPE 7F3 TOPE COURSE
IN-PLACE WITH TACK COAT
IN-PLACE
IN-PLACE WITH KEYS

CLOVE EXCAVATORS, INC.
9 BARNES DRIVE
POUGHKEEPSIE, NY 12603

TYPE 9.5 MM SUPERPAVE TOP F3
IN-PLACE WITH TACK COAT
IN-PLACE
IN-PLACE WITH KEYS

CLOVE EXCAVATORS, INC.
9 BARNES DRIVE
POUGHKEEPSIE, NY 12603

TYPE 12.5 MM SUPERPAVE TOP F3
IN-PLACE WITH TACK COAT
IN-PLACE
IN-PLACE WITH KEYS

CLOVE EXCAVATORS, INC.
9 BARNES DRIVE
POUGHKEEPSIE, NY 12603

TYPE 19.0 MM SUPERPAVE BINDER
IN-PLACE WITH TACK COAT
IN-PLACE
IN-PLACE WITH KEYS

CLOVE EXCAVATORS, INC.
9 BARNES DRIVE
POUGHKEEPSIE, NY 12603

TYPE 25.0 MM SUPERPAVE BINDER
IN-PLACE WITH TACK COAT
IN-PLACE
IN-PLACE WITH KEYS

CLOVE EXCAVATORS, INC.
9 BARNES DRIVE
POUGHKEEPSIE, NY 12603

TYPE 37.5 MM SUPERPAVE BASE
IN-PLACE WITH TACK COAT
IN-PLACE
IN-PLACE WITH KEYS

CLOVE EXCAVATORS, INC.
9 BARNES DRIVE
POUGHKEEPSIE, NY 12603

TYPE 6.3 POLYMER MODIFIED TOP
IN-PLACE WITH TACK COAT

CLOVE EXCAVATORS, INC.
9 BARNES DRIVE

IN-PLACE
IN-PLACE WITH KEYS

POUGHKEEPSIE, NY 12603

TYPE 1 BASE WARM MIX
IN-PLACE WITH TACK COAT
IN-PLACE
IN-PLACE WITH KEYS

CLOVE EXCAVATORS, INC.
9 BARNES DRIVE
POUGHKEEPSIE, NY 12603

TYPE 3 BINDER WARM MIX
IN-PLACE WITH TACK COAT
IN-PLACE
IN-PLACE WITH KEYS

CLOVE EXCAVATORS, INC.
9 BARNES DRIVE
POUGHKEEPSIE, NY 12603

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	_____	_____

#8

**RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE
REFERENDUM, CONSTRUCTION OF DRAINAGE IMPROVEMENTS
THROUGHOUT AND IN AND FOR THE TOWN OF CARMEL, PUTNAM
COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF
\$100,000, AND AUTHORIZING THE ISSUANCE OF \$100,000 BONDS
OF SAID TOWN TO PAY THE COST THEREOF**

WHEREAS, the capital project hereinafter described has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, such regulations provide will not result in a significant environmental effect; and

WHEREAS, it is now desired to authorize such capital project and its financing;
NOW, THEREFORE,

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

Section 1. The construction of drainage improvements throughout and in and for the Town of Carmel, Putnam County, New York, together with incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$100,000, subject to permissive referendum.

Section 2. It is hereby determined that the plan for the financing thereof is by the issuance of \$100,000 bonds of said Town is hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years, pursuant to subdivision 4 of

paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Carmel, Putnam County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition

to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

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 AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE ISSUANCE OF \$570,000 BONDS OF THE TOWN OF CARMEL, PUTNAM COUNTY, NEW YORK, TO PAY THE COST OF THE PURCHASE OF EQUIPMENT FOR CONSTRUCTION AND MAINTENANCE PURPOSES IN AND FOR SAID TOWN

WHEREAS, the capital project hereinafter described has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, such regulations provide will not result in a significant environmental effect; and

WHEREAS, it is now desired to authorize such capital project and its financing;
NOW, THEREFORE,

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

Section 1. The cost of the purchase of equipment for construction and maintenance purposes, each item of which is \$30,000 or more, including incidental equipment and expenses, in and for the Town of Carmel, Putnam County, New York, is hereby authorized at a maximum estimate cost of \$570,000, subject to permissive referendum.

Section 2. It is hereby determined that the plan for the financing thereof is by the issuance of \$570,000 bonds of said Town is hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 28 of

paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Carmel, Putnam County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of the Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of

the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a

notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

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 AUTHORIZING, SUBJECT TO PERMISSIVE
REFERENDUM, THE ISSUANCE OF \$750,000 BONDS OF THE TOWN
OF CARMEL, PUTNAM COUNTY, NEW YORK, TO PAY THE COST OF
THE ROAD RECONSTRUCTION AND RESURFACING, THROUGHOUT
AND IN AND FOR SAID TOWN.**

WHEREAS, the capital project hereinafter described has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, such regulations provide will not result in a significant environmental effect; and

WHEREAS, it is now desired to authorize the financing of such capital project;
NOW, THEREFORE

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of Carmel, Putnam County, New York, as follows:

Section 1. Road reconstruction and resurfacing, throughout and in and for the Town of Carmel, Putnam County, New York, including drainage, sidewalks, curbs, gutters, landscaping, grading or improving rights-of-way, as well as other incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$750,000, subject to permissive referendum.

Section 2. It is hereby determined that the plan for the financing thereof is by the issuance of \$750,000 bonds of said Town hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Carmel, Putnam County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the

Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a

notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.

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	_____	_____

#11

RESOLUTION AUTHORIZING ADVERTISING FOR BIDS

RESOLVED that, pursuant to the request of Carmel Highway Superintendent Michael Simone, Town Clerk Ann Spofford, is hereby authorized to advertise for bids for the following capital equipment to be purchased for the Town of Carmel Highway Department, in accordance with authorized capital borrower for fiscal year 2014:

- **TWO (2) – NEW 6-WHEEL 4X4 CHASSIS & CAB**
 - **ONE (1) NEW 1-TON DUAL-WHEEL 4X4 CHASSIS & CAB**
 - **ONE (1) NEW 1-TON 4X4 CHASSIS & CAB**
 - **ONE (1) NEW FORD EXPLORER**

BE IT FURTHER RESOLVED that the Town Highway Superintendent is to furnish detailed specifications 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>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

#12

RESOLUTION AUTHORIZING PAYMENT OF LEGAL FEES EAST OF HUDSON MUNICIPALITIES – MS4 REQUIREMENTS

WHEREAS, the Town Board of the Town of Carmel is presently participating in conjunction with East of Hudson East of Hudson Coalition in negotiations with NYSDEC and NYCDEP for funding Stormwater Retrofit Program for Years 6 through 10, specifically relating to heightened MS4 requirements, and

WHEREAS, Rapport Meyers, LLP had presented a proposed legal budget to East of Hudson Municipalities in Putnam and Westchester Counties for the express purposes of NYSDEC and NYCDEP negotiations and/or litigation a copy of which is on file in the office the Town Supervisor;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes payment of the sum not to exceed \$3093.15 (THREE THOUSAND NINETY THREE AND 15/100 DOLLARS) to the Putnam County Commissioner of Finance, as the Town of Carmel's proportionate share for legal services rendered by Rapport Meyers, LLP, in accordance with the aforesaid proposal.

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 ABANDONING ROUTE SIX DRIVEWAY RELOCATION PROJECT AT WOODCREST GARDENS

WHEREAS, the Town Board of the Town of Carmel previously commissioned and adopted the Mount Hope Road Traffic Study prepared by Frederick P. Clark Associates, Inc.; and

WHEREAS, Town Engineer Richard J. Franzetti, P.E. has reported to the Town Board regarding the results of the referenced Mount Hope Road Traffic Study as same pertain to and relate to the Route Six Proposed Driveway Relocation at Woodcrest Gardens project identified as New York State Department of Transportation Project Identification Number 8390.98;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel hereby accepts the recommendation of the Town Engineer Richard Franzetti, P.E. and authorizes the abandonment of Route Six Proposed Driveway Relocation at Woodcrest Gardens Project identified as New York State Department of Transportation Project Identification Number 8390.98; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be forwarded to the New York State Department of Transportation and its Regional Local Projects Liaison forthwith.

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	_____	_____