

KENNETH SCHMITT
Town Supervisor

TOWN OF CARMEL
TOWN HALL

ANN SPOFFORD
Town Clerk

FRANK D. LOMBARDI
Town Councilman
Deputy Supervisor

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KATHLEEN KRAUS
Receiver of Taxes

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

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

TOWN BOARD VOTING MEETING
Wednesday, April 20, 2016 7:00pm

Pledge of Allegiance – Moment of Silence

Town Board Voting Meeting:

1. Accept Town Board Minutes, April 6, 2016
 2. Res: Making Probationary Promotional Appointment of Sergeant in the Town of Carmel Police Department
 3. Res: Making Probationary Appointment of Account Clerk II in the Town of Carmel Police Department
 4. Res: Making Appointment to the Town of Carmel Planning Board
 5. Res: Authorizing Repairs to Equipment in the Town of Carmel Highway Department
 6. Res: Authorizing Repairs to Equipment in the Town of Carmel Highway Department
 7. Res: Authorizing the Awarding Bids for Spring 2016 Miscellaneous Highway Department Materials and Services
 8. Res: Awarding of Bid for Bus Transportation for the 2016 Summer Camp Program
 9. Res: Authorizing Entry into Intermunicipal Agreement with County of Putnam for Residential and Commercial Electrical Inspections
 10. Res: Authorizing Settlement of Litigation
 11. Res: Authorizing Purchase of Copiers – Town of Carmel Building Department and Assessor's Office
 12. Res: Designation the Week of May 2nd through May 8th 2016 as Town of Carmel Compliance Clean Up Week
- **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. Glenn Droese, Assessor – Contractual/Personnel

Resolution #2

RESOLUTION MAKING PROBATIONARY PROMOTIONAL APPOINTMENT OF SERGEANT IN THE TOWN OF CARMEL POLICE DEPARTMENT

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

Resolution

Offered by: _____

Seconded by: _____

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

Resolution #3

RESOLUTION MAKING PROBATIONARY APPOINTMENT OF ACCOUNT CLERK II IN THE TOWN OF CARMEL POLICE DEPARTMENT

RESOLVED that the Town Board of the Town of Carmel hereby appoints Maria Rose Bierbaum to the position of Account Clerk II in the Town of Carmel Police Department, effective April 18, 2016, at a CSEA Group 4 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>
Jonathan Schneider	_____	_____
John Lupinacci	_____	_____
Suzanne McDonough	_____	_____
Frank Lombardi	_____	_____
Kenneth Schmitt	_____	_____

Resolution #4

RESOLUTION MAKING APPOINTMENT TOWN OF CARMEL PLANNING BOARD

RESOLVED that the Town Board of the Town of Carmel hereby appoints Raymond Cote' to the Town of Carmel Planning Board commencing immediately and expiring on December 31, 2022.

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 REPAIRS TO EQUIPMENT CARMEL HIGHWAY DEPARTMENT

RESOLVED, that the Town Board of the Town of Carmel, upon the request and recommendation of Town of Carmel Highway Superintendent Michael Simone hereby authorizes the performance of repairs to the Elgin VacAll Unit on Truck #57 by Philip J. Ortiz Mfg. Corp., Hopewell Jct, NY in the amount not to exceed \$7,946.25 in accordance with the proposal dated April 5, 2016.

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 REPAIRS TO EQUIPMENT CARMEL HIGHWAY DEPARTMENT

RESOLVED, that the Town Board of the Town of Carmel, upon the request and recommendation of Town of Carmel Highway Superintendent Michael Simone hereby authorizes the performance of repairs to the Elgin VacAll Unit on Truck #58 by Long Island Sanitation Equipment, Farmingdale, NY in the amount not to exceed \$10,340.61 in accordance with the proposal dated March 31, 2016.

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 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" F.O.B. PLANT
1 ½" DELIVERED
¾" F.O.B. PLANT
¾" DELIVERED
⅜" F.O.B. PLANT
⅜" DELIVERED
¼" F.O.B. PLANT
¼" DELIVERED

-

PUTNAM MATERIALS CORP.
ROUTE 311
PATTERSON, NY 12563

GRANULAR BASE-F.O.B.
ITEM 4

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PUTNAM MATERIALS CORP.
RTE 311
PATTERSON, NY

THALLE INDUSTRIES
172 ROUTE 9
FISHKILL, NY 12524

GRANULAR BASE – DELIVERED
ITEM 4

-

THALLE INDUSTRIES
172 ROUTE 9
FISHKILL, NY 12524

PUTNAM MATERIALS CORP.
RTE 311
PATTERSON, NY

RUN OF BANK GRAVEL FOB& DELIVERED -

NICHOLAS F. DOMAIN SAND & GRAVEL
2441 ROUTE 22
DOVER PLAINS, NY 12522

<u>ROAD OILS, CUTBACKS ETC.</u> PENETRATION ASPHALT CATIONIC EMULSIFIED ASPHALT	-	PECKHAM MATERIALS CORP. 20 HAARLEM AVENUE WHITE PLAINS, NY 10603
<u>BITUMINOUS CONCRETE</u> <u>FOB</u> TOP COURSE TYPE 6F3 TOP COURSE TYPE 7F3 BINDER COURSE TYPE 3 CURB MIX	-	PECKHAM MATERIALS CORP. CARMEL PLANT, ROUTE 6 CARMEL, NY 10512
<u>BITUMINOUS CONCRETE –IN PLACE</u> 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 7F3 TOP COURSE IN-PLACE WITH TACK COAT IN-PLACE IN-PLACE WITH KEYS		KECT CONSTRUCTION ROUTE 22 PATTERSON, NY 12563
TYPE 9.5 MM SUPERPAVE TOP F3 IN-PLACE WITH TACK COAT IN-PLACE WITH KEYS IN-PLACE		KECT CONSTRUCTION ROUTE 22 PATTERSON, NY 12563
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 IN-PLACE WITH KEYS		KECT CONSTURCTION CORP. ROUTE 22 PATTERSON, NY 12563

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

KECT CONSTURCTION CORP.
ROUTE 22
PATTERSON, NY 12563

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

KECT CONSTURCTION CORP.
ROUTE 22
PATTERSON, NY 12563

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

KECT CONSTRUCTION
ROUTE 22
PATTERSON, NY 12563

ALUMINUM CULVERT PIPE - DELIVERED -
PLAIN & PERFORATED
ALL SIZES

CHEMUNG SUPPLY CORP.
ELMIRA, NY

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

EXPANDED SUPPLY PRODUCTS, INC.
3330 ROUTE 9
COLD SPRING, NY 10516

STEEL CULVERT PIPE - DELIVERED -
PLAIN & PERFORATED
ALL SIZES

CHEMUNG SUPPLY CORP.
ELMIRA, NY

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

EXPANDED SUPPLY PRODUCTS, INC.
3330 ROUTE 9
COLD SPRING, NY 10516

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

CHEMUNG SUPPLY
ELMIRA, NY

CARMEL WINWATER WORKS
CARMEL, NY

EXPANDED SUPPLY PRODUCTS, INC.
3330 ROUTE 9
COLD SPRING, NY 10516

POLYETHYLENE DRAINAGE PIPE F.O.B. -
PLAIN & PERFORATED
ALL SIZES & TYPES
ELBOWS & TEES
CORRUGATED & SMOOTH

CHEMUNG SUPPLY
ELMIRA, NY

CARMEL WINWATER WORKS
CARMEL, NY

EXPANDED SUPPLY PRODUCTS, INC.
3330 ROUTE 9
COLD SPRING, NY 10516

CATCH BASIN SUMPS & TOPS
PICKUP & DELIVERED
24" X 24" X 24"
36" X 24" X 24"
FLAT TYPE TOPS
3 3/8" X 24" X 24"

-

MID HUDSON CONCRETE CORP.
3504 ROUTE 9
COLD SPRING, NY 10516

CATCH BASIN SUMPS & TOPS
PICKUP & DELIVERED
36" X 30" X 30"
30" X 30" X 48"
48"x30"x48"
FLAT TYPE TOPS
4" X 30" X 30"
5" X 30" X 48"
CURB BACK
6 1/2" X 30" X 48"

-

CARMEL WINWATER WORKS CO.
CARMEL, NY

CATCH BASIN SUMPS & TOPS
PICKUP & DELIVERED
36" X 56" X 45"
48" X 56" X 45"
FLAT TYPE TOPS
8" X 56" X 45"
CURB BACK
12" X 56" X 45"

-

M&M PRECAST CORPORATION
DANBURY, CT

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 AUTHORIZING AWARD OF BID BUS TRANSPORTATION 2016 SUMMER CAMP PROGRAM

WHEREAS the Town Board of the Town of Carmel has previously authorized advertisement for the solicitation of bids for bus transportation for the 2016 summer camp program administered by the Town of Carmel Department of Recreation and Parks, as requested by Director of Parks and Recreation, James R. Gilchrist, and

WHEREAS such bids were received and opened on March 15, 2016 and a bid opening memo is on file with Town Clerk Ann Spofford, and

NOW THEREFORE BE IT RESOLVED that upon the recommendation of James R. Gilchrist, the Town Board hereby awards the aforesaid bid to Royal Coach Lines, Yonkers, NY, the low responsible bidder meeting specifications for all bus trips scheduled by the Recreation and Parks Department for Summer 2016,

BE IT FURTHER RESOLVED that upon review of 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.

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 ENTRY INTO INTERMUNICIPAL AGREEMENT WITH COUNTY OF PUTNAM ELECTRICAL INSPECTION SERVICES

WHEREAS the Town of Carmel and the County of Putnam wish to enter into an Intermunicipal agreement pursuant to the provisions of Article 5-G of the New York General Municipal Law for the purposes of the administration of electrical inspections by the County of Putnam, its agents and/or contractors within the Town of Carmel for the term commencing immediately and continuing through December 31, 2020; and

WHEREAS a copy of said proposed Intermunicipal Agreement is on file in the office of the Town Supervisor for the inspection and review of all Town Board members,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes Town Supervisor Kenneth Schmitt to enter into and execute, on behalf of the Town, the Intermunicipal Agreement with the County of Putnam in form and substance as is currently on file in the Office of the Town Supervisor and to transmit such executed agreement(s) to the County of Putnam thereafter for countersignature.

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 SETTLEMENT OF LITIGATION

WHEREAS there is currently pending in the Supreme Court, County of Putnam, State of New York under Index No. 1741/2013, 1234/2014 and 1526/2015, certain lawsuits entitled “Rich Pat, LLC vs. The Town of Carmel regarding the tax assessments for the property known and designated Town of Carmel Tax Map No. 75.20-2-5; and

WHEREAS a proposed settlement of the litigation has been negotiated by Glen Droese, Town Assessor, and special counsel Richard Blancato, both of whom have recommended approval of the proposed settlement;

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the settlement of the aforementioned litigation as recommended; and

BE IT FURTHER RESOLVED that Special Counsel Richard Blancato is hereby authorized to sign, on behalf of the Town of Carmel, the stipulation of settlement and corresponding consent judgment reflecting the terms of the settlement.

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 AUTHORIZING PURCHASE OF COPIERS – TOWN OF CARMEL TOWN HALL

WHEREAS, the Town Board had previously authorized the solicitation of proposals for the replacement of copying and scanning machinery equipment in the Town of Carmel Building Department and Assessor's office; and

WHEREAS, said proposal has been received and reviewed by the Office of the Town Comptroller and input has been solicited and received from the Town of Carmel's Internet Technology Consultant, Sullivan Data Management;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the purchase of two (2) Ricoh Configurable PTO Copier/Scanner Models at a cost not to exceed \$5,156.00;

BE IT FURTHER RESOLVED that the Town Supervisor is authorized to sign all necessary documents to purchase said equipment at the terms and conditions set forth herein; and

BE IT FURTHER RESOLVED that the Town Comptroller MaryAnn Maxwell is hereby authorized to make any and all necessary budget revisions to effect the aforesaid lease transactions.

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 DESIGNATING THE WEEK OF MAY 2ND THROUGH MAY 8, 2016 AS TOWN OF CARMEL COMPLIANCE CLEAN UP WEEK

RESOLVED that the Town Board of the Town of Carmel hereby declares the week of May 2nd through May 8th 2016 as “Community Clean-up and Code Compliance Week” in the Town of Carmel and

BE IT FURTHER RESOLVED THAT the Town Board hereby urges all citizens of the Town to utilize those weeks to engage in clean-up activities which will help to fulfill the common goal of all the citizens of the Town to live in a community that is litter and clutter free and

BE IT FURTHER RESOLVED the Town Board hereby further urges all citizens of the Town to also utilize those weeks to engage in an effort to promote and demonstrate compliance with the provisions of the Town of Carmel Town Code, specifically with those chapters entitled “Garbage, Rubbish and Refuse” (Chapter 95); “Noise” (Chapter 104); “Property Maintenance” (Chapter 114); “Vehicles, Abandoned or Junked” (Chapter 145) and “Zoning” (Chapter 156).

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	___	___