

TOWN BOARD MEETING
CARMEL FIREHOUSE
CARMEL, N.Y.

A Regular Meeting of the Town Board of the Town of Carmel was called to order by Supervisor Kenneth Schmitt on the 22nd day of April 2015 at 7:17 p.m. at the Carmel Fire House, 94 Gleneida Avenue, Carmel, New York. Members of the Town Board present by roll call were: Councilman Lupinacci, Councilwoman McDonough, Councilman Lombardi and Supervisor Schmitt. Councilman Schneider was absent.

The Pledge of Allegiance to the Flag was observed prior to the start of official business. A moment of silence was held to honor those serving in the United States Armed Forces. Supervisor Schmitt thanked the Carmel Fire Department for the use of their facilities and welcomed hamlet of Carmel residents in attendance.

MINUTES OF TOWN BOARD MEETINGS HELD ON 2/25/15, 3/4/15 AND 3/18/15 - ACCEPT AS SUBMITTED BY THE TOWN CLERK

On motion by Councilman Lombardi, seconded by Councilman Lupinacci, with all members of the Town Board present voting “aye”, the minutes of the Town Board meetings held on February 25th, March 4th and March 18th, 2015 were accepted as submitted by the Town Clerk.

HIGHWAY DEPARTMENT - BIDS AWARDED FOR MISCELLANEOUS MATERIALS AND SERVICES - OFFERED AS PRE-FILED

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:

<u>CRUSHED GRAVEL</u> 1 ½" DELIVERED 3/4" DELIVERED 1/4" DELIVERED 1/4" F.O.B.	THALLE INDUSTRIES 172 ROUTE 9 FISHKILL, NY 12524
<u>CRUSHED GRAVEL</u> 1 ½" F.O.B. 3/4" F.O.B.	PUTNAM MATERIALS CORP. ROUTE 311 PATTERSON, NY 12563
<u>CRUSHED GRAVEL</u> 3/8" DELIVERED 3/8" F.O.B.	NICHOLAS F. DOMAIN SAND & GRAVEL 2441 ROUTE 22 DOVER PLAINS, NY 12522
<u>GRANULAR BASE - F.O.B.</u> ITEM 4	PUTNAM MATERIALS CORP. RTE 311 PATTERSON, NY
<u>GRANULAR BASE - DELIVERED</u> ITEM 4	THALLE INDUSTRIES 172 ROUTE 9 FISHKILL, NY 12524
<u>RUN OF BANK GRAVEL- F.O.B & DELIVERED</u>	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

22 APRIL 2015
TOWN BOARD MEETING

(Cont.)

ALUMINUM CULVERT PIPE - DELIVERED
PLAIN & PERFORATED
ALL SIZES

ESP INCORPORATED
3330 ROUTE 9
COLD SPRING, NY 10516

CHEMUNG SUPPLY CORP.
ELMIRA, NY

STEEL CULVERT PIPE - DELIVERED
PLAIN & PERFORATED
ALL SIZES

ESP INCORPORATED
3330 ROUTE 9
COLD SPRING, NY 10516

CHEMUNG SUPPLY CORP.
ELMIRA, NY

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

CHEMUNG SUPPLY
ELMIRA, NY

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

CARMEL WINWATER
CARMEL NY

CATCH BASIN SUMPS & TOPS
DELIVERED

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

TREE FELLING AND TRIMMING

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

BITUMINOUS CONCRETE - F.O.B.
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 7F3 TOP COURSE
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

KECT CONSTRUCTION CORP.
ROUTE 22
PATTERSON, NY 12563

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

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

(Cont.)

TYPE 9.5 MM SUPERPAVE TOP F3 IN-PLACE	KECT CONSTRUCTION CORP. 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	CLOVE EXCAVATORS, INC. 9 BARNES DRIVE POUGHKEEPSIE, NY 12603
TYPE 6.3 POLYMER MODIFIED TOP IN-PLACE	KECT CONSTRUCTION CORP. ROUTE 22 PATTERSON, NY 12563
TYPE 1 BASE WARM MIX IN-PLACE WITH TACK COAT IN-PLACE WITH KEYS	CLOVE EXCAVATORS, INC. 9 BARNES DRIVE POUGHKEEPSIE, NY 12603
TYPE 1 BASE WARM MIX IN-PLACE	KECT CONSTRUCTION ROUTE 22 PATTERSON, NY 12563
TYPE 3 BINDER WARM MIX IN-PLACE WITH TACK COAT IN-PLACE WITH KEYS	CLOVE EXCAVATORS, INC. 9 BARNES DRIVE POUGHKEEPSIE, NY 12603
TYPE 6F TOP WARM MIX IN-PLACE IN PLACE WITH TACK COAT IN PLACE WITH KEYS	KECT CONSTRUCTION ROUTE 22 PATTERSON, NY 12563

Resolution
Offered by: Councilman Lombardi
Seconded by: Councilman Lupinacci

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

BOND RELEASES AUTHORIZED - TAX MAP #64.9-1-15 - EURO BUILDERS, INC. - \$9,200.00 AND \$21,720.00

WHEREAS applications have been made by Euro Builders, Inc. for the total release of a two bonds posted in accordance with Chapter 131 and/or Chapter 156 of the Town Code regarding the property known and designated as Town of Carmel Tax Map #64.9-1-15; and

WHEREAS said applications have been reviewed by the Planning Board and The Office of the Town Engineer, both of which have recommended the release of said bonds;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the release of the bonds referenced herein specifically Mahopac National Bank Letter of Credit #200565 and Mahopac National Bank Letter of Credit #200727 in the amount of \$9,200.00 and \$21,720.00 respectively.

Resolution

Offered by: Councilman Lupinacci
Seconded by: Councilman Lombardi

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

NOTICE REQUIREMENT IN SECTION 64 OF THE NEW YORK STATE ABC LAW WITH RESPECT TO A LIQUOR LICENSE FOR V.N.A. GAUDIO CORP. D/B/A THREE BOYS FROM ITALY TRATTORIA - WAIVED

WHEREAS, the representatives and/or proprietors of V.N.A. Gaudio Corp. d/b/a “Three Boys From Italy Trattoria” 115 Secor Road, 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 ABC 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: Councilwoman McDonough
Seconded by: Councilman Lupinacci

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

22 APRIL 2015
TOWN BOARD MEETING

PEDESTRIAN LIGHTING AND SIDEWALK IMPROVEMENT PROJECT - ROUTE 6N/SOUTH LAKE BOULEVARD - COMMENCEMENT OF EMINENT DOMAIN PROCEEDINGS AUTHORIZED

WHEREAS, the Town of Carmel has undertaken a Pedestrian Lighting and Sidewalk Improvement Project on Route 6N/South Lake Boulevard in downtown Mahopac being funded through Multi-Modal #4 Grant from the New York State Department of Transportation as well as through Good Neighbor Funding from the City of New York Department of Environmental Protection; and

WHEREAS, the project necessitates the acquisition of certain easement interests in real property located on the Route 6N/South Lake Boulevard in Mahopac; and

WHEREAS, certain easement interests have been acquired and certain remain outstanding at present;

NOW THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Carmel hereby authorizes Town Counsel Gregory L. Folchetti to commence all proceedings necessary in accordance with the New York State Eminent Domain Procedure Law including those required in Supreme Court in order to acquire all outstanding easement interests required in connection with said project; and

BE IT FURTHER RESOLVED, that the Town Board direct that said services be authorize at a rate of \$175.00 per hour.

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilman Lupinacci

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

CAMARDA PARK ALL PURPOSE FACILITY RENOVATIONS - SUBMISSION OF GRANT DISBURSEMENT AGREEMENT TO NEW YORK STATE DORMITORY, STATE AND MUNICIPAL FACILITIES PROGRAM PROJECT ID #6188 - AUTHORIZED

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the submission of the Grant Disbursement Application for New York State Municipal Facilities Program Project ID #6188 for the Camarda Park All Purpose Facility Renovations, in form as on file in the Office of the Town Supervisor; and

BE IT FURTHER RESOLVED that Town Supervisor Kenneth Schmitt and Director of Recreation and Parks James R. Gilchrist are hereby authorizes to execute the Grant Disbursement Application in accordance with the provisions thereof.

Resolution

Offered by: Councilman Lupinacci
Seconded by: Councilman Lombardi

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

22 APRIL 2015
TOWN BOARD MEETING

REPAIRS AND RENOVATIONS TO THE ROOF OF THE MAIN BUILDING AT SYCAMORE PARK - REJECTION OF BIDS AUTHORIZED AND RE-ADVERTISEMENT FOR BIDS AUTHORIZED

RESOLVED that, pursuant to the request of Town Engineer Richard J. Franzetti P.E., the Town Board of the Town of Carmel hereby rejects all bids received in December 2014 in connection with the repairs and renovations to the roof of the Main Building at Sycamore Park; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the re-advertisement for bids in connection with the aforesaid project; and

BE IT FURTHER RESOLVED that the Town Engineer is to furnish detailed specifications for the above to the Town Clerk to be used in conjunction with the Town's general bid conditions and specifications.

Resolution

Offered by: Councilwoman McDonough

Seconded by: Councilman Lupinacci

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

PUBLIC COMMENTS - AGENDA ITEMS

Dave Nicholas stated that he has yet to be contacted and therefore would like to meet with a representative from the Town with regard to the acquisition of easements for his properties in downtown Mahopac prior to the commencement of the eminent domain proceedings.

Supervisor Schmitt pointed out that he has had conversations with Mr. Nicholas, however, would be willing to discuss the matter further. He scheduled a meeting for the following Monday at 10:30 a.m. and stated that he would include the Town's Legal Counsel and a representative from the Engineering Department. Discussion ensued.

TOWN BOARD MEMBER COMMENTS - AGENDA ITEMS

No member of the Town Board wished to comment at this time.

ADJOURNMENT

All agenda items having been addressed, on motion by Councilman Lombardi, seconded by Councilman Lupinacci, with all Town Board members present in agreement, the meeting was adjourned at 7:35 p.m. to the scheduled Work Session.

Respectfully submitted,

Ann Spofford, Town Clerk